

SPECIAL BOARD OF ADJUSTMENT NO. 279

Award No. 382

Case No. 382  
File 870406G

Parties Brotherhood of Maintenance of Way Employees  
to and  
Dispute Union Pacific Railroad  
(Former Missouri Pacific Railroad Company)

Statement

of Claim: (1) Carrier violated the Agreement, especially Rule 12,  
when Trackman S. J. Sampson was assessed a 30 day  
deferred suspension.

(2) Claim in behalf of Trackman Sampson for removal of  
discipline from Mr. Sampson's record.

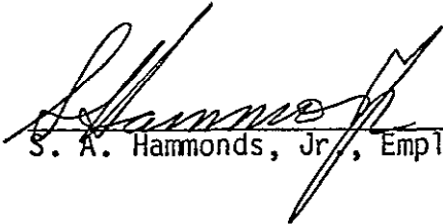
Findings: The Board has jurisdiction by reason of the parties  
Agreement establishing this Board.

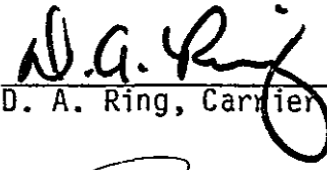
Claimant Trackman suffered a personal injury on Friday,  
September 12, 1986 at approximately 12:20 PM. He reported  
the injury on Monday, September 15, 1986. As a result of a  
formal investigation he was assessed the discipline here  
appealed.

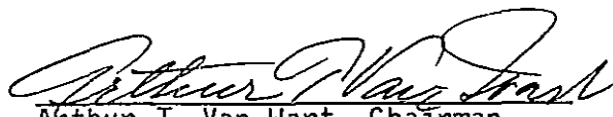
The record reflects that Claimant did try to  
contact people on Friday. He reported it properly and  
promptly on his return to work Monday. In the circumstances  
surrounding this particular claim it shall be sustained.

Award: Claim sustained as per findings.

Order: Carrier is directed to make this Award effective within  
thirty (30) days of date of issuance shown below.

  
S. A. Hammonds, Jr., Employee Member

  
D. A. Ring, Carrier Member

  
Arthur T. Van Wart, Chairman  
and Neutral Member

Issued September 30, 1989.