

Award No. 8109
Docket No. MS-8061

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

MISS MILDRED HARRIS

**THE NEW YORK, CHICAGO AND ST. LOUIS RAILROAD
COMPANY**

STATEMENT OF CLAIM: Request for reinstatement to full seniority, vacation rights and pay for all time lost from the service of the New York, Chicago & St. Louis Railroad Co. since October 31, 1953.

OPINION OF BOARD: This is a discipline case. While technical issues are raised herein by both sides, it is unnecessary to discuss same in view of the decision we have reached.

Based on the record in this case the action of the Carrier will not be disturbed.

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 the claim will be denied in conformity with Opinion.

AWARD

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of **THIRD DIVISION**

ATTEST: A. Ivan Tummon
Executive Secretary

Dated at Chicago, Illinois, this 23rd day of October, 1957.