Award No. 348 Case No. 348 System Docket No. MW-2784

SPECIAL BOARD OF ADJUSTMENT NO. 976

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES

VS.

CONSOLIDATED RAIL CORPORATION

STATEMENT OF CLAIM:

Appeal of reprimand assessed W. L. Russell in connection with being charged with violation of Safety Rule 3202 when he operated a spiker which collided with another and caused a personal injury.

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, Neutral Membe

F. J. Domzalski, Carrier Member

Jed Dolld, Organization Member

Issued this 10 day of plenter, 1993.