

**PUBLIC LAW BOARD NO. 7163**

**PARTIES TO THE DISPUTE:**

Brotherhood of Maintenance of Way Employees  
Division - IBT Rail Conference

Award No. 361  
Case No. 361

-and-

CSX Transportation, Inc.

**STATEMENT OF CLAIM:** Claim of the System Committee of the Brotherhood that:

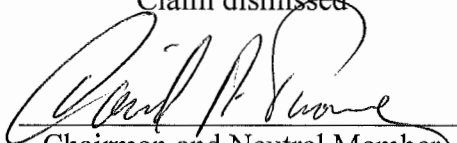
1. The Carrier's discipline (dismissal) of Mr. J. Franklin, by letter dated November 8, 2017, in connection with allegations that he violated CSX Transportation Operating Rules 104.3(d), 401.8(1)(3), 401.12 and 700.13 was arbitrary, unsupported, unwarranted and in violation of the Agreement.
2. As a consequence of the violation referred to in Part 1 above, the Carrier shall overturn the discipline of Claimant J. Franklin, remove the matter from his disciplinary record and properly compensate him (i.e., straight time, overtime, double time, vacation, healthcare, etc.)."

**FINDINGS:**

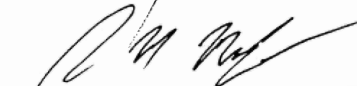
This Public Law Board No. 7163 finds that the parties are Carrier and Employee, within the meaning of the Railway Labor Act, as amended, and that this Board has jurisdiction.

The matter before this Board in Case 361 involving Claimant J. Franklin has been settled to the satisfaction of both parties and is hereby dismissed.

Award  
Claim dismissed

  
Chairman and Neutral Member  
David Twomey

Carrier Member - Katrina Donovan  
Dated: \_\_\_\_\_

  
Organization Member - Andrew Mulford  
Dated: 3/14/19