

PUBLIC LAW BOARD 6170  
AWARD NO. 63

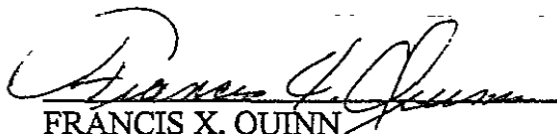
Parties to Dispute: Union Pacific Railroad Company  
and  
Brotherhood of Locomotive Engineers

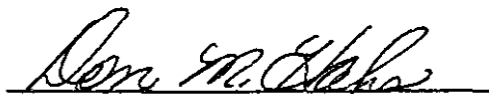
Statement of Claim: Claim of C.R. Hinton for removal of Level 5, permanent dismissal, and  
pay for lost wages.


Findings: There is some question whether efficiency test - red light was placed in a visible  
line to be seen from Claimant's train. The record indicates he failed to stop and  
did not observe a red light at the end of the tie. See First Division Award 24877.  
This Board is persuaded that the train crew did not knowingly run past the red  
light and serious questions exist concerning the functionality of the test.

We will return the Claimant to duty but without back pay.

Award: Claim sustained in part.

  
FRANCIS X. QUINN  
Chair and Neutral Member

  
Don M. Hahs  
Organization Member

  
TERRY M. STONE  
Carrier Member

Date Sept 26, 2000  
Omaha, Nebraska