

The Second Division consisted of the regular members and in addition Referee Ralph W. Yarborough when award was rendered.

Parties to Dispute: ( International Association of Machinists and  
( Aerospace Workers  
(  
( Atchison, Topeka and Santa Fe Railway Company

Dispute: Claim of Employes:

1. That under the current controlling agreement Machinist Earl E. Weaver, San Bernardino, California was unjustly dismissed from the service of the AT&SF Railway Company on January 30, 1976.
2. That accordingly the Carrier be ordered to reinstate Claimant to his former position with all service rights, seniority and pay for all time lost from Carrier service retroactive to January 30, 1976.

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form, hearing thereon was waived, and the Division is now in receipt of a request from the employes that the case be withdrawn.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

Dated at Chicago, Illinois, this 10th day of October, 1978.