

Award No. 261
Case No. 264
System Docket No. MW-114

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

CONSOLIDATED RAIL CORPORATION


STATEMENT OF CLAIM:

Appeal of 5 day suspension assessed A. Jones
in connection with being charged with
violation of Safety Rules 3409, 3417 and 3355.


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:

After a review of the entire record, it appears claimant
exerted proper judgement in light of circumstances and
previous handling by others, thus we do not feel discipline
was warranted and he shall be exonerated in accordance with
Section 4 of Rule 27.


C. A. Peacock, Neutral Member


F. J. Domzalski, Carrier Member


Jed Dodd, Organization Member

Issued this 22 day of May, 1989.