

Award No. 5217

Docket No. PM-5274

**NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION**

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**PARTIES TO DISPUTE:**

**BROTHERHOOD OF SLEEPING CAR PORTERS**

**THE PULLMAN COMPANY**

**STATEMENT OF CLAIM:** \* \* \* for and in behalf of J. E. Williams, who is now, and for some time past has been, employed by The Pullman Company as a porter operating out of the District of Tampa, Florida.

Because The Pullman Company did, under date of April 3, 1950, take disciplinary action against Porter Williams by giving him an actual suspension from duty of one round trip, which is equivalent to approximately six (6) days. This disciplinary action was taken upon charges unproved, which action was unjust, unreasonable, arbitrary, and in abuse of the Company's discretion.

And further, for the record of Porter Williams to be cleared of the charge in the instant case, and for him to be reimbursed for the amount of money that he lost as a result of this unjust and unreasonable suspension.

**OPINION OF BOARD:** The evidence of record in this case does not support the charges. Therefore claimant's record should be cleared of the charges and he should be compensated for the one round trip lost as a result of the suspension.

**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 Employees involved in this dispute are respectively Carrier and Employees 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 claim will be sustained in accordance with the Opinion.

**AWARD**

Claim sustained in accordance with the Opinion and Findings.

**NATIONAL RAILROAD ADJUSTMENT BOARD**  
By Order of Third Division

ATTEST: A. I. Tummon  
Acting Secretary

Dated at Chicago, Illinois, this 7th day of February, 1951.