

PUBLIC LAW BOARD NO. 3514

Case No. 91

Award No. 95

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

STATEMENT OF CLAIM: Appeal of B & B Mechanic J. Vizzachero to have fifteen (15) days suspension removed.

FINDINGS: The Claimant was notified to attend an investigation on the following charges: Failure to report to work location promptly; failure to follow instructions from proper authorities and perform duties efficiently and safely; failure to devote himself exclusively to the Company's service while on duty; insubordination and willful disregard of the Company's interest in that worked was not performed as prescribed.

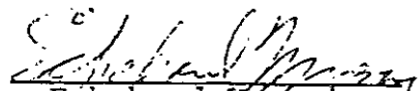
Subsequent to the investigation, the Claimant was notified that he had been found guilty and was suspended as noted above.

The Board has thoroughly reviewed the testimony adduced at the hearing and other evidence of record before us. We find that the Carrier had reasonable grounds to conclude that the Claimant played a significant part in the events surrounding and leading to the charges advanced by the Carrier. Under these circumstances, we conclude that the Carrier's actions were not arbitrary or capricious.

AWARD

The claim is denied.


F. J. Domzalski
Carrier Member


Eckehard Muessig
Neutral Member


J. P. Cassese
Employee Member

JAN 23 1986