

Docket No. 209

AWARD No. 209

SPECIAL BOARD OF ADJUSTMENT NO. 279

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
versus
MISSOURI PACIFIC RAILROAD COMPANY

STATEMENT
OF CLAIM:

Claim of the System Committee that:

- "1) Carrier violated the agreement on August 9, 1982, when Trackman M. L. White was dismissed for allegedly failing to protect his assignment on July 26, 1982; and a review of his prior discipline record.
- 2) Claimant shall now be returned to service with all rights unimpaired and paid for all time lost beginning August 9, 1982."

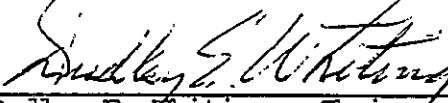
FINDINGS:

The evidence adduced at the investigation clearly supports the charge and in view of the claimant's prior disciplinary record, the penalty of dismissal is not excessive.


AWARD:

Claim denied.

SPECIAL BOARD OF ADJUSTMENT NO. 279


Dudley E. Whiting - Chairman


M. A. Christie
Employee Member


W. E. Naro
Carrier Member

November 1, 1984

File: 247-6432