

Award No. 305  
Case No. 305  
System Docket No. MW-1195

SPECIAL BOARD OF ADJUSTMENT NO. 976  
BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES  
VS.  
CONSOLIDATED RAIL CORPORATION


STATEMENT OF CLAIM:

Appeal of time held from service (approximately 4 months) assessed T. L. Monahan in connection with being charged with insubordination by not following instructions and did not attend the afternoon Safety Seminar on May 21, 1990. Also, absent without permission and fraudulently accepting 6 hours time that he did not work on May 21, 1990.

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:

There is sufficient evidence to support Carrier's conclusion, however, considering all factors involved, we conclude that a 15 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 11 day of April, 1991.