

Award No. 10886

Docket No. MW-13000

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**THIRD DIVISION**

**PARTIES TO DISPUTE:**

**BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES**

**GREAT NORTHERN RAILWAY COMPANY**

**STATEMENT OF CLAIM:** Claim of the System Committee of the Brotherhood that:

(1) The Carrier violated the effective Agreement when it awarded and assigned the position of Shop Foreman at Lines East Maintenance of Way Work Equipment Shop to an applicant who is junior to G. F. Lundberg.

(2) The assignment of the junior employe to the Shop Foreman's position be cancelled.

(3) Mr. G. F. Lundberg be assigned to the aforesaid Shop Foreman's position and be given seniority as such from June 1, 1960 (date of bulletin within which he should have been awarded this position.)

(4) Mr. G. F. Lundberg be reimbursed for the exact amount of monetary loss suffered because of the violations giving rise to this claim, with such reimbursement to be retroactively applicable to sixty (60) days from date of claim presentation of October 20, 1960 and to continue until the violations are corrected and discontinued.

**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 October 22, 1962, 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:** S. H. Schulty  
Executive Secretary

Dated at Chicago, Illinois, this 29th day of October 1962.