

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. 9

Claimant D. A. Mathern

EMPLOYEE'S STATEMENT OF CLAIM:

"Claim in behalf of Great Falls, MT Conductor D. A. Mathern for pay for all time lost and complete record clearance for the entire incident, account Level S, Thirty (30) day record suspension, and probation period of three (3) years, for alleged violation of GCOR Rule 1.12 (alleged failure to pick up cars per work order at Moccasin, MT)."

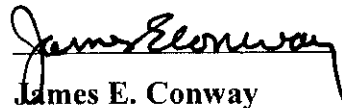
FINDINGS

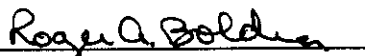
The Board finds that the parties herein are Carrier and Employee as defined by the Railway Labor Act, as amended; that the Board has jurisdiction over this dispute; and that due notice of the hearing thereon has been given to the parties.

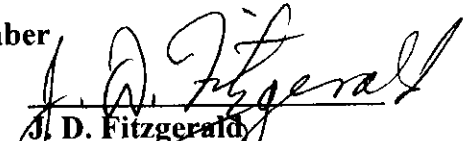
Upon careful review of the record, the Board respectfully denies the claim.

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