

Award No. 154
Case No. 155
System Docket No. CR-3081-D

SPECIAL BOARD OF ADJUSTMENT NO. 976
BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES

VS.

CONSOLIDATED RAIL CORPORATION

STATEMENT OF CLAIM:

Appeal of 10 days suspension assessed W. E. Cook, in connection with being charged with insubordination, violation of Rule D and conduct unbecoming an employee.

Upon the whole record and all the evidence, after hearing, the Board finds that the parties herein are carrier and employee within the meaning of the Railway Labor Act, as amended, and this Board is duly constituted by agreement under Public Law 99-456 and has jurisdiction of the parties and subject matter.

AWARD: Claim disposed of as follows:

Sustained. Insubordination is not supported by the record, in spite of conflicting testimony.

C. A. Peacock
C. A. Peacock, Neutral Member

F. J. Domzalski
F. J. Domzalski, Carrier Member

Jed Dodd
Jed Dodd, Organization Member

Issued this 26 day of Feb, 1988.