

Award No. 2228  
Docket No. PM-2214

NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION

PARTIES TO DISPUTE:

BROTHERHOOD OF SLEEPING CAR PORTERS

THE PULLMAN COMPANY

**STATEMENT OF CLAIM:** For and in behalf of J. Dimalanta who is now, and for a number of years past has been, employed by The Pullman Company as an Attendant operating out of the Pennsylvania Terminal District, New York City, New York. Because The Pullman Company did, under date of August 28, 1942, discipline Attendant Dimalanta by giving him an actual suspension from work for six (6) days without pay on charges unproved; which disciplinary action was unjust, unreasonable and in abuse of the company's discretion. And further, for the record of Attendant Dimalanta to be cleared of the charge made against him and to be reimbursed for the six days lost as a result of this unjust and unreasonable disciplinary action.

**FINDINGS:** The Third Division of the Adjustment Board finds:

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

That no hearing thereon has been held, and under date of July 3, 1943, the complainant party addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, which request is hereby granted.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

ATTEST: H. A. Johnson  
Secretary

Dated at Chicago, Illinois, this 6th day of July, 1943.