

SPECIAL BOARD OF ADJUSTMENT NO. 279

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES
versus
MISSOURI PACIFIC RAILROAD COMPANY

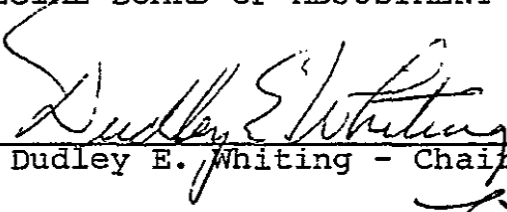
STATEMENT
OF CLAIM:


1. Carrier violated the effective Agreement by unfairly dismissing Roadway Machine Operator John H. Woods from Carrier's service February 11, 1977.
2. Claimant Woods shall now be returned to the position of Roadway Machine Operator on Louisiana Division, with all seniority rights, pass privileges, vacation rights unimpaired, as well as his restoration of all other rights and privileges accruing to him, which would have been his under the provisions of various agreements, if he had not been dismissed from the service of the Carrier on February 11, 1977, and that he be paid for all time lost that he has suffered on account of dismissal, claim to run concurrently until Mr. Woods is returned to service.


FINDINGS: The testimony adduced at the investigation supported the charge against the claimant and, since he had previously been disciplined for the same offense, there is no valid basis for the claim.

AWARD: Claim denied

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Dudley E. Whiting - Chairman


M. A. Christie - Employee Member


L. D. Brown - Carrier Member

St. Louis, Missouri
May 24, 1979
File 247-5484