

AWARD NO. 8  
CASE NO. MW-178

SPECIAL BOARD OF ADJUSTMENT NO. 293

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES  
versus  
THE CENTRAL RAILROAD COMPANY OF NEW JERSEY

STATEMENT OF CLAIM:

- (1) The dismissal of Track Laborer Robert Lutz from service on June 13, 1958, was improper, without just and sufficient cause and in violation of the effective agreement.
- (2) Track Laborer Robert Lutz be reinstated to service with seniority, vacation and other rights unimpaired, his record cleared of the unfavorable entry thereon, and that he be reimbursed for the exact amount lost because of the violation referred to in Part (1) of this claim.

OPINION OF BOARD:

In view of the facts and circumstances involved in this particular case, we conclude that Claimant Robert Lutz should be restored to service promptly with seniority and other rights unimpaired, but without pay for wages and vacation days or pay lost, if any, prior to restoration.

A W A R D

Claim sustained in part to the extent indicated above.

(s) Lloyd H. Bailer  
Lloyd H. Bailer, Neutral Member

(s) A. J. Cunningham  
A. J. Cunningham, Employee Member

(s) C. S. Strang  
C. S. Strang, Carrier Member

Jersey City, N. J.  
November 30, 1959