

Award No. 6030

Docket No. PM-6323

**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 G. A. Smith, who is now, and for some time past has been, employed by The Pullman Company as a porter operating out of the District of Atlanta, Georgia.

Because The Pullman Company did, under date of June 10, 1952, through its Vice President, Mr. M. B. Osburn, finally deny the claim filed by this Organization for and in behalf of G. A. Smith through Superintendent L. P. Wesley of the Atlanta, Georgia District, in which claim the Organization maintained that the Company had violated the rules of the Agreement covering the class of employes of which G. A. Smith is a part by allowing him to be displaced from the assignment that he obtained under the rules of the Agreement by another employe.

And further, for this claim as submitted to the Company by the Organization to be sustained, and for Mr. Smith to be paid the \$24.07 demanded by the Organization as a result of the violation of the Agreement as set forth in said claim.

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 December 9, 1952 the complainant party addressed a formal communication to the Secretary of the Third Division withdrawing this case, which request is hereby granted.

AWARD

Case dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division**

ATTEST: (Sgd.) A. Ivan Tummon
Secretary

Dated at Chicago, Illinois this 17th day of December, 1952.