

The Second Division consisted of the regular members and in addition Referee Irwin M. Lieberman when award was rendered.

Parties to Dispute: (System Federation No. 2, Railway Employees'
(Department, A. F. of L. - C. I. O.
((Carmen)
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(Houston Belt and Terminal Railway Company

Dispute: Claim of Employees:

1. That the Houston Belt and Terminal Railroad Company violated the agreement of September 1, 1949, particularly Rule 29, when they unjustly suspended Car Inspector M. E. Collum from their service on date of July 30, 1975 and subsequently dismissed him on date of August 20, 1975.
2. That accordingly, the Houston Belt and Terminal Railroad Company be ordered to compensate Car Inspector M. E. Collum as follows:
 - (a) Eight (8) hours per day, five days per week at pro rata rate, beginning July 30, 1975, and continuing until Car Inspector M. E. Collum is returned to service,
 - (b) Returned to service with seniority rights unimpaired,
 - (c) Made whole for all vacation rights,
 - (d) Made whole for all his expense account loss of health and welfare and insurance benefits,
 - (e) Made whole for pension benefits including Railroad Retirement and unemployment insurance,
 - (f) Made whole for any other benefits he would have earned during the period he is held out of service.

Findings:

The Second Division of the Adjustment Board, upon the whole record and all the evidence, finds that:

The carrier or carriers and the employe or employes involved in this dispute are respectively carrier and employe within the meaning of the Railway Labor Act as approved June 21, 1934.

This Division of the Adjustment Board has jurisdiction over the dispute involved herein.

Parties to said dispute waived right of appearance at hearing thereon.