

Award No. 3280

Docket No. PM-3292

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

PARTIES TO DISPUTE:

BROTHERHOOD OF SLEEPING CAR PORTERS

THE PULLMAN COMPANY

STATEMENT OF CLAIM: * * * for and in behalf of A. D. Barnes, who is now and for a number of years past has been employed by The Pullman Company as a porter operating out of the Chicago Northern District.

Because The Pullman Company did, under date of September 17, 1945, take disciplinary action against A. D. Barnes by giving him an actual suspension of twenty-six days on charges unproved; which action was unjust, unreasonable, capricious, arbitrary and in abuse of the company's discretion.

And further for the record of A. D. Barnes to be cleared of the charges in this case and for him to be reimbursed for the twenty-six days pay lost as a result of this unjust, unreasonable and arbitrary action.

OPINION OF BOARD: The evidence of record discloses no grounds for disturbing the action of the carrier.

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 employe involved in this dispute are respectively carrier and employe 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 evidence of record discloses no grounds for disturbing the action of the carrier.

A W A R D

Claim denied.

**NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division**

ATTEST: H. A. Johnson
Secretary

Dated at Chicago, Illinois, this 2nd day of August, 1946.