

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

UNITED TRANSPORT SERVICE EMPLOYEES

SOUTHERN RAILWAY COMPANY

STATEMENT OF CLAIM: This claim is filed on behalf of Chef Cook Ervin Quarttlebaum employed by the Southern Railway Company Dining Car Department who received a suspension of two trips on the charge of permitting a waiter to remove from kitchen Company supplies on Diner 3309, Train 37, into New Orleans, November 24, 1952.

Claim is for said discipline to be removed from Mr. Quarttlebaum's service record and that he be reimbursed for all time lost in connection with Carrier's action.

OPINION OF BOARD: The Board finds no grounds upon which to disturb Carrier's action.

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 Employee involved in this dispute are respectively Carrier and Employee 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

The Agreement was not violated by the Carrier.

AWARD

Claim denied in accordance with Opinion and Findings.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: (Sgd.) A. Ivan Tummon
Secretary

Dated at Chicago, Illinois, this 28th day of January, 1955.