

**NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION**

Award No. 39351  
Docket No. TD-39968  
08-3-NRAB-00003-070191  
(07-3-191)

**PARTIES TO DISPUTE:** (American Train Dispatchers Association  
(BNSF Railway Company)

**STATEMENT OF CLAIM:** As shown in Docket No. TD-39968 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 April 1, 2008, 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Claim withdrawn.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 29th day of September 2008.