NATIONAL RAILROAD ADJUSTMENT BOARD SECOND DIVISION Award No. 9539 Docket No. 10099 2-C&NW-FO-'83

(International Brotherhood of Firemen and Oilers ( System Council No. 15 ( AFL-CIO

( Chicago and North Western Transportation Company

## Dispute: Claim of Employes:

Parties to Dispute:

- 1. That in violation of the current Agreement, Laborer B. C. Rouse, Laborer, Chicago, Illinois, was unfairly dismissed from service of the Chicago and NorthWestern Transportation Company, effective July 24, 1981.
- 2. That accordingly, the Carrier be ordered to make Mr. Rouse whole by restoring him to service with seniority rights, vacation rights, and all other benefits that are a condition of employment, unimpaired, with compensation for all lost time plus 6% annual interest; with reimbursement of all losses sustained account loss of coverage under Health and Welfare and Life Insurance Agreements during the time held out of service; and the mark removed from 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form, hearing thereon was waived, and the Division is now in receipt of a request from the employes that the case be withdrawn.

## AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD By Order of Second Division

Attest: Acting Executive Secretary National Railroad Adjustment Board

11 0-3726.5. By Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 15th day of June, 1983.

Form 1