

NATIONAL MEDIATION BOARD
PUBLIC LAW BOARD NO. 6672

Parties to Dispute:)	
)	
UNITED TRANSPORTATION UNION)	<u>OPINION AND AWARD</u>
)	
and)	CASE No. 29
)	
THE BURLINGTON NORTHERN AND)	Claimant J. S. Woods
SANTA FE RAILWAY COMPANY)	
)	
)	

STATEMENT OF CLAIM:

“Claim in behalf of Havre, MT Conductor J. S. Woods for pay for all time lost, including attending investigation and complete record clearance of the entire incident, including probation period, account Level S, thirty (30) day suspension October 2, 2001, to and including November 2, 2002 for alleged violation of GCOR 6.28 (alleged running over derail protected by blue flag signal resulting in derailment of locomotive on August 29, 2001.”

FINDINGS:

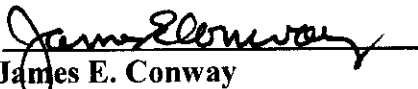
The Board finds that the parties herein are Carrier and Employee as defined by the Railway Labor Act, as amended; that the Board has jurisdiction over this dispute; and that due notice of the hearing thereon has been given to the parties.


Upon review of the record, and in the face of the parties’ understanding on the issues presented, the Board dismisses the claim.

A W A R D

The Claim is dismissed.


Jay L. Schollmeyer
Employee Member


James E. Conway
Chairman and Neutral Member


Roger A. Boldra
Carrier Member

Dated: March 30, 2009
Great Falls, VA