

**NATIONAL RAILROAD ADJUSTMENT BOARD**  
**THIRD DIVISION**

**Award No. 40364**  
**Docket No. MW-40993**  
**10-3-NRAB-00003-090304**

**PARTIES TO DISPUTE:** (

**STATEMENT OF CLAIM:** As shown in Docket No. MW-40993 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 February 8, 2010, 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**Claim withdrawn.**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 1st day of March 2010.**