

Award No. 171  
Case No. 174  
System Docket No. CR-4128-D

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

VS.

CONSOLIDATED RAIL CORPORATION

STATEMENT OF CLAIM:

Appeal of 45 days suspension assessed J. K. Moon, in connection with being charged with his negligent and careless operation of Front End Loader, resulting in damage to Signal Termination Case and cable and being in violation of Safety Rule 3302(B).

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 89-456 and has jurisdiction of the parties and subject matter.

AWARD: Claim disposed of as follows:

Denied.

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

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

Jed Doad  
Jed Doad, Organization Member

Issued this 26 day of Feb, 1988.