



NATIONAL MEDIATION BOARD
WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the
**REPRESENTATION OF
EMPLOYEES**
of
UTAH RAILWAY COMPANY
Train Service Employees

30 NMB No. 32
CASE NO. R-6926
CERTIFICATION
March 3, 2003

The services of the National Mediation Board (Board) were invoked by the Brotherhood of Locomotive Engineers (BLE) on December 19, 2002, 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 "Train Service Employees," employees of the Utah Railway Company (Carrier).

At the time this application was received, these employees were represented by the United Transportation Union (UTU).

The Board assigned Investigator Sean J. Rogers to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Train Service 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 Rogers.

Number of Employees Voting:

	<u>UTU</u>	<u>BLE</u>	<u>Number of Employees Eligible</u>
Train Service Employees	15	17	32

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; that this Board has jurisdiction over the dispute involved herein; and that the interested parties, as well as the Carrier, were given due notice of the Board's investigation.

CERTIFICATION

NOW, THEREFORE, in accordance with Section 2, Ninth, of the RLA, as amended, and based upon its investigation pursuant thereto, the Board certifies that the Brotherhood of Locomotive Engineers has been duly designated and authorized to represent for the purposes of the RLA, as amended, the craft or class of Train Service Employees, employees of the Utah Railway Company, its successors and assigns.

By direction of the NATIONAL MEDIATION BOARD.

Benetta M. Mansfield

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Chief of Staff