

Award No. 3044

Docket No. PM-2887

**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 C. G. Mitchell who is now, and for a number of years past has been, employed by The Pullman Company as an attendant operating out of the New York Central District, New York City. Because The Pullman Company did, under date of May 31, 1944, take disciplinary action against Attendant Mitchell by assessing his record with a Caution on charges which were unjustified and because of an occurrence of a passenger being carried by a station for which Attendant Mitchell was not responsible; such action being unjust, unreasonable and in abuse of the Company discretion. And further, for the record of Attendant Mitchell to be cleared of the charge made against him and for the disciplinary action of a Caution that has been placed against his record to be expunged.

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 November 13, 1945 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 20th day of December, 1945.