

Award No. 7
Case No. 7

Public Law Board No. 3514

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

STATEMENT
OF
CLAIM: Claim of Richard Robinson for reinstatement and
payment for all time lost as result of his dis-
missal.

FINDINGS: The record establishes that claimant, a trackman,
failed to protect his assignment on October 25,
26, 27, 28 and 29 and November 1, 2, 3, 4, 5, 8,
9, 10 and 12, 1982. He had no permission to be
absent on any of those days. His explanations are
unpersuasive.

He alleges that he was absent the first two days
because of injuries sustained in a fight off the property, that he
could not report on the following two days because he was incarcerated
because a "friend" had concealed a weapon in the car that was detected
by police, and could not report on the remainder of the dates due to
"wife trouble."

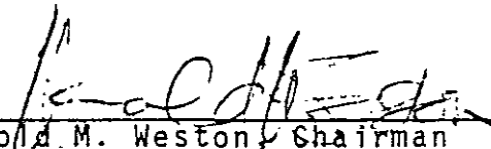

Claimant's record shows that he had received sus-

pensions in 1980, 1981 and 1982 for absenteeism. We find no merit in the present claim.

AWARD:

Claim denied.

Adopted at Philadelphia, Pa., July 12, 1984.


Harold M. Weston, Chairman
Carrier Member
Employee Member