

PUBLIC LAW BOARD NO. 3558

PARTIES) BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES
TO)
DISPUTE) SOUTHERN PACIFIC TRANSPORTATION COMPANY (EASTERN LINES)

STATEMENT OF CLAIM:

"Claim on behalf of System Track Laborer R. C. Mejia for 32 hours at his straight time rate of pay and the charge of violation of Company Rule 810 removed from his personal record, alleging unjustly suspended." (MW-83-64/391-89-A)

FINDINGS:

The Board, after hearing upon the whole record and all the evidence, finds that the parties herein are Carrier and Employee respectively within the meaning of the Railway Labor Act, as amended; this Board has jurisdiction over the dispute involved herein; and, the parties were given due notice of hearing thereon.

This is a companion case to that dispute which this Board heard and disposed of by its Award No. 3 in Case No. 3. The Claimant in this case was reportedly riding to work with the Claimant in Case No. 3, and had asked that Claimant to serve as their joint spokesman in discussions with the Carrier.

For those reasons the Board has already set forth in its Award No. 3, it will likewise be held here that discipline be reduced to a formal reprimand and Claimant be compensated for the four days of lost earnings.

AWARD:

Claim -sustained to the extent set forth in the above Findings.

ORDER:

The Carrier is directed to make this Award effective within 30 calendar days of the date set forth below.



Robert E. Peterson, Chairman
and Neutral Member



C. B. Goyne, Carrier Member



M. A. Christie, Employee Member

San Antonio, TX
June 30, 1984