

**NATIONAL MEDIATION BOARD
PUBLIC LAW BOARD 6920**

Kansas City Southern Railway Company) MidSouth Rail Corporation/South) Rail Corporation))) and))))) Illinois Central Gulf Federation) Brotherhood of Maintenance Way) Employes Division, International) Brotherhood of Teamsters)	Case No. 19 Award No. 19
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STATEMENT OF CLAIM:

1. Carrier violated the current Work Agreement Rules including, but not limited to Rule(s) 12 (f) Seniority Datum, 15 (a) Promotions, Assignments, and Displacements and 23 (f) Mobile Gangs and Expenses when Claimant J. Downs was not allowed to displace a junior employee Trackman on a Surfacing Crew in Cason, Texas, beginning on June 21, 2009 and continuing to July 24, 2009.
2. As a consequence of the violation referred to in Part 1 above, Claimant should be compensated for two hundred twenty (220) dollars in mileage incurred to exercise his seniority, compensation for a ten (10) hour day at the Trackman's rate of pay plus any per diem and the difference in pay between the Trackman's rate of pay and a Machine Operator's rate of pay for any and all days and time that the junior employee worked as a Machine Operator.

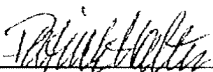
Findings:

Public Law Board 6920, upon the whole record and all the evidence, finds that (1) the parties to this dispute are Carrier and Employees within the meaning of the Railway Labor Act as amended, (2) the Board has jurisdiction over this dispute and (3) the parties to this dispute were accorded due notice of the hearing.

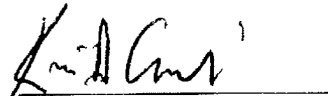
Subsequent to the filing of this dispute with the Board, the parties engaged in further discussions and agreed to withdraw this case from the Board's consideration for adjudication.

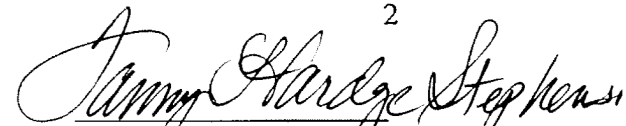
Award:

Claim withdrawn.



 Patrick Halter
 Neutral Member
 PLB 6920 Case No. 19


Kevin D. Evanski
Organization Member


Tammy Hardge Stephenson
Carrier Member

Dated this 14th day
of November, 2012