

Docket No. 199
AWARD NO. 199

SPECIAL BOARD OF ADJUSTMENT NO. 279

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES
versus
MISSOURI PACIFIC RAILROAD COMPANY

STATEMENT

OF CLAIM: Claim of the System Committee that:

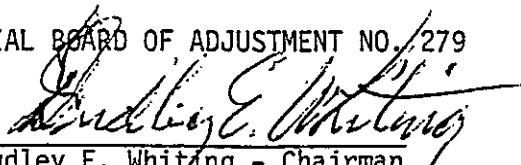
"Claim in favor of Trackman K. R. Mearron for pay for all lost time, at his regular straight time rate, to begin on January 14, 1982 and to continue until such time as he is returned to service with all seniority and vacation privileges restored unimpaired, account dismissal."


FINDINGS: Claimant was informed that he was not entitled to vacation time but took the time off anyway. This action is contrary to the proposition that an employee must work as directed and file a grievance if he considers the direction to be violative of his contractual rights.

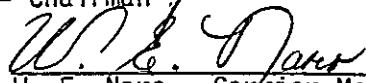
Under these circumstances, the claim is not sustainable.

AWARD: Claim denied.

SPECIAL BOARD OF ADJUSTMENT NO. 279


Dudley E. Whiting - Chairman


M. A. Christie - Employee Member


W. E. Naro - Carrier Member

March 8, 1984

File: 247-6358