

Award No. 109
Case No. 107
System Docket No. CR-2682-D

SPECIAL BOARD OF ADJUSTMENT NO. 976
BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES
VS.

CONSOLIDATED RAIL CORPORATION

STATEMENT OF CLAIM:

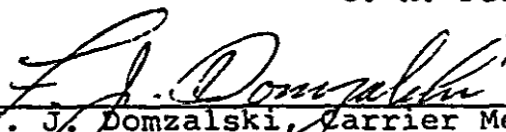
Appeal of disqualification as a Vehicle
Operator assessed W. L. Hale in connection
with being charged with failure to safely and
properly operate a Conrail vehicle.

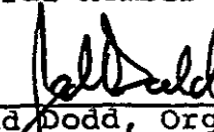
Upon the whole record and all the evidence, after hearing,
the Board finds that the parties herein are carrier and
employee within the meaning of the Railway Labor Act, as
amended, and this Board is duly constituted by agreement
under Public Law 89-456 and has jurisdiction of the parties
and subject matter.

AWARD: Claim disposed of as follows:

There is sufficient evidence to support the company's finding
that claimant was guilty of the charge. However while we do
not minimize his actions, we feel permanent disqualification
is inappropriate, therefore it shall be removed after one
year has elapsed with no compensation to be made to the
claimant.


C. A. Peacock, Neutral Member


F. J. Domzalski, Carrier Member


Jed Dodd, Organization Member

Issued this 3rd day of April, 1987.