

Award No. 2872

Docket No. PM-2585

**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 C. W. Avant who is now, and for a number of years past has been, employed by The Pullman Company as a porter operating out of the district of San Antonio, Texas. Because The Pullman Company did, under date of July 9, 1943, take disciplinary action against Porter Avant by suspending him for two round trips or six days on charges unproved; which action was unjust, unreasonable and in abuse of the company's discretion. And further, for the record of Porter Avant to be cleared of the charges made against him in this case and for him to be reimbursed for the six days' pay lost as a result of this 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; and

That no hearing thereon has been held, and under date of March 16, 1945, the complainant party addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, which request is hereby granted.

AWARD

Case dismissed.

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

ATTEST: H. A. Johnson
Secretary

Dated at Chicago, Illinois, this 23rd day of March, 1945.

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