

**NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION**

Award No. 39259  
Docket No. MW-39793  
08-3-NRAB-00003-060602  
(03-3-601)

(Brotherhood of Maintenance of Way Employes Division -  
( IBT Rail Conference  
**PARTIES TO DISPUTE:** (   
(Elgin, Joliet and Eastern Railway Company

**STATEMENT OF CLAIM:** As shown in Docket No. MW-39793 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 April 28, 2008, 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.

**AWARD**

Claim withdrawn.

**NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division**

Dated at Chicago, Illinois, this 7th day of July 2008.