

Award No. 2248

Docket No. DC-2422

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

PARTIES TO DISPUTE:

JOINT COUNCIL DINING CAR EMPLOYEES

PENNSYLVANIA RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the Joint Council Dining Car Employees, Local 370, Hotel and Restaurant Employees International Alliance, on the property of The Pennsylvania Railroad Company, for and in behalf of Chester Foutz, to be returned to service with seniority rights accumulated and unbroken and with compensation to the extent suffered as a result of wrongful discharge in the abuse of carrier's discretion.

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 complainant party; and

That no hearing thereon has been held, and under date of August 2, 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 4th day of August, 1943.