PUBLIC LAW BOARD NO. 3514

Case No. 69 Award No. 67

PARTIES Brotherhood of Maintenance of Way Employes

to and

DISPUTE: Consolidated Rail Corporation

STATEMENT OF CLAIM: Appeal by B&B Mechanic J. Aronis to have fifteen (15) days suspension removed.

FINDING: The Claimant here was absent from his assignment on December 2 and 11, 1981. Subsequent to an investigation, the Carrier found the Claimant guilty of failure to cover his assignment. This finding was used as a triggering event for the Carrier to conclude that the Claimant had been excessively absent in light of infractions of the same nature the previous month.

Certainly, the Carrier is not unreasonable when it expects regularity of work attendance in order that it may manage its operations. The record here establishes that the Claimant admitted that he did not have permission to be absent on the two December days in question. Moreover, he presented no valid reason to justify his failure to properly protect his assignment. Accordingly, under these circumstances, the Carrier's decision to discipline the Claimant cannot be said to be an unreasonable use of its discretion.

AWARD

The claim is denied.

F . Domzalski

Eckehard Muessig Neutral Member

//J. P. Cassese Employee Member

Dated: JUN 21 1886