

Parties to Dispute: (Brotherhood Railway Carmen of the United States and Canada  
( Bessemer and Lake Erie Railroad Company

Dispute: Claim of Employes:

1. That the Bessemer and Lake Erie Railroad Company violated the controlling Agreement when it unjustly dismissed Carman W. G. Consiglio from service on December 20, 1979, as a result of investigation held on November 28, 1979, at Greenville, Pennsylvania.
2. That the Bessemer and Lake Erie Railroad Company be ordered to reinstate Carman W. G. Consiglio to service with all seniority and vacation rights unimpaired, and all other rights and benefits that would have been afforded to him under contract had he not been unjustly dismissed.
3. That the Bessemer and Lake Erie Railroad Company be ordered to make Carman W. G. Consiglio whole for all wages lost account his unjust dismissal from service, beginning with his demonstration of being capable to return to service.

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form, hearing thereon was waived, and the Division is now in receipt of a request from the employes that the case be withdrawn.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: Acting Executive Secretary  
National Railroad Adjustment Board

By   
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 2nd day of June, 1982.