

AWARD NO. 165  
DOCKET NO. 165

SPECIAL BOARD OF ADJUSTMENT NO. 279

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES

versus

MISSOURI PACIFIC RAILROAD COMPANY

STATEMENT  
OF CLAIM:

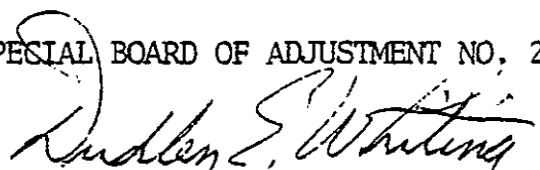
Claim of the Committee that:

1. Carrier violated the effective Agreement when Trackman J. L. McGuire was unjustly dismissed per notice No. 1179 dated February 5, 1980.
2. Claimant McGuire shall now be reinstated with seniority rights, pass privileges, vacation rights unimpaired, as well as 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 February 5, 1980, and be paid for loss of wages suffered from February 5, 1980, claim to run concurrently until Mr. McGuire is returned to his job.

FINDINGS: Credible evidence was adduced at the investigation to support the charge against the claimant so we are constrained to deny the claim.

AWARD: Claim denied.

SPECIAL BOARD OF ADJUSTMENT NO. 279

  
Dudley E. Whiting - Chairman

  
M. A. Christie - Employee Member

  
L. D. Brown - Carrier Member

Houston, Texas  
March 20, 1981  
File 247-5953