

BEFORE PUBLIC LAW BOARD NO. 7051

**BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
and
DETROIT & TOLEDO SHORE LINE RAILROAD**

Case No. 4

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

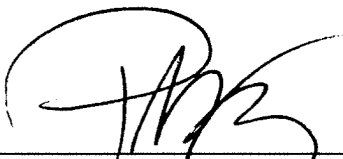
1. The Carrier violated the Agreement when on January 11, 2008, it dismissed Mr. M. Stamm for his alleged violation of the October 5, 1977, Absenteeism Agreement.
2. As a consequence of the violation cited in Part 1 above, Mr. M. Stamm shall now be reinstated to service with all rights unimpaired and he shall be compensated for all loss suffered."

FINDINGS:

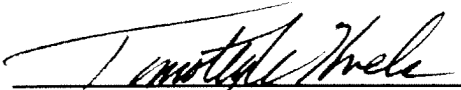
When the parties arrived at the oral argument with respect to this case, they both agreed that the above-entitled case had been settled on the property. Consequently, this case shall be dismissed.

AWARD:

The claim is dismissed.

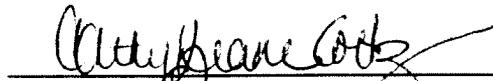


PETER R. MEYERS
Neutral Member



ORGANIZATION MEMBER

DATED: June 1, 2009



CARRIER MEMBER

DATED: 6/1/09