

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

Parties to Dispute: (The International Association of Machinists - AFL-CIO
(The Illinois Central Gulf Railroad Company

Dispute: Claim of Employees:

1. That the Illinois Central Gulf Railroad violated the controlling Schedule "A" Agreement, particularly Rule 39, but not limited thereto, between the Illinois Central Gulf Railroad and the International Association of Machinists & Aerospace Workers, AFL-CIO, when they suspended Machinist Prentiss Gooden from the service for 10 work days beginning Sunday, May 31, 1981, through Saturday, June 13, 1981.
2. That accordingly, the Carrier be ordered to allow:
 - (1) Ten (10) days pay at the Machinists' pro-rata rate in behalf of Machinist Gooden.
 - (2) Machinist Gooden's work record cleared of any and all reference to anything pertaining to his suspension from service on May 31, 1981, through June 13, 1981.

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form, hearing thereon was waived, and the Division is now in receipt of a request from the Carrier that the case be withdrawn.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:


Nancy J. Dwyer-Executive Secretary

Dated at Chicago, Illinois, this 25th day of January, 1984