

Award No. 3237

Docket No. 3393

2-MP-CM-'59

NATIONAL RAILROAD ADJUSTMENT BOARD

SECOND DIVISION

PARTIES TO DISPUTE:

**SYSTEM FEDERATION NO. 2, RAILWAY EMPLOYEES'
DEPARTMENT, A. F. of L.—C. I. O. (Carmen)**

MISSOURI PACIFIC RAILROAD COMPANY

DISPUTE: CLAIM OF EMPLOYEES:

1. That the Missouri Pacific Railroad Company, hereinafter called the Carrier, violated the controlling agreement, particularly Rule 23, at DeSoto, Missouri when forces were increased without a system call being put out, thereby depriving Carman L. E. Bane, hereinafter referred to as the Claimant, of the opportunity to fill the job at DeSoto, Missouri.

2. That accordingly the Carrier be ordered to compensate the Claimant, L. E. Bane, eight (8) hours per day at the straight time rate for January 6, 7, 8, 9, 10, 13, 14, 15, 16 and 17, 1958, and one (1) hour on January 20th, 1958.

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to organization in ex parte form and the Division is now in receipt of a request from employes that the case be withdrawn.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 11th day of June 1959.