

AWARD NO. 1
CASE NO. 1

SPECIAL BOARD OF ADJUSTMENT NO. 421

THE ORDER OF RAILROAD TELEGRAPHERS)
vs.)
NEW YORK CENTRAL RAILROAD, EASTERN DISTRICT)
(except Boston and Albany Division) and)
NEW YORK DISTRICT)

STATEMENT OF CLAIM:

1. Carrier violated the terms of the agreement between the parties when, on November 25, 1959, it dismissed L. Krassman from the service.
2. Carrier shall return L. Krassman to service with seniority unimpaired and pay him for all time lost.

OPINION OF BOARD:

The record discloses that the Carrier complied with the procedural requirements of Rule 32 of the Agreement in notifying Claimant Krassman of the precise charge against him and that a fair and impartial hearing on the charge was held on the property. The record further discloses that Claimant was properly found guilty of the charge. We find no basis for setting aside the Carrier's conclusion that Claimant's guilt justified his dismissal. No agreement violation by the Carrier having been shown, the claim must be denied.

AWARD:

Claim denied.

/s/ Lloyd H. Bailer
Lloyd H. Bailer, Chairman

/s/ L. Faulds
L. Faulds, Carrier Member

/s/ R. J. Woodman
R. J. Woodman, Employee Member

New York, N. Y.
July 23, 1962