

**NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION**

**Award No. 39758  
Docket No. MW-38332  
09-3-04-3-268**

**Award No. 39759  
Docket No. MW-38339  
09-3-04-3-278**

**Award No. 39760  
Docket No. MW-38346  
09-3-04-3-286**

**Award No. 39761  
Docket No. MW-38350  
09-3-04-3-290**

**Award No. 39762  
Docket No. MW-38354  
09-3-04-3-294**

**Award No. 39763  
Docket No. MW-38463  
09-3-04-3-418**

**Award No. 39764  
Docket No. MW-38469  
09-3-04-3-440**

**Award No. 39765  
Docket No. MW-38494  
09-3-04-3-469**

**Award No. 39766  
Docket No. MW-38529  
09-3-04-3-516**

**Award No. 39767  
Docket No. MW-38532  
09-3-04-3-520**

**Award No. 39768  
Docket No. MW-38534  
09-3-04-3-522**

**Award No. 39769  
Docket No. MW-38702  
09-3-05-3-107**

**Award No. 39770  
Docket No. MW-38727  
09-3-05-3-127**

**(Brotherhood of Maintenance of Way Employees**

**PARTIES TO DISPUTE: (**

**(CSX Transportation, Inc.**

**STATEMENT OF CLAIM:** As shown in the above mentioned Docket Nos. and not repeated herein.

**FINDINGS:** The Third Division of the Adjustment Board finds:

That the disputes were certified to the Third Division of the Adjustment Board ex parte by the petitioning party; and

Under date of May 18, 2009, the petitioning party addressed a formal communication to the Arbitration Assistant requesting withdrawal of these cases from further consideration by the Division which request is hereby granted.

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**Award No. 39758 et al  
Docket No. MW-38332 et al  
09-3-NRAB-00003-040268 et al  
(04-3-268 et al)**

**AWARD**

**Claims withdrawn.**

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

**Dated at Chicago, Illinois, this 26th day of June 2009.**