

Award No. 5987
Docket No. PM-6107

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. H. Keys, who is now, and for some time past has been, employed by The Pullman Company as a porter operating out of the New York Central District.

Because The Pullman Company did, under date of October 31, 1951, take disciplinary action against Porter Keys by assessing his record with a "Warning"; which action was based upon charges unproved and was unjust, unreasonable, arbitrary, and in abuse of the Company's discretion.

And further, for the record of Porter Keys to be cleared of the charge in this case, and for the penalty (a warning) to be expunged from his service record.

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 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 this claim is sustained not to be cited as precedent.

AWARD

Claim sustained in conformity with Findings.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: (Sgd.) A. Ivan Tummon
Secretary

Dated at Chicago, Illinois, this 31st day of October, 1952.