PUBLIC LAW BOARD NO. 3514

Case No. 110 Award No. 109

PARTIES Brotherhood of Maintenance of Way Employes

to - and

DISPUTE: Consolidated Rail Corporation

STATEMENT OF CLAIM: Appeal of I & R Foreman Robert Harbison to have a reprimand removed from his record.

FINDINGS: On January 17, 1985, the Claimant was operating one of the Carrier's trucks, and was involved in a collision with a private automobile. Subsequent to an investigation concerning this incident, the Carrier determined that the Claimant had not properly complied with its rules and assessed the above-noted discipline.

The Board has thoroughly reviewed the record before it and while we are not unmindful and understand the Organization's vigorous arguments, we conclude that the claim must fail. Under all the circumstances, the conclusion drawn by the Carrier was reasonable and not an excessive use of its discretion.

AWARD

The claim is denied.

Dated:

MAY 27 1988