

Award No. 260
Case No. 263
System Docket No. MW-113

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

VS.

CONSOLIDATED RAIL CORPORATION

STATEMENT OF CLAIM:

Appeal of reprimand assessed C. Green in connection with being charged with violation of Safety Rules 22, 3260, 3100 and 3357.

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:

Claimant testified his Foreman instructed him to use the equipment in question, thus, lacking any refutation in the transcript, we conclude he did not act improperly and, therefore, the reprimand shall be removed from his record.

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

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

Jed Dodd
Jed Dodd, Organization Member

Issued this 22 day of May, 1989.