

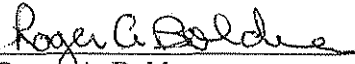
MEMORANDUM OF AGREEMENT  
Between  
BURLINGTON NORTHERN SANTA FE RAILROAD  
And  
UNITED TRANSPORTATION UNION

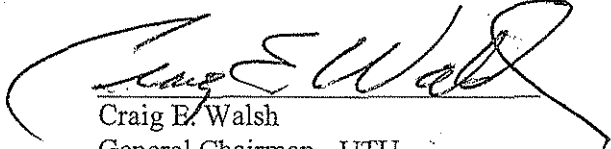
The following understanding is to describe the process the parties have agreed to utilize on a trial basis to handle claims at the Local and General Committee level for handling claims other than discipline or protective claims. This understanding applies only to claims filed on a Ticket in the BNSF Computer System, by either the Local Chairman, Individual Claimant or Crew.

IT IS UNDERSTOOD:

1. Article III of the Uniform Time Limit Rule for handling Claims and Grievances will continue to govern the handling of time claims at the local level, in other words; (a) the claim must be submitted within 60 days from the date of the occurrence and (b) the Carrier must decline or pay within 60 days of the claim being filed.
2. When a claim has been properly declined by the Carrier pursuant to Article III, it was understood that the Local Chairman was no longer required to appeal a claim to Comp System (currently George Wong), but, (a) the claim must be discussed in conference with the designated Local Carrier Officer and, (b) if declined, the General Chairman must, within 180 days of the Carrier's original decline, docket the claims for conference with Labor Relations.
3. The General Chairman and Labor Relations will discuss those claims in conference. If the claim cannot be resolved, the General Chairman must formally appeal the claim in accordance with Article VIII of the Uniform Time Limit Rule with the 60 days starting on the date of conference.
4. If the claim involves an issue that has already been identified by the General Chairman with Labor Relations as a lead case, those claims do not need to be conferenced by the Local Chairman but can be automatically sent to the General Chairman who will list as held in abeyance of the identified lead case. For example, the claims for hump foreman positions could be listed as held in abeyance.
5. Prior to listing ongoing claims to a lead case, the General Chairman will advise the highest designated officer of the Carrier in writing of its intention to identify the issue as a lead case that similar and analogous claims will be tied to.
6. Any so called letter claims or those claims not associated with a BNSF Ticket Number will be handled according to the Uniform Time Limit Rule as in the past.
7. Claims may be handled locally in the manner described above or per The Uniform Time Limit Rule. Local Chairman choice.

This understanding is to become effective April 1, 2007 and may be cancelled by either party serving a 15 day's written notice on the other party.

  
\_\_\_\_\_  
Roger A. Boldra  
Director – Labor Relations BNSF

  
\_\_\_\_\_  
Craig E. Walsh  
General Chairman - UTU



ROGER A. BOLDRA

Director  
Labor Relations

Burlington Northern Santa Fe

2600 Lou Menk Drive  
P. O. Box 961030  
Fort Worth, TX 76131-0030  
(817) 352-1080  
Fax (817) 352-7482

October 26, 2007

Mr. C. E. Walsh  
UTU General Chairman  
1551 Indian Hills Drive, #104  
Sioux City, IA 51104

Dear Mr. Walsh:

To reach consistency with all UTU Committees and eliminate any confusion concerning claim handling, it was agreed to modify the April 1, 2007, Claim Handling Agreement applicable on the former GN Yard as follows:

3. The General Chairman and Labor Relations will discuss those claims in conference. If the claim cannot be resolved, the General Chairman must formally appeal the claim within 120 days starting on the date of conference.

Item 7 is eliminated and it was understood that all claims other than discipline and protection claims would be handled in accordance with this agreement.

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

Sincerely,



  
UTU General Chairman - UTU