

Award No. 31

Case No. 44

Docket No. MW 80-56

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|--------------------------|---|
| Parties | Brotherhood of Maintenance of Way Employees |
| to | and |
| Dispute | Southern Pacific Transportation Company (Texas and Louisiana Lines) |
| Statement of Claim | <p>1. Carrier violated the effective Agreement when Machine Operator C. B. McClaim was unjustly suspended from January 21, 1980 through February 14, 1980.</p> <p>2. Claimant McClaim shall be paid for all time lost due to his being suspended from January 21, 1980 through February 14, 1980, and that his record be cleared of this charge.</p> |
| Findings | <p>The Board, after hearing upon the whole record and all evidence, finds that the parties herein are Carrier and Employee within the meaning of the Railway Labor Act, as amended, that this Board is duly constituted by Agreement dated July 19, 1979, that it has jurisdiction of the parties and the subject matter, and that the parties were given due notice of the hearing held.</p> <p>Claimant, a Machine Operator, was advised under date of January 21, 1980 that he was suspended from January 21, 1980 through February 14, 1980 for falsification of his time roll in violation of Rule 801. Following the requested investigation, held on February 12, 1980, Carrier concluded that the suspension as assessed would stand.</p> <p>The Board finds no cause to interfere with the discipline assessed. This Claim will be denied.</p> |

Award

Claim denied.

M. A. Christie

M. A. Christie, Employee Member

C. B. Goyne

C. B. Goyne, Carrier Member

Arthur T. Van Wart

Arthur T. Van Wart, Chairman
and Neutral Member

Issued at Wilmington, Delaware, April 16, 1981.