

SPECIAL BOARD OF ADJUSTMENT NO. 279

Award No. 424

Docket No. 424
File 890539

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

Statement

of Claim: (1) Claim in behalf of System Bridge Gang Carpenter E. C. Mitchell, dismissed from service on April 24, 1989.

(2) Claim in behalf of Mr. Mitchell for wage loss beginning March 27, 1989, and continuing until he is reinstated with seniority, vacation and all other rights unimpaired.

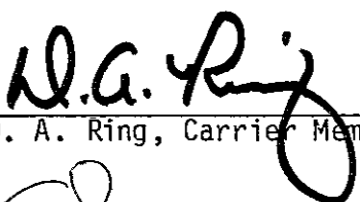
Findings: The Board has jurisdiction of this case by reason of the parties Agreement establishing this Board therefor.

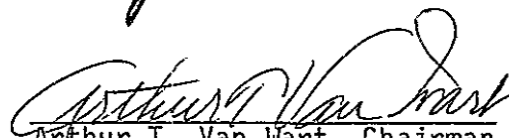
This is a companion claim to that found in our Award No. 423 the findings of which by reference is incorporated herein. However, Claimant was properly and fairly discharged from service. Because of the unusual circumstances involved the Board will reinstate the Claimant to service with all rights unimpaired but without pay for the time out of service. He is required to pass the necessary return to service physical examinations.

Award: Claim disposed of as per findings.

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


S. A. Hammons, Jr., Employee Member


D. A. Ring, Carrier Member


Arthur T. Van Wart, Chairman
and Neutral Member

Issued November 26, 1990.