

Award No. 790
Docket No. PM-852

**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 J. Oliver, porter now employed by the Pullman Company in the Chicago Northern District because the Pullman Company did, under date of October 17, 1938 take unjust and unreasonable disciplinary action against Porter Oliver by penalizing Porter Oliver twelve days actual suspension from his regular assignment on alleged charges unsupported and unproven, and for the record of Porter Oliver to be cleared of these alleged charges and for Porter Oliver to be compensated for the wages lost by him by reason of this unjust and unreasonable disciplinary action."

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.

No hearing thereon has been had and under date of January 11, 1939, the complainant party addressed a formal communication to the Secretary of the Third Division withdrawing this case.

AWARD

Case dismissed.

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

ATTEST: H. A. Johnson
Secretary

Dated at Chicago, Illinois, this 12th day of January, 1939.