

PUBLIC LAW BOARD NO. 7360

Case No. 8
Award No. 8

United Transportation Union)	
)	
vs)	PARTIES TO DISPUTE
)	
Burlington Northern Santa Fe)	

STATEMENT OF CLAIM

Claim in behalf of Seattle, WA Conductor D.L. Chism for complete record clearance account twenty (20) day record suspension and three (3) years probation for alleged violation of GCOR Rule 1.3.3, Circulars, Instructions, and Notices, Specifically General Notice No. 363 (alleged layoff on call) on January 21, 2005.

FINDINGS

This Board finds the parties herein are Carrier and Employee within the meaning of the Railway Labor Act, as amended, and that this Board has jurisdiction over the dispute involved herein. The parties to said dispute were given due and proper notice of hearing thereon.


On March 11, 2005 the Carrier assessed Claimant with a 20 day record suspension. As a result of an investigation held on February 28, 2005 the Carrier found the Claimant violated Rule 1.3.5 on January 21, 2005.

Claimant failed to appear at the investigation. The record shows the Claimant laid off on a call for work on January 21, 2005.

AWARD

Claim denied.


 R.G. Richter, Chairman
 Neutral Member


 Roger Boldra
 Carrier Member


 Jay Schollmeyer
 Organization Member

Dated 7/13/10