

PUBLIC LAW BOARD NO. 1582

PARTIES) ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY
NO
DISPUTE) BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES

STATEMENT OF CLAIM: Claim in behalf of former Trackman F. Reynolds, Chicago Terminal Division, for reinstatement to his former position with seniority, vacation and all other rights unimpaired and compensation for wage loss beginning December 31, 1974.

FINDINGS: This Public Law Board No. 1582 finds that the parties herein are Carrier and Employee within the meaning of the Railway Labor Act, as amended, and that this Board has jurisdiction.

In this dispute the claimant was charged with possible violation of Rules 3 and 16. On December 23, 1974 claimant was notified by certified mail to attend a formal investigation but the letter was returned unclaimed. The letter was addressed to the claimant's last known address listed by the claimant with the Carrier. Pursuant to the investigation, the claimant was found guilty of absenting himself from duty without authority commencing December 13, 1974 and was discharged from the service of the Carrier for his responsibility in connection therewith.

Apparently the claimant was not too interested in returning to work for the Carrier for he did not appear at the investigation. Under the circumstances the Board finds no justification to overrule the decision of the Carrier.

AWARD: Claim denied.


Preston J. Moore, Chairman


Organization Member


Carrier Member