

NATIONAL MEDIATION BOARD
PUBLIC LAW BOARD NO. 7167

Parties to Dispute:

UNITED TRANSPORTATION UNION

-and-

THE BURLINGTON NORTHERN AND
SANTA FE RAILWAY CORPORATION

OPINION & AWARD

Case No. 6

Claimant C. E. Harrison

EMPLOYEE'S STATEMENT OF CLAIM:

"Claim in behalf of Seattle, WA Brakeman C. E. Harrison for record clearance of the entire incident, including one (1) year probation, payment for all time lost, including investigation, account Level S, fifteen (15) days suspension, January 24, 1999 through February 10, 1999, for alleged violation of GCOR Rule 6.27, Movement at Restricted Speed, for alleged failure to stop for obstruction banner (yellow flag)."

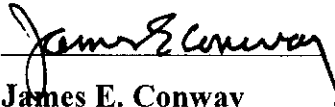
FINDINGS

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 careful review of the record, the Board respectfully sustains the claim.

A W A R D

The Claim is sustained.


James E. Conway
Chairman and Neutral Member


Roger A. Boldra
Carrier Member


J. D. Fitzgerald
Employee Member

Dated: August 29, 2008
Great Falls, VA