

The Second Division consisted of the regular members and in addition Referee John B. LaRocco when award was rendered.

Parties to Dispute: (Brotherhood Railway Carmen of the United States and Canada  
( Illinois Central Gulf Railroad Company

Dispute: Claim of Employees:

1. That under the current Agreement, Upgraded Carman Apprentice K. L. Brown, Johnston Car Shop, Memphis, TN, was unjustly suspended from the service of the Illinois Central Gulf Railroad for a period of thirty (30) days, beginning on January 18, 1980, and continuing through February 16, 1980, as result of an investigation which was held on Tuesday, October 30, 1979.
2. That accordingly, the Illinois Central Gulf Railroad be ordered to:
  - A. Compensate Upgraded Carman Apprentice Brown for all time lost in the amount of eight (8) hours per day at the pro rata rate beginning on January 18, 1980, up to and including February 16, 1980.
  - B. Compensate Upgraded Carman Apprentice Brown for all overtime he would be entitled to during the thirty (30) days he was suspended from the service.
  - C. Apply all time off toward his apprenticeship and his vacation; and make him whole for all other benefits he would be entitled to as a condition of employment during the thirty (30) days in which he was out of 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form, hearing thereon was waived, and the Division is now in receipt of a request from the Carrier that the case be withdrawn.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 20th day of October, 1982.