

The Second Division consisted of the regular members and in addition Referee William Peck when award was rendered.

Parties to Dispute: (The International Association of Machinists-AFL-CIO
(The Illinois Central Gulf Railroad Company

Dispute: Claim of Employees:

1. That the Illinois Central Gulf Railroad violated Rule 39 of the Schedule "A" Agreement, dated April 1, 1935, made between the Illinois Central Gulf Railroad and the International Association of Machinists & Aerospace Workers, AFL-CIO, when they suspended Machinist O. C. Stampley from service for ten working days beginning July 18, 1981, and concluding July 29, 1981.
2. That, accordingly, the Carrier be ordered to:
 - (a) Compensate Machinist Stampley ten days pay at the Machinists pro rata rate for the period he was suspended from service beginning July 18, 1981, and concluding on July 29, 1981.
 - (b) Clear Claimant's personal record of all reference to the charges filed against him on May 20, 1981, and investigation conducted on July 8, 1981.
 - (c) Grant all benefits obtained for Machinists in any future agreements between the Illinois Central Gulf Railroad and the International Association of Machinists to which Machinist Stampley would have received had he not been suspended from service.
 - (d) Make claimant whole for all losses incurred as a result of his suspension from service from July 18, through July 29, 1981.

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form, hearing thereon was waived, and the Division is now in receipt of a request from the Carrier that the case be withdrawn.

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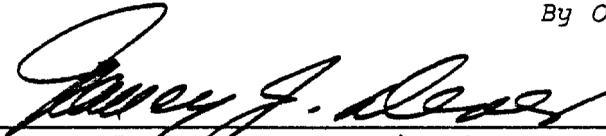
Award No. 9772
Docket No. 9852
2-ICG-MA-'84

A W A R D

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest:


Nancy J. Dwyer - Executive Secretary

Dated at Chicago, Illinois, this 25th day of January, 1984