

A review of the record of this case developed on the property and submitted to this Board reveals that carrier has acted in accordance with the schedule agreement and that its decision to dismiss claimant for his action is justified. While the members of this board are mindful of the fact that confrontations between employees do occur and this board has, on occasion, considered provocation as a mitigating circumstances, we have consistently maintained that an action by one employee that places his or another worker's safety in jeopardy is unexcusable and need not be tolerated by carrier, nor by his fellow employees.

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Award No. 8461
Docket No. 8399
2-MKT-CM-'80

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest: Executive Secretary
National Railroad Adjustment Board

By 
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 8th day of October, 1980.