

PUBLIC LAW BOARD NO. 5035

Case No. 61  
Award No. 61

Parties to dispute:

United Transportation Union  
and  
Chicago and North Western Transportation Co.

Statement of claim:

Claim of Yardman J. G. Charles, for reinstatement to the service of the Chicago and Northwestern Transportation Co., with vacation and seniority rights unimpaired, in addition to the payment of any and all health benefits until reinstated, and that he be compensated for any and all time, including time spent attending an investigation held August 21, 1991, when charged with an alleged responsibility for your failure to comply with John Sizemore's letter of March 15, 1991, while you were employed as a Yardman at Itasca, Wisconsin.

Opinion of Board:

Claimant was returned to active service of the Carrier with certain restrictions, those outlined to him in a letter dated March 15, 1991, and received on March 19, 1991.

He was told that to maintain medical qualifications for service he must remain abstinent from alcohol and other drugs; attend certain support group meetings; remain current with a rehabilitation organization.

Claimant failed to follow the stipulations to which he agreed as a condition to returning to service.

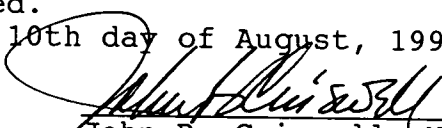
Findings:

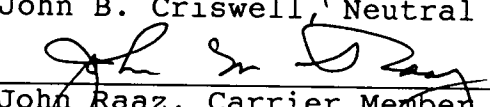
That the Agreement was not violated.

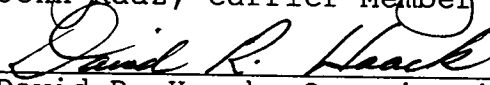
Award:

Claim denied.

Dated this 10th day of August, 1992, at Chicago IL.

  
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John B. Criswell, Neutral Member

  
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John Raaz, Carrier Member

  
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David R. Haack, Organization Member