

SPECIAL BOARD OF ADJUSTMENT NO. 986

PARTIES TO THE DISPUTE:

Brotherhood of Maintenance of Way Employees Division – IBT Rail Conference

and

National Railroad Passenger Corporation (AMTRAK) – Northeast Corridor

STATEMENT OF CLAIM:

- 1. The Carrier's discipline of Mr. N. Kingsborough, issued by letter dated September 28, 2021, in connection with the Claimant's alleged display of inappropriate, unprofessional, and unsafe conduct was unjust, arbitrary, capricious, based on unproven charges, and a violation of the Agreement (System File BMW-160189-D AMT).**
- 2. As a consequence of the violation referred to in Part 1 above, Claimant N. Kingsborough shall now be reinstated to service with all benefits and seniority unimpaired. Additionally, the Claimant shall be made whole in every way including, but not limited to, all lost straight time, overtime, per diem, differential, and lost vacation and retirement credits.**

OPINION OF BOARD:

The Board notes that at the Board's hearing in this case, the Parties settled the matter at issue here. Accordingly, the case is dismissed as moot, and the Board properly makes no further comment regarding the Claim.

AWARD

Claim dismissed.

A handwritten signature in blue ink that reads "Elizabeth C. Wesman". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

Elizabeth C. Wesman, Chairman

A handwritten signature in blue ink that reads "Zachary C. Voegel". The signature is cursive, with the first letters of each word being capitalized and prominent.

Organization Member

A handwritten signature in blue ink that reads "Angela Herve". The signature is cursive, with the first letters of each word being capitalized and prominent.

Carrier Member

Dated 12-16-2022