

The Second Division consisted of the regular members and in addition Francis M. Mulligan when award was rendered.

Parties to Dispute: ( International Association of Machinists and Aerospace Workers  
( Consolidated Rail Corporation

Dispute: Claim of Employees:

1. That Machinist W. H. Peters was issued a Trial Notice for the following charges:

"Your theft and unauthorized possession of Company tools removed from Juniata Locomotive facilities and found in your garage by Conrail Police at approximately 3:05 PM, February 6, 1981.

Unauthorized possession of Company material, namely one single chime horn and one 1/2 inch Rockwell impact wrench, found in your locker, Juniata Locomotive facilities, at approximately 5:45 PM, February 6, 1981."

2. That, accordingly, Machinist W. H. Peters' record be cleared and he be compensated for each and every day he was dismissed; and seniority.

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form, hearing thereon was waived, and the Division is now in receipt of a request from the Employees that the case be withdrawn.

A W A R D

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Second Division

Attest:

  
Nancy J. Dever - Executive Secretary

Dated at Chicago, Illinois, this 20th day of June, 1984