

PUBLIC LAW BOARD NO. 3514

Case No. 113      Award No. 113

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


STATEMENT OF CLAIM: Appeal of B & B Mechanic T. P. Kilgallon to have his discipline of fifteen (15) days suspension removed from his record.

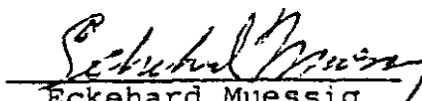
FINDINGS: In this dispute, the Claimant was found guilty of violating the Carrier's safety rules when he was injured on December 28, 1983.

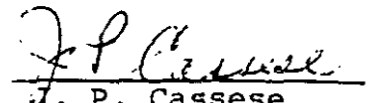
After a careful review of the transcript of the investigation held on February 1, 1984 and related documents, the Board finds that the Carrier had substantive grounds for its finding of guilt to the charges. The discipline imposed cannot be said to be excessive under the circumstances of the evidence before us.

AWARD

The claim is denied.

  
F. J. Domagalski  
Carrier Member

  
Eckehard Muessig  
Neutral Member

  
J. P. Cassese  
Employee Member

Dated: MAY 27 1986