

PUBLIC LAW BOARD NO. 7599

AWARD NO. 90
CASE NO. 90

PARTIES TO
THE DISPUTE: Brotherhood of Maintenance of Way Employees Division
IBT Rail Conference

vs.

Grand Trunk Western Railroad Company

ARBITRATOR: Gerald E. Wallin

DECISION: Claim dismissed

STATEMENT OF CLAIM:

“Claim of the System Committee of the Brotherhood that:

1. The claim, as appealed under letter dated May 9, 2014, shall be allowed as presented because the Carrier defaulted on the claim when it failed to hold a timely appeal meeting as required by Rule 24(b) (Carrier’s File GTW-BMWED-2014-00006 GTW).”


FINDINGS OF THE BOARD:

The Board, upon the whole record and on the evidence, finds that the parties herein are Carrier and Employees within the meaning of the Railway Labor Act, as amended; that this Board is duly constituted by agreement of the parties; that the Board has jurisdiction over the dispute, and that the parties were given due notice of the hearing.

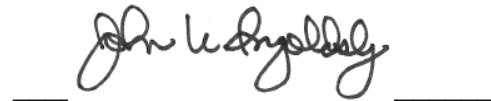
After review of the submissions, the Board finds no issues remain in this dispute that require resolution by the Board.

AWARD:

The Claim is dismissed.


Gerald E. Wallin, Chairman
and Neutral Member


John Schlismann,
Organization Member


John Ingoldsby,
Carrier Member

Date: July 9, 2021