

**PUBLIC LAW BOARD NO. 7887**

Brotherhood of Maintenance  
of Way Employes Division - IBT

and

CSX Transportation, Inc.

Award No: 5

Claimant: C.R. Meyer


File: D605817/17-20180-ENG-BMWEAL

The Board 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 (PLB Agreement) and that the Board has jurisdiction over the dispute.

By letter dated December 6, 2017, the Carrier informed Claimant C.R. Meyer to be in violation of CSX Transportation Operating Rule 701.2 and assessed discipline in the form of 30 days actual suspension. Thereafter Claimant C.R. Meyer elected to handle the discipline via an expedited disciplinary handling process and the matter was forwarded to this Board for final adjudication per the terms of the PLB Agreement. The Board has reviewed the record and now issues the following decision, which is non-precedential in nature.

**Award**

Claim is sustained. The Carrier failed to meet its burden of proving with substantial evidence that Claimant violated Rule 701.2. The Carrier shall afford Claimant the full remedy contained in Rule 25, Section 4.

  
Kathryn A. VanDagens  
Neutral Member  
Dated: March 15, 2019