

PUBLIC LAW BOARD NO. 7425

PARTIES ) SMART - TRANSPORTATION DIVISION  
TO )  
DISPUTE ) BNSF RAILWAY COMPANY

STATEMENT OF CLAIM:

Claim that Richard Lopez be immediately reinstated to service with full seniority and vacation rights unimpaired, paid for all time lost beginning May 21, 2013 until reinstated to the service of the Carrier, without deduction of any interim outside earnings, paid for attending the investigation held May 13, 2013, that any loss of fringe benefits be restored to him, and that any mention of this alleged failure to comply with rules governing the use of personal electronic devices and alleged willful endangerment to the safety of himself and his co-workers be removed from his personal record file.

(Organization File No. D-2127; Carrier File No. 55-13-0035)

FINDINGS:

The Board, after hearing upon the whole record and all the evidence, finds that the parties herein are Carrier and Employee within the meaning of the Railway Labor Act, as amended; this Board has jurisdiction over the dispute involved herein; and, the parties were given due notice of hearing thereon.

The parties have jointly advised that this claim has meantime been disposed of on the property and requested that the Board issue an award withdrawing the case from this Board.

Award:

Claim Withdrawn.



Robert E. Peterson  
Chair & Neutral Member



Melissa A. Beasley-Coke  
Carrier Member



J. Michael LaPresta  
Organization Member

Fort Worth, TX

Dated: 4/18/17