

Award No. 226

Docket No. 234

2-DL&W-EW-'38

**NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION**

PARTIES TO DISPUTE:

**SYSTEM FEDERATION NO. 78, RAILWAY EMPLOYEES'
DEPARTMENT, A. F. OF L. (ELECTRICAL WORKERS)**

**THE DELAWARE, LACKAWANNA AND WESTERN
RAILROAD COMPANY**

DISPUTE: CLAIM OF EMPLOYEES: That Rule 22, paragraph 3, and Rules 50 and 52 of the agreement between the parties hereto, effective December 3, 1935, and applicable to electrical workers and their helpers in the Maintenance of Way and Structures Department, were violated when laborers in the roadway department were used by the railroad company to perform excavation work, as more particularly hereinafter set forth; and that employes affected thereby should be compensated for all time lost.

STATEMENT: The above question was submitted to the Second Division of the National Railroad Adjustment Board by the above parties jointly, and the Division is now in receipt of request from them that the case be withdrawn.

AWARD

Case dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division**

**ATTEST: J. L. Mindling
Secretary**

Dated at Chicago, Illinois, this 4th day of March, 1938.

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