

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 24018  
Docket Number CD-23950

Josef P. Sirefman, Referee

**PARTIES TO DISPUTE:** ( (Brotherhood of Railway, Airline and Steamship Clerks,  
( Freight Handlers, **Express** and Station **Employees**  
(New Orleans Public Belt Railroad

**STATEMENT OF CLAIM:** **Claim** of the System **Committee** of the Brotherhood  
(GL-9412) that:

1) The Carrier acted in an arbitrary **capricious** and **unjust** manner, and in violation of Section VI of the **Agreement** when it suspended M. A. Campbell for a period of thirty days **commencing June 1, 1979** and **terminating** June 30, 1979 inclusive.

2) The **Carrier** shall **now** dismiss **all** charges against M. A. Campbell, clear her personal record of all mention of such charges and pay M. A. **Campbell** for all **time** lost at her regular rate.

**OPINION OF BOARD:** Claimant **Myrne A. Campbell**, a Clerk, was charged with failure to **comply with** the telephone **instructions** of Carrier's Manager of Purchases, **Claims** and labor Relations to **her** on April 21, 1979, that **Claimant** call him about 10:00 AM on April 23, 1979 concerning **her** letter of **displacement**. An **investigation** was held on May 23, 1979 and **Claimant** was subsequently **given a** thirty calendar day suspension.

A review of the record before this Board establishes that there was substantial evidence in the record to sustain the **Carrier's** decision to **discipline** Claimant for **failure to follow** instructions. In the Board's opinion the **penalty imposed by the Carrier** was **appropriate**.

**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

That the Agreement was not violated.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

ATTEST: Acting ~~Executive~~ Secretary  
National Railroad Adjustment Board

By *Rosemarie Brasch*  
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 20th day of October 1982.

