

SPECIAL BOARD OF ADJUSTMENT NO. 279

Award No. 269

Case No. 269
File 247-7053

Parties Brotherhood of Maintenance of Way Employees
to and
Dispute Union Pacific Railroad Company

Statement

of Claim: (1) Carrier violated the current working Agreement, especially Rule 12, when Illinois Division Machine Operator G. L. Alms was dismissed from the service effective September 7, 1985.

(2) Claimant Alms should now be reinstated and allowed compensation for all lost wages with seniority, vacation, and all other rights restored to him unimpaired.

The Board has jurisdiction of this case.

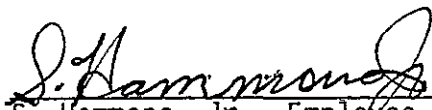
Claimant, on July 19, 1985, was assigned as a Machine Operator on the Missouri Division. He attended a formal investigation as a result of an incident on July 19, 1985 on the charge:

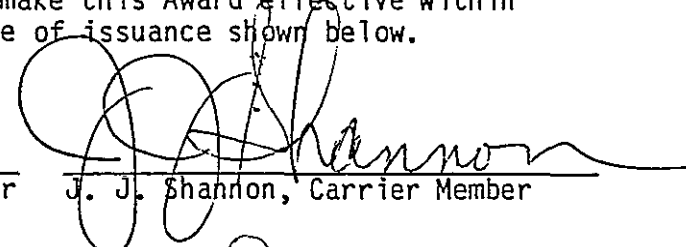
"Alleged absence from duty without proper authority,..."


Claimant will be restored to service with all rights unimpaired but without pay for time out of service and placed in a probationary status for a six month period. This "last chance opportunity" places the burden upon Claimant to demonstrate to the Carrier and his Union that he was worthy of that chance granted to him.

Award: Claim disposed of as per findings.

Order: Carrier is directed to make this Award effective within thirty (30) days of date of issuance shown below.


S. Hammons, Jr., Employee Member


J. J. Shannon, Carrier Member


Arthur T. Van Wart, Chairman
and Neutral Member

Issued May 28, 1988.