

PUBLIC LAW BOARD NO. 3514

Case No. 103

Award No. 101


PARTIES Brotherhood of Maintenance of Way Employees
to and
DISPUTE: Consolidated Rail Corporation


STATEMENT OF CLAIM: Appeal of Casual Vehicle Operator, R. A. Kradle, to have the discipline of dismissal removed from his records and to be restored to the service.


FINDINGS: The Board finds that while the Claimant was involved with the loss of Company property, the penalty of dismissal is unduly harsh, when weighed against the Claimant's past work record, the strong indication of his Supervisor that he was a good worker, and his twenty years of service. Accordingly, he is to be restored to the service with seniority and other rights unimpaired, but without back pay. He is to understand that this decision by the Board provides him one last opportunity to perform service for the Carrier in a fully satisfactory manner.

AWARD

The claim is sustained as specified above.


J. P. Domzalski
Carrier Member


Ekehard Muessig
Neutral Member


J. P. Cassese
Employee Member

Dated: FEB 27 1986