

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 25433
Docket Number SG-25672

Eugene T. Herbert, Referee

PARTIES TO DISPUTE: (Brotherhood of Railroad Signalmen
(
(Southern Pacific Transportation Company)
(Eastern Lines)

STATEMENT OF CLAIM:

* Claim of the General Committee of the Brotherhood of Railroad Signalmen on the Southern Pacific Transportation Company (Eastern Lines):

On behalf of Signalmen Anthony Lyons for ten hours' pay for August 1, 1983, account arriving fifteen minutes late and not allowed to work that day."

OPINION OF BOARD: The evidence in this case establishes as fact that Claimant reported for duty on the day in question fifteen minutes late and some 80 miles or more from the place where he should have known he was scheduled to report.

Under those particular circumstances, it was neither unreasonable nor unfair for Carrier to refuse to allow Claimant to work that day. Such action by the Carrier does not constitute discipline within the meaning of Rule 700 (a).

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 Employes involved in this dispute are respectively Carrier and Employes 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.

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By Order of Third Division

Attest:



Nancy J. Deves - Executive Secretary

Dated at Chicago, Illinois this 30th day of April 1985.