

PUBLIC LAW BOARD NO. 3514

Case No. 19

Award No. 59

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

STATEMENT OF CLAIM: Appeal by former B&B Foreman J. Farrelly
from disqualification from positions as Foreman and Assistant
Foreman.

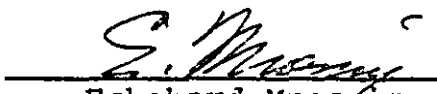
FINDING: Claimant's disqualification was decided upon after the
Carrier found that he had violated one of its safety rules, which
contributed to another employee sustaining a personal injury.

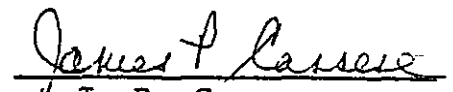
While the Claimant was remiss in the execution of his duties, the
period of time since the violation is sufficient penalty. We are
satisfied from our examination of the record that he should be
afforded another opportunity to serve as a Foreman.

AWARD

The disqualification will be removed but no back pay will be due
Claimant. To be effective within thirty (30) days of the date of
the Award.


F. J. Domzalski
Carrier Member


Eckehard Muessig
Neutral Member


J. P. Cassese
Employee Member

DATED: APR 24 1985