

PUBLIC LAW BOARD NO. 3514

Case No. 77

Award No. 88

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

STATEMENT OF CLAIM:

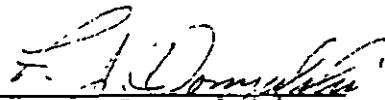
Appeal of Assistant Foreman Donald Jay to have
thirty (30) days' actual suspension removed.

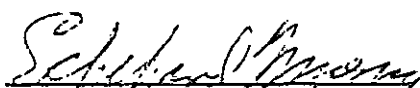
FINDINGS: The Claimant herein was charged with, and found guilty
subsequent to a trial, of being excessively late when reporting to
work on two occasions in August 1982 and of failure to protect his
assignment on August 19, 1982.

The evidence is convincing and supports the Carrier's finding
of guilt to the charges. Accordingly, and in consideration of the
Claimant's past discipline record for excessive absenteeism and
tardiness, it cannot be said that the Carrier's assessment of
discipline here is unduly harsh.

AWARD

The claim is denied.


F. J. Domzalski
Carrier Member


Eckehard Muessig
Neutral Member


J. P. Cassese
Employee Member

JAN 23 1986