

Award No. 2439
Docket No. CL-2493

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

**UNITED TRANSPORT SERVICE EMPLOYES
OF AMERICA, CIO**

THE WASHINGTON TERMINAL COMPANY

STATEMENT OF CLAIM: William L. Brown was discharged from service by the Washington Terminal Company on charges not proven. Pay is sought for all time lost by him as result of this action and restoration of Brown to his position with seniority unimpaired.

OPINION OF BOARD: Based on all the facts and circumstances of this particular case, the Board is not disposed to disturb the action of the Carrier.

FINDINGS: The Third Division of the Adjustment Board, after giving the parties to this dispute due notice of hearing thereon, and upon the whole record and all the evidence, finds and holds:

That the carrier and the employes involved in this dispute are respectively carrier and employes within the meaning of the Railway Labor Act, as approved June 21, 1934;

That this Division of the Adjustment Board has jurisdiction over the dispute involved herein; and

That based on all the facts and circumstances of this particular case, the Board is not disposed to disturb the action of the Carrier.

AWARD

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: H. A. Johnson
Secretary

Dated at Chicago, Illinois, this 12th day of January, 1944.