

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

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

Dispute: Claim of Employes:

1. That the Illinois Central Gulf Railroad violated Rule 39 (but not limited thereto) of the Schedule "A" Agreement between the Illinois Central Gulf Railroad and the International Association of Machinists and Aerospace Workers, AFL-CIO, when they terminated set-up Machinists Apprentice L. E. Pilate from service on July 7, 1981.
2. That accordingly, the Carrier be ordered to:
 - (a) Reinstate Mr. Pilate to service, seniority rights unimpaired.
 - (b) Pay all back wages, including overtime, lost from the time Mr. Pilate was terminated until such time as he is reinstated to service.
 - (c) Pay premiums on Travelers Policy GA-23000, Illinois Central Gulf Hospital Association, Provident Insurance Policy R-5000, and Aetna Policy GD-12000 while held from service.
 - (d) Make claimant whole for all vacation and holiday rights.
 - (e) Make Mr. Pilate whole for all losses incurred to him as result of his dismissal.
 - (f) Pay 10% interest on all back wages.

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form, hearing thereon was waived, and the Division is now in receipt of a request from the Carrier that the case be withdrawn.

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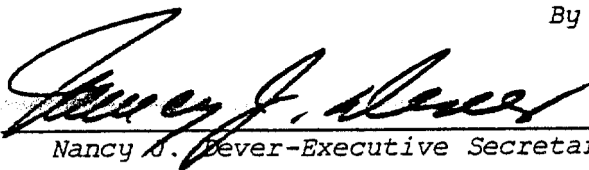
Award No. 9774
Docket No. 9960
2-ICG-MA-'84

A W A R D

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest:


Nancy J. Bever-Executive Secretary

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