

Award Number 3121

Docket Number PM-3231

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 H. D. Cobb who is now and for a number of years past has been employed by The Pullman Company as a porter operating out of the Chicago Western District.

Because The Pullman Company did, under date of May 5, 1945, take disciplinary action against Porter Cobb by assessing his service record with a 'warning' which disciplinary action was not justified by the evidence submitted by the Company in the hearing held in this case on the charges preferred against him.

And further for the record of Porter Cobb to be cleared of the charge and for the disciplinary action taken in this case to be expunged from his service record.

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 12th day of February, 1946.