

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 24291
Docket Number SG-24465

William G. Caples, Referee

PARTIES TO DISPUTE: { Brotherhood of Railroad Signalmen
{ Missouri Pacific Railroad Company

STATEMENT OF CLAIM: "Claim of the General Committee of the Brotherhood of Railroad Signalmen on the Missouri Pacific Railroad Company:

On behalf of Signal Maintainer B. K. Derossett, Ozark, Arkansas, for pay for all time lost from October 17 through November 30, 1980, account suspended from service during that period as a result of investigation held October 15, 1980." (Carrier file: K 225-868)

OPINION OF BOARD: The evidence before the Board is sufficient to sustain two of the three charges against the Claimant for violation of rules as charged. However it is the opinion of the Board that the discipline on the record is excessive and that 30 days actual suspension would be proper.

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 discipline was excessive.

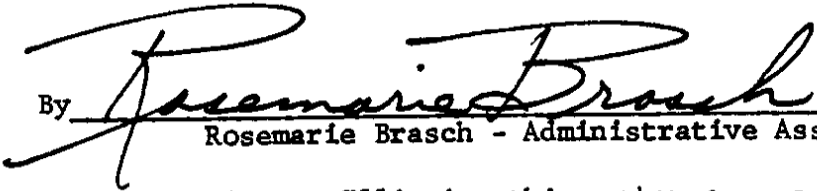
A W A R D

Claim sustained in accordance with the Opinion.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Attest: Acting Executive Secretary
National Railroad Adjustment Board

By


Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 14th day of April 1983.

