

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

Parties to Dispute: { System Federation No. 76, Railway Employees'
 { Department, A. F. of L. - C. I. O.
 { (Carmen)
 { Chicago and North Western Transportation Company

Dispute: Claim of Employees:

1. Freight Car Welder James A. Balom was unjustly assessed thirty (30) days suspension and made to serve an additional fifteen (15) days suspension which had been previously deferred, on April 10, 1978.
2. Freight Car Welder James A. Balom was erroneously charged with his absence on March 15, 16, 17, and 30, 1978.
3. That the Chicago and North Western Transportation Company be ordered to compensate Freight Car Welder James A. Balom for all lost time, plus 6% annual interest; and make him whole for all vacation rights, holidays, sick leave benefits, and all other benefits that are a condition of employment, as per Rule 35.

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form, hearing thereon was waived, and the Division is now in receipt of a request from the employes that the case be withdrawn.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

Dated at Chicago, Illinois, this 28th day of November, 1979.