

Parties to Dispute: { System Federation No. 76, Railway Employees'
 { Department, A. F. of L. - C. I. O.
 { (Carmen)
 { Chicago and North Western Transportation Company

Dispute: Claim of Employes:

1. Freight Car Inspector Mark Foster was unjustly suspended from service on August 3, 1978, and was unjustly dismissed from service on August 25, 1978.
2. Freight Car Inspector Mark Foster was erroneously charged with insubordination on August 3, 1978.
3. That the Chicago and North Western Transportation Company be ordered to make Freight Car Inspector Mark Foster whole; return him to service with all seniority rights, vacation rights, holidays and all other benefits which are a condition of employment, dating from August 3, 1978, in accordance with Rule 35(h).

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form, hearing thereon was waived, and the Division is now in receipt of a request from the employes that the case be withdrawn.

A W A R D

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest: Executive Secretary
National Railroad Adjustment Board

By Rosemarie Brasch
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 13th day of February, 1980.