

Parties to Dispute:

- (International Association of Machinists
& Aerospace Workers
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- (Baltimore & Ohio Railroad Company

Dispute: Claim of Employes:

- "1. That under the Controlling Agreement, the Baltimore and Ohio Railroad Company, violated the grievance procedure of the Agreement - Time Limits, therefore the grievance should be allowed as submitted.
2. Furthermore, under said Controlling Agreement, the Carrier arbitrarily and capriciously damaged Machinist J. Ciotola, when they forced him on an assignment not of his choice at Jessup, Maryland, which was created by the retirement of Machinist T. McShane, who had covered the assignment prior to his retirement.
3. That the Carrier be ordered to bulletin an assignment at Riverside Tractor (Baltimore Terminal Shop) Shop, with tour of duty beginning and ending at said shop to cover said assignment at Jessup, Maryland."

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form, hearing thereon was waived, and the Division is now in receipt of a request from the employes that the case be withdrawn.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

Dated at Chicago, Illinois, this 10th day of June, 1977.