

Award No. 997  
Docket No. CL-1082

**NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION**

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**PARTIES TO DISPUTE:**

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,  
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES**

**THE TEXAS MEXICAN RAILWAY COMPANY**

**STATEMENT OF CLAIM:** "Claim of the System Committee of the Brotherhood that:

"1. The position of Messenger at Agua Dulce, Texas be classified as a clerk with a rate of \$135.00 per month retroactive to September 15, 1938; and

"2. That all employes involved in, or affected by the improper classification be compensated for all monetary loss sustained."

**FINDINGS:** The Third Division of the Adjustment Board finds:

That the dispute was certified to the Third Division of the Adjustment Board ex parte by complainant party;

That no hearing thereon has been had, and under date of November 20, 1939, the complainant party addressed a formal communication to the Secretary of the Third Division withdrawing this case.

**AWARD**

Case dismissed.

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

**ATTEST: H. A. Johnson**  
Secretary

Dated at Chicago, Illinois, this 29th day of November, 1939.