

Award No. 438

Docket No. 472

2-D&SL-BM-'40

**NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION**

PARTIES TO DISPUTE:

**SYSTEM FEDERATION No. 47, RAILWAY EMPLOYES'
DEPARTMENT, A. F. OF L. (BOILERMAKERS)**

THE DENVER & SALT LAKE RAILWAY COMPANY

DISPUTE: CLAIM OF EMPLOYES: That shipping of certain locomotive boiler tubes to the D&RGW shops at Burnham in Denver, for the purpose of welding (30) thirty inch or (36) thirty-six inch safe ends on the front end of the superheater tubes, and the shipping of (2) two inch and (2¼) two and one-quarter inch tubes to D&RGW shop for the welding of one (30) thirty inch or (36) thirty-six inch safe end, this is a violation of Rule 94 of the current agreement between System Federation No. 47, and the Denver and Salt Lake Railway Company, also a violation of Section 6 of the Railway Labor Act.

STATEMENT: The above question was submitted to the Second Division of the National Railroad Adjustment Board by the above referred to organization in ex parte form, and during the course of the hearing the parties requested that the case be withdrawn.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 8th day of March, 1940.