

Public Law Board No. 2363

PARTIES  
TO  
DISPUTE:

Brotherhood of Maintenance of Way Employees  
and  
Seaboard System Railroad (former L&N Railroad)

STATEMENT  
OF  
CLAIM:

Claimant E. D. Coleman shall be reinstated with seniority and all other rights unimpaired and compensated for all wage loss suffered.

FINDINGS:

Claimant was found guilty of robbery, second degree, in the Circuit Court, Lowndes County, Alabama on August 23, 1983. He was subsequently dismissed by Carrier from its service as the result of that conviction.

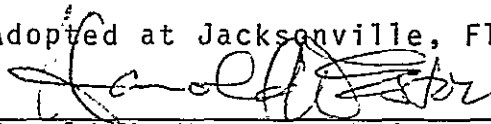
Claimant had about 3 1/2 years service with the railroad and was accorded a hearing in this matter by Carrier that was fair and impartial. No prejudicial procedural error is established by the record.

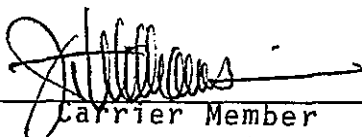
We find no sound basis for setting aside claimant's dismissal.

AWARD:

Claim denied.

Adopted at Jacksonville, Florida, January 28, 1985.

  
Harold M. Weston, Chairman

  
Carrier Member

  
Employee Member