

PUBLIC LAW BOARD NO. 3542

Parties
to the
Dispute

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES

vs.

CONSOLIDATED RAIL CORPORATION

Case No. 32

Quand No 29

STATEMENT OF CLAIM

System Docket CR-1030-D - Appeal of Thirty Days' Suspension
assessed J. A. Carosielli on July 2, 1984.

OPINION OF THE BOARD

Claimant, J. A. Carosielli, was a Switch Inspector assigned to Subdivision No. 2 in Canton, Ohio. On May 4, 1984, he was charged with failure to properly inspect a portion of his territory and submit reports for the months of January, February, and March 1984. A hearing in the matter was held on June 19, 1984. As a result of that hearing, Claimant was found guilty as charged and assessed a penalty of a 30-day suspension.

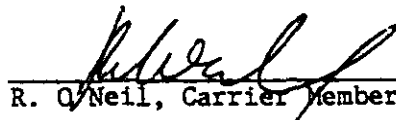
This Board has reviewed the record of this case and agrees that Claimant was in violation of the MW-4 requirements and the FRA requirements by his failure to properly inspect the switches and file the proper reports. A 30-day suspension is not inappropriate given Claimant's past record of two ten-day suspensions for falsification of time records and expense accounts and one letter of reprimand.

AWARD

The claim is denied.


R. E. Dennis, Neutral Member


J. Dodd, Employee Member


R. O'Neil, Carrier Member

1-30-86
Date of Adoption