## NATIONAL RAILROAD ADJUSTMENT BOARD THIRD DIVISION

Award No. 38840 Docket No. MW-39219 08-3-NRAB-00003-050510 (05-3-510)

(Brotherhood of Maintenance of Way Employes Division -

( IBT Rail Conference

**PARTIES TO DISPUTE:** 

(Union Pacific Railroad Company

STATEMENT OF CLAIM: As shown in Docket No. MW-39219 and not repeated herein.

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 the petitioning party; and

Under date of September 18, 2007, the petitioning party addressed a formal communication to the Arbitration Assistant requesting withdrawal of this case from further consideration by the Division which request is hereby granted.

## <u>AWARD</u>

Claim withdrawn.

NATIONAL RAILROAD ADJUSTMENT BOARD By Order of Third Division

Dated at Chicago, Illinois, this 21st day of December 2007.