

Award No. 3144

Docket No. PM-3180

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. V. Davis, who is now and for a number of years past has been employed by The Pullman Company as a porter operating out of the Chicago Southern District. Because The Pullman Company did, under date of April 19, 1945, take disciplinary action against Mr. A. V. Davis by assessing his service record with a Warning on charges unproved; which action was unjust, unreasonable and in abuse of the Company's discretion.

"And further, for the record of Mr. A. V. Davis to be cleared of the charge in the instant case and for the disciplinary action of a Warning to be expunged from his service record."

FINDINGS: The Third Division of the Adjustment Board, after giving the parties to this dispute due notice of hearing thereon, and upon the whole record and all the evidence, finds and holds:

That the carrier and the employees involved in this dispute are respectively carrier and employees within the meaning of the Railway Labor Act as approved June 21, 1934;

That this Division of the Adjustment Board has jurisdiction over the dispute involved herein; and

That hearing thereon has been held and concluded. Under date of January 18, 1946, the parties jointly 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 12th day of March, 1946.