

**NATIONAL RAILROAD ADJUSTMENT BOARD**  
**THIRD DIVISION**

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**PARTIES TO DISPUTE:**

**THE NEW YORK CENTRAL RAILROAD**  
**DINING CAR EMPLOYEES' UNION, LOCAL NO. 370 OF THE**  
**HOTEL & RESTAURANT EMPLOYEES INTERNATIONAL**  
**ALLIANCE**

**STATEMENT OF CLAIM:**

a. Dismissal of—

Roosevelt T. Brice, Waiter  
James Plair, Waiter  
Peter J. Sherrod, Waiter  
James A. Smith, Waiter  
Theodore Smith, Second Cook  
Henry C. Young, Second Cook

was warranted by evidence and testimony introduced at hearing.

b. Carrier fully complied with and did not violate Rule 6, Discipline.

**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 May 14, 1947, 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 19th day of May, 1947.