

Parties to Dispute: (International Brotherhood of Electrical Workers
(National Railroad Passenger Corporation

Dispute: Claim of Employees:

1. That the National Railroad Passenger Corporation violated the current Agreement, particularly Rule 23 - Discipline - Investigation - Appeal when it failed to obtain a waiver of formal investigation in accordance with the procedures required by Rule 23(a) of the Agreement, from Beech Grove, Indiana Electrician G. A. Roberts and accordingly disciplined him without first according him a fair and impartial investigation as required by Rule 23(a) of the Agreement when effective August 10, 1983 it assessed him a 30 days' deferred suspension from service, making effective thereby a previous 30 days deferred suspension, causing him to be unjustly held from service from August 15, 1983 to September 12, 1983.
2. That accordingly, the National Railroad Passenger Corporation be ordered to restore Electrician G. A. Roberts to service with seniority unimpaired and with all pay due him from the first day he was held out of service until the day he is returned to service, at the applicable Electrician's rate of pay for each day he has been improperly held from service; and with all benefits due him under the group hospital and life insurance policies for the aforementioned period; and all railroad retirement benefits due him, including unemployment and sickness benefits for the aforementioned period; and all vacation and holiday benefits due him under the current vacation and holiday agreements for the aforementioned period; and all other benefits that would normally have accrued to him had he been working in the aforementioned period in order to make him whole; and expunge his record.

Statement:

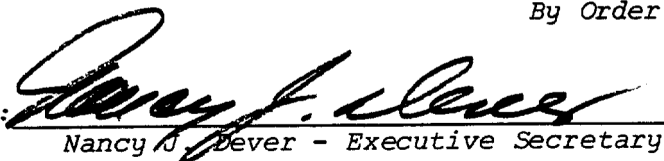
The above question was submitted to the Second Division of the National Railroad Adjustment Board by the above referred to Organization in ex parte form, hearing thereon was waived, and the Division is now in receipt of a request from the Employees that the case be withdrawn.

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 16th day of January 1985.