

**NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION**

Award No. 36923  
Docket No. MW-37838  
04-3-03-3-214

**PARTIES TO DISPUTE:** (Brotherhood of Maintenance of Way Employees  
(  
(CP Rail System (former Delaware and Hudson  
( Railway Company, Inc.)

**STATEMENT OF CLAIM:** As shown in Docket No. MW-37838 and not repeated herein.

**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 petitioning party; and

Under date of January 23, 2004, the petitioning party addressed a formal communication to the Arbitration Assistant requesting withdrawal of this case from further consideration by the Division which request is hereby granted.

**AWARD**

**Claim withdrawn.**

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

**Dated at Chicago, Illinois, this 25th day of February 2004.**