

Award No. 1542
Docket No. CL-1176

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES**

**CHICAGO, INDIANAPOLIS & LOUISVILLE RAILWAY
COMPANY**

(F. H. Pettebone, Trustee)

STATEMENT OF CLAIM: "Claim of the System Committee of the Brotherhood that Frank J. Middledorf was displaced from his regularly assigned position of Car Record Clerk, Lafayette, Ind., in violation of his seniority rights and that he is entitled to and shall be restored to said position and further that said Frank J. Middledorf and all other employees affected by or involved in said illegal displacement shall be reimbursed for all monetary losses suffered retroactive to September 12, 1939."

FINDINGS: The Third Division of the Adjustment Board finds:

That the dispute was certified to the Third Division of the Adjustment Board ex parte by the complainant party; and

That no hearing thereon has been held and under date of July 25, 1941, the complainant party addressed a formal communication to the Secretary of the Third Division withdrawing this case.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: H. A. Johnson
Secretary

Dated at Chicago, Illinois, this 31st day of July, 1941.

[879]