

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. 8

Claimant D. D. Luft

EMPLOYEE'S STATEMENT OF CLAIM:

"Claim in behalf of Sioux City, IA Conductor D. D. Luft for pay for all time lost, including investigation, complete record clearance including two (2) year probation for alleged...(failure to provide information to proper manager and failure to report a condition that may affect the safety of others) on February 21, 2003."

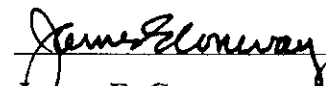
FINDINGS

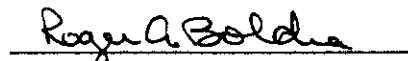
The Board finds that the parties herein are Carrier and Employee as defined by the Railway Labor Act, as amended; that the Board has jurisdiction over this dispute; and that due notice of the hearing thereon has been given to the parties.

Upon careful review of the record, the Board respectfully denies the claim.

A W A R D

The Claim is denied.


James E. Conway
Chairman and Neutral Member


Roger A. Boldra
Carrier Member


J. D. Fitzgerald
Employee Member

Dated: August 30, 2008
Great Falls, VA