

Award No. 4404
Docket No. PC-4627

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE PULLMAN COMPANY

ORDER OF RAILWAY CONDUCTORS, PULLMAN SYSTEM

STATEMENT OF CLAIM: * * * claim of the Order of Railway Conductors, Pullman System, in which we contend that The Pullman Company violated Rule 38 of the Agreement between The Pullman Company and its conductors, when

1. Under date of November 25, 1947, and there was a known assignment on Train PRR No. 147 New York to Washington, the Pennsylvania Terminal District failed to assign Conductor W. H. Foth, who was entitled to this assignment under the rules of the Agreement.
2. We now ask that because of this violation Conductor Foth be credited and paid for the trip that was denied him.

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 20, 1949 the complainant party addressed a formal communication to the Acting Secretary of the Third Division withdrawing this case, which request is hereby granted.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: A. I. Tummon
Acting Secretary

Dated at Chicago, Illinois, this 25th day of May, 1949.