

SPECIAL BOARD OF ADJUSTMENT NO. 279

Award No. 580

Case No. 580

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

Statement

of Claim: (1) Carrier violated the Agreement, especially Rule 12,  
when J. E. Segueda was dismissed from service on November  
19, 1991.

(2) Claim in behalf of Mr. Segueda for wage loss suffered  
beginning November 19, 1991 until reinstated on July 1,  
1992, and removal of said discipline from his record.

Findings: The Board has jurisdiction of this dispute by reason  
of the Parties Agreement establishing this Board therefor.

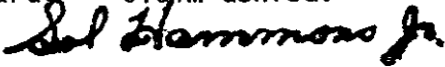
Claimant, Track J. E. Segueda, following a formal  
investigation on the charge of failure to promptly report an  
alleged personal injury to himself while working on Gang  
2802 at Freeport, Texas, on September 9, 1991 was dismissed  
from service as discipline therefor on November 19, 1991.  
He was reinstated to service on July 1, 1992.

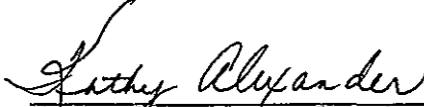
The Board finds that Claimant was accorded the due  
process to which entitled under Rule 12.


There was sufficient evidence adduced to support the  
Carrier's conclusion as to the Claimant's culpability.

The discipline imposed is deemed reasonable. The claim  
is denied.

Award: Claim denied.

  
S. A. Hammons, Jr., Employee Member

  
Kathy Alexander, Carrier Member

  
Arthur T. Van Wart, Chairman  
and Neutral Member

Issued May 22, 1993.