

Award No. 234
Case No. 235
System Docket No. CR-3738-D

SPECIAL BOARD OF ADJUSTMENT NO. 976
BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES
VS.

CONSOLIDATED RAIL CORPORATION

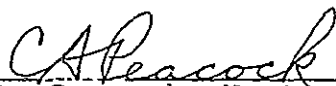
STATEMENT OF CLAIM:

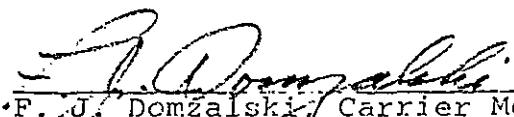
Appeal of 10 day suspension assessed K. D.
Shivers in connection with being charged with
violation of safety rules 3355 and 3358(c).

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:

Considering all factors involved, we conclude that a 5 day suspension would be more commensurate with the offense.


C. A. Peacock, Neutral Member


F. J. Domzalski, Carrier Member


Jed Dodd, Organization Member

Issued this 21 day of April, 1989.