

Award No. 3074

Docket No. PM-3190

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

BROTHERHOOD OF SLEEPING CAR PORTERS

THE PULLMAN COMPANY

STATEMENT OF CLAIM: * * * for and in behalf of C. L. Johnson who was formerly employed by The Pullman Company as a porter operating out of the Pennsylvania Terminal District of New York, New York.

Because The Pullman Company did, under date of February 16, 1945, discharge Mr. Johnson from his former position as a porter in said Pennsylvania Terminal District on charges unproved; which action was unjust, unreasonable and in abuse of the Company's discretion.

And further for C. L. Johnson to be restored to his former position as a porter in the Pennsylvania Terminal District and for him to be paid for all time lost as a result of having been unjustly discharged.

OPINION OF BOARD: The evidence of record discloses no grounds for disturbing 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 employe involved in this dispute are respectively carrier and employe 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 the evidence of record discloses no grounds for disturbing 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 3rd day of January, 1946.