

**CANADIAN RAILWAY OFFICE OF ARBITRATION AND DISPUTE RESOLUTION****BUREAU D'ARBITRAGE & MÉDIATION DES CHEMINS DE FER DU CANADA****ARBITRATOR R. HORNING and S. MIREAULT in MONTREAL**

Updated November 1, 2019

Mis à jour le 1 novembre, 2019

**TUESDAY, DECEMBER 17, 2019 / MARDI, LE 17 DECEMBRE, 2019**

1. <b>9:00</b>	Dispute between <b>CPR</b> and <b>TCRC-CTY-E</b> concerning the failed accommodation to conductor M.S> between the dates of September 5, 2018 until October 22, 2018 and November 9, 2018 to November 12, 2018. (COUNSEL)
2. <b>10:00</b>	Dispute between <b>CPR</b> and <b>TCRC-CTY-E</b> concerning the dismissal of Utility Foreman T.C. for failing a post incident drug screen where there was a Positive Urine Drug Test that was administered on January 9, 2018, while working on Assignment UTIL1 as Utility Person on January 9, 2018). (COUNSEL)
3. <b>11:00</b>	Dispute between <b>CPR</b> and <b>TCRC-LE-W</b> concerning Locomotive Engineers in Revelstoke with regard to the violation of the Golden Zone Agreement and Article 30.11 of the current Collective Agreement. (COUNSEL)
4. <b>13:00</b>	Dispute between <b>CPR</b> and <b>TCRC-CTY-W</b> concerning B.M. and the assessment of a 7-day suspension for failure to report your injury to a manager in a timely manner, and further failure to report to a manager the intent to seek medical attention on May 2, 2016 after being advised to do so a violation of T&E Safety Rule Book CORE Safety Rules Item 1 Rights and Responsibilities.
5. <b>14:00</b>	Dispute between <b>CPR</b> and <b>TCRC-CTY-W</b> concerning B.M. and the assessment of a 5-day suspension for booking off sick after accepting the K36 assignment call for duty. A violation of CP's attendance Management Policy. (COUNSEL)
6. <b>15:00</b>	Dispute between <b>CPR</b> and <b>TCRC-CTY-W</b> concerning B.M. and the assessment of a 20-day suspension for failure to fulfill his contractual obligation as evidenced by booking unfit on October 5, 6, and 7, 2017. (COUNSEL)
7. <b>16:00</b>	Dispute between <b>CPR</b> and <b>TCRC-CTY-W</b> concerning the dismissal of B.M. for failure to fulfill contractual obligations as evidenced by exhibiting patterned absenteeism on three occasions with two instances occurring on weekends. (COUNSEL)

**WEDNESDAY, DECEMBER 18, 2019 / MERCREDI, LE 18 DECEMBRE 2019**

8. <b>9:00</b>	Dispute between <b>CPR</b> and <b>USW-1976</b> concerning the discharge of K.S. for continued failure to report to work since November 23, 2018 and the culminating incident following the investigation on April 4, 2019 regarding the absence from March 25, 2019 to April 2, 2019.
9. <b>10:00</b>	Dispute between <b>CPR</b> and <b>USW-1976</b> concerning M.W. and the assessment of a 10-day suspension without pay and a 10-day deferred suspension for failure to obey traffic sign during the tour of duty on January 8, 2018.
10. <b>11:00</b>	Dispute between <b>CPR</b> and <b>MWED</b> concerning the discharge of J.M. for a Rule G violation after the Company received a post-accident non-negative substance result that was supplied after an incident that occurred while he was a passenger in a company vehicle.

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	(COUNSEL)
11. 13:00	Dispute between <b>CPR</b> and <b>MWED</b> concerning the discharge of J.J. for cause post incident non-negative substance results that were taken after an incident that occurred at Magellan where he did not exit the vehicle to guide the reverse movement and vehicle contacted across warning device. A violation of CROR Rule G. (COUNSEL)
12. 14:00	Dispute between <b>CPR</b> and <b>MWED</b> concerning the discharge of R.K. for a positive post incident drug test that was supplied to the Company following an incident at crossing mile 61.5 Cascade Sub – A violation of HR Procedure HR 203 and CRO Rule G. (COUNSEL)
13. 15:00	Dispute between <b>Ontario Northland</b> and <b>UNIFOR-LOCAL-103</b> concerning the assessment of 60 demerits and subsequent discharge of Engine Attendant L.M. for a positive breath alcohol test the morning of duty.
14. 16:00	Dispute between <b>CNR</b> and <b>TCRC-CTY-C</b> concerning the discharge of conductor trainee D.C.. (COUNSEL)
<b>THURSDAY, DECEMBER 19, 2019 / JEUDI LE 19 DECEMBRE 2019</b>	
15. 9:00	Litige entre <b>CNR</b> et <b>USW-2004</b> concernant le grief relative aune alléguée violation des Articles 1, 15.13 a) et 22 de la convention collective 10.1 pour C.S.
16. 10:00	Litige entre <b>CNR</b> et <b>USW-2004</b> concernant l'imposition de 60 mauvais points au dossier de J.O. pour « Bris du lien de confiance pour votre responsabilité entourant l'accident avec le camion CN178877 le 2 décembre 2018, pour utilisation d'un véhicule du CN sans autorisation, pour utilisation du véhicule du CN pour usage personnel sans autorisation et ne pas avoir informé votre superviseur de la saisie de véhicule du CN », résultant en son congédiement pour accumulation de mauvais points.
17. 11:00	Litige entre <b>CNR</b> et <b>USW-2004</b> concernant le congédiement de J.O. pour « violation de la Politique sur la prévention des problèmes causés par l'alcool et les drogues en milieu de travail en lien avec les accusations pour conduite avec les facultés affaiblies contre vous le 2 décembre 2018 alors que vous étiez sous l'influence de l'alcool au volant d'une véhicule du CN ».
18. 13:00	Litige entre <b>CNR</b> et <b>USW-2004</b> concernant l'imposition de 15 mauvais points à S.C. pour propos inappropriés envers un cadre de la Compagnie le 3 août 2018.
19. 14:00	Litige entre <b>CNR</b> et <b>USW-2004</b> concernant l'imposition de 25 mauvais points ayant conduit au congédiement de S.C. pour accumulation de 75 mauvais points.
20. 15:00	Litige entre <b>CNR</b> et <b>TCRC</b> concernant le congédiement de M.R. et une Objection Préliminaire. (COUNSEL)