



**NATIONAL MEDIATION BOARD**  
WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the  
  
REPRESENTATION OF  
EMPLOYEES  
  
of  
  
TRADEPOINT RAIL, LLC  
  
Operating Employees

45 NMB No. 23  
  
CASE NO. R-7515  
  
DISMISSAL  
  
May 18, 2018

The services of the National Mediation Board (Board) were invoked by the International Longshoremens' Association, AFL-CIO (ILA) on October 25, 2016, to investigate and determine who may represent for the purposes of the Railway Labor Act (RLA), as provided by Section 2, Ninth, thereof, personnel described as "Operating Employees", employees of Tradepoint Rail, LLC (Carrier).

At the time this application was received, these employees were unrepresented.

The Board assigned Investigator Eileen M. Hennessey to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Operating Employees and by direction of the Board, the Investigator was instructed to conduct an election to determine the employees' representation choice.

The following is the result of the election as reported by Investigator Hennessey.

<u>Election Results for Operating Employees</u>	
Eligible Employees	1
Total Valid Votes	1
ILA	0
“No” Votes	1
Void Votes	0

The Board further finds that: the Carrier and employees in this case are, respectively, a Carrier and employees within the meaning of the RLA, as amended; this Board has jurisdiction over the dispute involved herein; and the interested parties, as well as the Carrier, were given due notice of the Board's investigation.

On the basis of the investigation and report of election which establishes that a majority of the valid votes cast was for no representation, the Board finds no basis for certification and the application is, therefore, dismissed subject to Part 1206.4(b) of the NMB Rules.

By direction of the NATIONAL MEDIATION BOARD.



Mary L. Johnson  
General Counsel