

NATIONAL RAILROAD ADJUSTMENT BOARD

THIHDDMSION

Award Number 21880

Docket Number CL-21351

Nicholas H. Zumas, Referee

(Brotherhood of Railway, Airline and
(Steamship Clerks, Freight Handlers,
(Express and Station **Employees**
PARTIES TO DISPUTE: (
(The Pittsburgh & Lake Erie Railroad **Company**

STATEMENT OF CLAIM: **Claim of the System Committee** of the Brotherhood,
GL-7913, that:

(a) Carrier erred in **administering** discipline to operator
T. F. Cicerchi following a **formal** investigation held at Struthers,
Ohio on **September 26, 1974**.

(b) Carrier be required to correct its error by clearing
Operator Cicerchi's record of the five day deferred suspension
administered by letter over the signature of the Carrier's
Transportation Superintendent on the date of October **3, 1974**.

OPINION OF BOARD: This is a **companion** case to Award No. 21879,
and the issues are identical to those raised in
that dispute. The Board is governed by the award rendered therein.

FINDINGS: The Third Division of the **Adjustment** Board, upon the whole
record and all the evidence, finds and holds:

That the parties waived oral hearing;

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

The **Agreement** was not violated.

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Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: A. W. Pauls
Executive Secretary

Dated at Chicago, Illinois, this 31st day of January 1978.

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