

SPECIAL BOARD OF ADJUSTMENT NO. 280

Award No. 134
Case No. 215

PARTIES TO DISPUTE:

St. Louis - Southwestern Railway

and

Brotherhood of Maintenance of Way Employees

STATEMENT OF CLAIM:

"I. Carrier violated the Maintenance of Way Agreement, especially but not limited to Rule 6 - Discipline and Grievances, when they dismissed Mr. Sterling Flowers for being absent on March 16, 1976, which was excessive punishment.

"II. Laborer Sterling Flowers be paid for all time lost beginning March 17, 1976, to continue until date of reinstatement. We request that he be reinstated with seniority, vacation and all other rights unimpaired."

FINDINGS:

On the basis of the record before it, the Board finds that dismissal under the circumstances was excessive. Accordingly, Claimant shall be reinstated with seniority unimpaired, but with no pay for time lost.

AWARD

Claim disposed of per findings.


M. R. James
NEUTRAL MEMBER


C. B. Doyne
CLAIM MEMBER


Ma. Christie
ORGANIZATION MEMBER

Sept 5, 1979
DATE