

The Second Division consisted of the regular members and in addition Referee Steven Briggs when award was rendered.

(Brotherhood Railway Carmen of the United States
(and Canada

Parties to Dispute: (

(Chicago and North Western Transportation Company

Dispute: Claim of Employees:

- "1) The Chicago and North Western Transportation Company violated the controlling agreement when it unjustly deprived Carman Richard Wilmot of his contractual rights when it allowed other than Carmen to perform Carmen's work on April 14, 1982. The Company also violated Article V of the August 21, 1954 Agreement when the Manager of Labor Relations, in his denial letter of July 20, 1982, failed to give reasons for disallowing the claim.
- 2) That the Chicago and North Western Transportation Company be ordered to compensate Carman Richard Wilmot for eight (8) hours pay at the Carmen's overtime rate of pay for violation of April 14, 1982. This is a continuous claim."

Statement:

The above question was submitted to the Second Division of the National Railroad Adjustment Board by the above referred Organization in ex parte form, hearing thereon was waived, and the Division is now in receipt of a request from the Organization that the case be withdrawn.

AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest


Nancy J. Dever - Executive Secretary

Dated at Chicago, Illinois, this 18th day of September, 1985