

BN 7/18/86 OPS 12-86

IMPLEMENTING AGREEMENT
Between
BURLINGTON NORTHERN RAILROAD COMPANY
And
UNITED TRANSPORTATION UNION
(Former FWD)

Pursuant to Article XIII, Section 2-Establishing Brakeman Seniority-
of the National Agreement dated October 31, 1985,

IT IS AGREED:

1. As of 12:01 a.m. of the date this agreement is signed, engine service employes (i.e., Engineers, Firemen and UTU-represented Hostlers holding seniority as such on the territory of this component line) who do not have Trainman/Yardman seniority will be placed at the bottom of the existing Trainmen/Yardmen roster of the FWD system seniority district.

2. They will be placed on that seniority roster in the same relative standing (i.e., seniority date order) they hold on the Firemen's roster.

3. (a) Engine service employes who establish seniority as Trainman/Yardman, pursuant to Article XIII, Section 2, of the National Agreement of October 31, 1985 and this Implementing Agreement, will be allowed to relinquish their newly acquired Trainman/Yardman seniority during the 90-day period that commences on the date of this agreement. If they do not relinquish this new seniority, they will be subject to Section 4(2) of Article XIII of the National Agreement dated October 31, 1985, reading as follows:

"(2) Trainmen who establish seniority on or after November 1, 1985, must accept promotion to Conductor/Foreman in proper turn."

(b) Engine service employes who retain Brakeman/Yardman seniority under the foregoing paragraph, who do not accept promotion to Conductor/Foreman or who fail to satisfy (i.e., pass) the promotional requirements, shall lose their Brakeman/Yardman seniority under the provisions of the Memorandum of Agreement Ops. 4-85 signed and effective January 16, 1985.

4. Engine service employes who desire to relinquish such newly acquired Trainman/Yardman seniority must notify, in writing, the Superintendent and the UTU Trainman/Yardman General Chairman within the 90-day period commencing on the effective date of this agreement.

5. On or after November 1, 1985, any person establishing seniority in engine service without first establishing seniority as Trainman/

Yardman will simultaneously establish a seniority date as Trainman/
Yardman.

6. (a) Engine service employees establishing seniority as Trainman/Yardman under Article XIII of the National Agreement of October 31, 1985, and this Implementing Agreement, shall be permitted to exercise such rights only in the event he or she is unable to hold any position or assignment in engine service as Engineer, Fireman on a designated position in passenger service, or UTU-represented Hostler or Hostler Helper.

(b) Trainmen/Yardmen who have (prior to November 1, 1985) been promoted to engine service and retained their Trainman/Yardman seniority under the provisions of Article VIII of the August 25, 1978 National Agreement, may exercise their Trainman/Yardman seniority only if they cannot hold any position or assignment in Engineer, Fireman and UTU-represented Hostler service.

Signed at Fort Worth, Texas, and effective this 18TH day of July, 1986.

FOR:

CONDUCTORS, BRAKEMEN AND YARDMEN
REPRESENTED BY THE UNITED
TRANSPORTATION UNION

FOR:

BURLINGTON NORTHERN RAILROAD COMPANY
(former FWD)

By:

J. H. [Signature]
General Chairman

By:

R. A. Bakken
Director Labor Relations

Approved:

J. A. Alford
Vice President

By:

J. J. Katelyp
Assistant Vice President / RAA
Labor Relations