

Award No. 3883
Docket No. TE-4149

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS
NEW YORK CENTRAL RAILROAD COMPANY
BUFFALO AND EAST

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the New York Central Railroad, Buffalo and East, that

(a) The Carrier violated Rule 32-(a) of the Telegraphers' Agreement when said Carrier refused to grant a hearing which was requested within ten days following its advice to Mr. Victor E. Trick that he had been disciplined to the extent of an assessment against his personal record of a ten (10) day record suspension, and

(b) In consequence of said violation Mr. Trick's personal record shall be cleared of said ten (10 day record suspension.)

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 April 13, 1948, 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 28th day of April, 1948.