

Award No. 11  
Case No. 12

Public Law Board No. 3514

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

STATEMENT  
OF  
CLAIM:                      Appeal by Vehicle Operator Oscar McKenzie from  
                                 suspension for alleged misuse of credit card on  
                                 November 8, 1982.

FINDINGS:                      Claimant, a bus driver with 10 years service, was  
                                 suspended for six months for unauthorized use of  
                                 a Conrail credit card to purchase gasoline for his  
                                 own personal use.

                                 It is understandable that the control and misuse  
of credit cards are matters of considerable concern to Carrier. These  
cards are entrusted to employees strictly for use on Company business.  
Misuse on the broad farflung scale embraced by the railroad is ex-  
tremely costly.

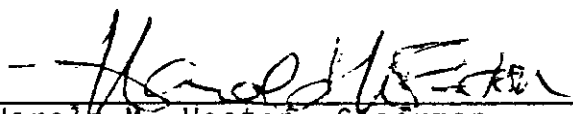

                                 In the present case, claimant obtained gas for a  
Company bus and for a private motor vehicle on the same day. Confusion  
may have resulted but there is credible evidence that supports Car-  
rier's finding that its credit card entrusted to claimant was used for

the purpose of obtaining gas for a private vehicle. That evidence, though controverted, is sufficient to support the charges. We find no basis for substituting our judgment for that of Carrier.

AWARD:

Claim denied.

Adopted at Philadelphia, Pa., July 12, 1984.

  
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Harold M. Weston, Chairman  
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Carrier Member  
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Employee Member