

Award No. 3009

Docket No. 3166

2-MKT-F&O-'58

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**SECOND DIVISION**

---

**PARTIES TO DISPUTE:**

**SYSTEM FEDERATION NO. 8, RAILWAY EMPLOYEES'  
DEPARTMENT, AFL-CIO (Firemen and Oilers)**

**MISSOURI-KANSAS-TEXAS RAILROAD COMPANY**

**DISPUTE: CLAIM OF EMPLOYEES:**

1. That the Carrier violated provisions of Rule 19(a) of controlling Agreement when the Mechanical Foreman, Mr. E. T. McGlasson, at Smithville, Texas failed to give reason for declining the claim of W. A. Duncan, as presented to him on August 23, 1957—Smithville, Texas.

2. That accordingly the Carrier be ordered to allow Claimant W. A. Duncan's claim as presented in accordance with the provisions of Rule 19(a) of controlling agreement, DP-304.

**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to organization in ex parte form and the Division is now in receipt of a request from the employes that the case be withdrawn.

**AWARD**

Claim dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of SECOND DIVISION**

**ATTEST:** Harry J. Sassaman  
Executive Secretary

Dated at Chicago, Illinois, this 13th day of November, 1958.