

Award No. 1653
Docket No. PM-1763

**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 A. R. Vaughn who was formerly employed as a porter by The Pullman Company in the Birmingham, Alabama District. Because The Pullman Company did, under date of June 9, 1941, discharge A. R. Vaughn from his position as a porter in the above mentioned district on charges unproved which discharge was unjust, unreasonable and in abuse of the Company's discretion. And further, for A. R. Vaughn to be returned to the service in the above mentioned district to his former position as a porter and to be paid for all time lost by reason of said discharge."

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 complainant party.

That no hearing thereon has been had and under date of December 6, 1941 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 9th day of December, 1941.