

CH
for
JOP

Award Number 24022
Docket Number CD-23945

PARTIES TO DISPUTE: (Brotherhood of Railway, Airline and Steamship Clerks,
(Freight Handlers, Express and Station Employees
(Norfolk and Western Railway Company

1. Carrier violated the **Agreement** between the parties when, on August 3, 19'79, they arbitrarily and capriciously assessed Clerk **E.L. Teal, Jr.** thirty (30) days suspension from service.

3. Claimant's record shall be cleared of this ~~charge~~ and Carrier shall compensate ~~Mr.~~ Teal for all time lost due to their arbitrary action.

The Organization contends:

- The Board concludes that the record does not support either contention.

The Claim will be denied.

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 15th day of November 1982.

