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Mr. R. S. Knutson
UTU General Chairman
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December 5, 2008

Subject: Decertified employees (CB&Q)

Mr. Knutson:

During our annual October meeting, we discussed how employees who were decertified as engineers while in the engineer quota should be handled. There are two awards on BNSF that gave us guidance, PLB 5663 Award 24 and PLB 6041 Award 56. Both awards concluded that an employee who was decertified as an engineer was considered as unable to hold a position in the engineer quota under Article XIII of the UTU 1985 National Agreement.

In an effort to place a consistent handling on these situations, it was agreed that all employees who are decertified as engineers while working in the engineer quota must mark up in ground service if they hold ground service seniority. And, it was understood that those employees would be required to mark up in accordance with the UTU 1996 National Agreement and local practice.

Once the mandatory revocation period has been served, the employee cannot remain in ground service unless he/she had been properly reduced from the engine service quota and was eligible to return to ground service under existing agreements during the decertified period.

If you agree that the above accurately reflects our discussion, please affix your signature below.

Sincerely,

A handwritten signature in black ink, appearing to read "Milton H. Siegele, Jr.", written over a horizontal line.

Milton H. Siegele, Jr.



UTU General Chairman R. S. Knutson