

SPECIAL BOARD OF ADJUSTMENT NO. 279

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES
versus
MISSOURI PACIFIC RAILROAD COMPANY

STATEMENT
OF CLAIM:

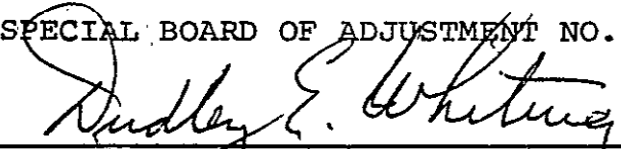
Claim of the Committee that:


1. Carrier violated the effective Agreement by unfairly dismissing Trackman G. L. Saulsberry on May 4, 1978.
2. Claimant Saulsberry shall be reinstated with 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 May 4, 1978, and be paid for loss of wages suffered from May 4, 1978, claim to run concurrently until Mr. Saulsberry is returned to his job.


FINDINGS: There is no question that claimant failed to protect his assignment on April 14, 1978 and his allegation that he had permission to leave was denied by the Foreman. This latter testimony was deemed credible by the Carrier in deciding on dismissal and no reasonable basis appears for disturbing that decision.

AWARD: Claim denied.

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Dudley E. Whiting - Chairman


M. A. Christie
Employee Member


L. D. Brown
Carrier Member

St. Louis, Missouri
November 15, 1979
File 247-5647