

Award No. 3789

Docket No. PM-3896

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 L. B. Sykes, who is now, and for some time past has been, 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 May 14, 1947 take disciplinary action against Porter Sykes by giving him an actual suspension of 15 days on charges unproved; which action was unjust, unreasonable, arbitrary and in abuse of the company's discretion.

Further for the record of Porter Sykes to be cleared of the charges in this case and for him to be compensated for the 15 days pay lost as a result of this unjust and unreasonable action.

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 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 18th day of February, 1948.