

Award No. 7489
Docket No. MS-8523

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE TRANSPORT WORKERS UNION OF AMERICA, C. I. O.

THE HUDSON AND MANHATTAN RAILROAD COMPANY

STATEMENT OF CLAIM: 1. That under the terms of the controlling agreement Agent, Mrs. K. F. Walsh was unjustly suspended January 28, 1955 and subsequently dismissed March 1, 1955.

2. That accordingly the Carrier be ordered to reinstate the aforementioned employe to employment with service rights unimpaired and pay her for all monies lost.

OPINION OF BOARD: The facts and circumstances disclosed by the record do not warrant a sustaining Award.

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 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 action of the Carrier will not be disturbed.

AWARD

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of THIRD DIVISION

ATTEST: A. Ivan Tummon
Executive Secretary

Dated at Chicago, Illinois, this 5th day of December, 1956.