

Award No. 56
Case No. 46
System Docket No. CR-1893-D

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

VS.

CONSOLIDATED RAIL CORPORATION

STATEMENT OF CLAIM:

Appeal of time held out of service (89 days) assessed K. S. Dersham, in connection with being charged with attempted fraud by obtaining medical attention for an injury he alleged had occurred while on duty, but failed to report such alleged injury on date it occurred. Violation of Safety Rule 3000 (a) and (b).

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 Member


F. J. Domzalski, Carrier Member


Jed Dodd, Organization Member

Issued this 25 day of September, 1986.