

Award No. 171  
Docket No. 171

SPECIAL BOARD OF ADJUSTMENT NO. 279

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES  
versus  
MISSOURI PACIFIC RAILROAD COMPANY

STATEMENT  
OF CLAIM:

1. Carrier violated the effective Agreement when Trackman Joseph Matthews was unjustly dismissed from service.
2. Claimant Matthews shall now be paid for 8 hours each work day, including any holidays falling therein, beginning October 30, 1980, and continuing until reinstated with seniority, pass and vacation rights unimpaired.

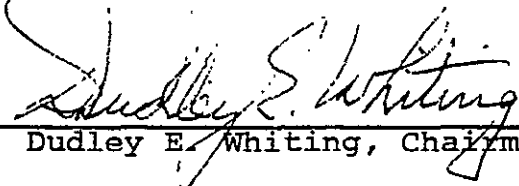
FINDINGS:

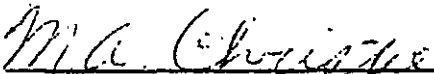
The evidence adduced at the hearing shows a severe physical assault by the claimant upon his foreman, so there is no valid basis for sustaining his claim.


AWARD:

Claim denied.

SPECIAL BOARD OF ADJUSTMENT NO. 279

  
Dudley E. Whiting, Chairman

  
M. A. Christie, Employee Member

  
L. D. Brown, Carrier Member

New Orleans, Louisiana  
November 18, 1981  
File 247-5978