

Award No. 6940
Docket No. CL-7018

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

A. Langley Coffey, Referee

PARTIES TO DISPUTE:

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES**

THE PENNSYLVANIA RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood that:

Sallie L. Ferrell, Station Cleaner-Elevator Operator, Broad Street Station, Philadelphia, Pennsylvania, Regional General Offices, be returned to service with all rights unimpaired and be reimbursed for all monetary loss sustained. (Docket E-819)

OPINION OF BOARD: Claimant was dismissed from service and appeals. Record reviewed.

On basis of record and oral argument by party representatives who appeared personally before the Board with the Referee sitting as a member, it has been decided that Claimant had a fair and impartial trial as provided by the Rules of Agreement.

Accordingly, no showing has been made of bad faith or that the imposition of discipline was otherwise arbitrary or capricious, and, therefore, Claimant is not entitled to the relief sought. Claim will be denied.

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

That the Agreement was not violated.

AWARD

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: (Sgd.) A. Ivan Tummon
Secretary

Dated at Chicago, Illinois, this 29th day of March, 1955.