

Award No. 4343
Docket No. 4406
2-P&LE-TWUOA-'63

NATIONAL RAILROAD ADJUSTMENT BOARD

SECOND DIVISION

The Second Division consisted of the regular members and in addition Referee J. Harvey Daly when the award was rendered.

PARTIES TO DISPUTE:

**RAILROAD DIVISION, TRANSPORT WORKERS UNION
OF AMERICA, A. F. of L. — C. I. O.**

**THE PITTSBURGH & LAKE ERIE RAILROAD COMPANY AND
THE LAKE ERIE & EASTERN RAILROAD COMPANY**

DISPUTE: CLAIM OF EMPLOYEES: On March 13, 1962, three cars, numbers P-9555, P-10655, P12732 were derailed in the McKees Rocks Yard. On March 14, 1962, eight (8) MofW employees were used to rerail these cars. This is a violation of the agreement, Rule 27, paragraph (a) as we do have a wreck crew at McKees Rocks, Pa. and they should have performed the work instead of the MofW employees. Since the MofW employees were used the organization requests that the following wreck crew members be paid eight (8) hours at the regular carmen's rate of pay on account of MofW employees performing their work. Employees to be paid: A. Stecko, M. Novoselski, M. Rosko, R. Schutz, F. Wolota, E. Hannisick, E. Maksin and F. Kownacki.

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form, hearing thereon was held, and the Division is now in receipt of a request from the employees that the case be withdrawn.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 9th day of December, 1963.