

Award No. 51  
Case No. 64  
System Docket No. CR-1590-D

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

VS.

CONSOLIDATED RAIL CORPORATION

STATEMENT OF CLAIM:

Appeal of dismissal assessed N. J. Harvey on June 7, 1985, in connection with being charged with violating Company Safety Rule 3013 when he engaged in horseplay while working in Columbus, Ohio, resulting in an injury to an employee of Colvin Gravel Company while under contract working for Conrail.


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:

Denied.

  
C. A. Peacock, Neutral Member

  
F. J. Domzalski, Carrier Member

  
Ted Dodd, Organization Member

Issued this 7th day of August, 1986.