

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 20645
Docket Number SG-20417

Robert A. Franden, Referee

(Brotherhood of Railroad Signalmen
PARTIES TO DISPUTE: (
(Chicago, Rock Island and Pacific Railroad Company

STATEMENT OF CLAIM: Claim of the General Committee of the Brotherhood of
Railroad Signalmen on the Chicago, Rock Island and
Pacific Railroad Company that:

(a) Carrier improperly classed Signal Maintainer M. D. Stowe as
a disqualified sub-standard employe, and improperly required Stowe to sign a
letter of understanding to that effect.

(b) Carrier should remove the "disqualified sub-standard" class-
ification from Mr. Stowe and remove the letter of understanding referred to
in part (a) above from his Personal Record File. (Carrier's File: PR-M.D.
Stowe)

OPINION OF BOARD: This claim is based upon the Carrier's classifying the
Claimant as a "disqualified sub-standard employe" due
to a health condition. The Claimant signed a letter concurring with the
designation agreeing to retire at age 65.

We find no provision in the Agreement that prohibits the Carrier
from classifying the Claimant in the manner described in this case.

The Claimant's retirement at age 65 is not at issue in that he
is still in the service of the Carrier.

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.

Award Number 20645
Docket Number SG-20417

Page 2

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Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: A. W. Paulos
Executive Secretary

Dated at Chicago, Illinois, this 21st day of March 1975.