

Award No. 338
Case No. 338
System Docket No. MW-2434

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

STATEMENT OF CLAIM:

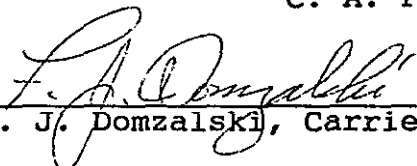
Appeal of reprimand assessed W. H. Valiquette in connection with being charged with failure to properly instruct and oversee E. J. Long in the safe operation of a leased logloader which resulted in damage to the unit.

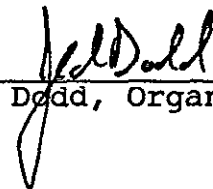
Upon the whole record and all the evidence, after hearing, the Board finds that the parties herein are carrier and employee within the meaning of the Railway Labor Act, as amended, and this Board is duly constituted by agreement under Public Law 89-456 and has jurisdiction of the parties and subject matter.

AWARD: Claim disposed of as follows:

While the record is open to speculation, we do not find sufficient evidence to convince this Board that claimant was guilty of the offense, therefore the reprimand shall be removed from his record.


C. A. Peacock, Neutral Member


F. J. Domzalski, Carrier Member


Jed Dodd, Organization Member

Issued this 11th day of December, 1992.