

NATIONAL MEDIATION BOARD
SPECIAL BOARD OF ADJUSTMENT 1048

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES	)	
	)	Case No. 157
and	)	
	)	Award No. 157
NORFOLK SOUTHERN RAILWAY COMPANY	)	

Richard K. Hanft, Chairman & Neutral Member
T. W. Kreke, Employee Member
D. L. Kerby, Carrier Member
Hearing Date: May 1, 2009

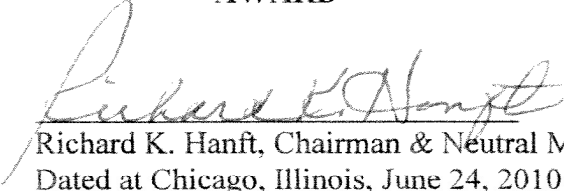
STATEMENT OF CLAIM: "Claim of B & B Department employees G. W. Cleeton, R. L. Vestal, J. W. Dawson, J. J. Vestal and S.W. Lierly requesting overtime compensation for all hours consumed by a contractor performing maintenance of way work in the vicinity of DeWitt, Missouri, on the Illinois Division from October 4 through December 16, 2004." (Carrier File MW-DECR-04-52-BB-408).

FINDINGS: Special Board of Adjustment No. 1048, upon the whole record and all of the evidence, finds and holds that Employee and Carrier are employee and carrier within the meaning of the Railway Labor Act, as amended; and, that the Board has jurisdiction over the dispute herein; and, that the parties to the dispute were given due notice of the hearing thereon and did participate therein.

The Organization has indicated its desire to withdraw this claim from further consideration. Accordingly, the claim must be dismissed.

AWARD

Claim dismissed.


Richard K. Hanft, Chairman & Neutral Member
Dated at Chicago, Illinois, June 24, 2010


D. L. Kerby
Carrier Member
Dated: 7/19/10


T. W. Kreke
Employee Member
Dated: July 19, 2010