



NATIONAL MEDIATION BOARD

WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the

REPRESENTATION OF
EMPLOYEES

of

NATIONAL RAILROAD
PASSENGER CORPORATION
(AMTRAK)

Police Officers Below the Rank of
Captain

31 NMB No. 20

CASE NO. R-6971

CERTIFICATION

December 16, 2003

The services of the National Mediation Board (Board) were invoked by the Fraternal Order of Police, Amtrak Police Lodge No. 189, an affiliate of the Fraternal Order of Police-NJ Labor Council, Inc. (FOP) on August 8, 2003, 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 "Police Officers Below the Rank of Captain," employees of National Railroad Passenger Corporation (Amtrak) (Carrier).

At the time this application was received, these employees were represented by the American Federation of Railroad Police, Inc. (AFRP)

The Board assigned Investigator Eileen M. Hennessey to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Police Officers Below the Rank of Captain, 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.

Number of Employees Voting:

	<u>AFRP</u>	<u>FOP</u>	<u>Number of Employees Eligible</u>
Police Officers Below the Rank of Captain	67	190	348

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 FOP has been duly designated and authorized to represent for the purposes of the RLA, as amended, the craft or class of Police Officers Below the Rank of Captain, employees of National Railroad Passenger Corporation (Amtrak), its successors and assigns.

By direction of the NATIONAL MEDIATION BOARD.

Benetta M. Mansfield

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Chief of Staff