



**NATIONAL MEDIATION BOARD**  
WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the  
  
REPRESENTATION OF  
EMPLOYEES  
  
of  
  
ALABAMA & GULF COAST  
RAILWAY, LLC  
  
Train & Engine Service Employees

33 NMB No. 6  
  
CASE NO. R-7058  
  
CERTIFICATION  
  
December 1, 2005

The services of the National Mediation Board (Board) were invoked by the United Transportation Union (UTU) on September 21, 2005, 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 & Engine Service Employees," employees of Alabama & Gulf Coast Railway, LLC (Carrier).

At the time this application was received, these employees were represented by the Alabama & Gulf Coast Transportation Employees (AGCTE).

The Board assigned Investigator Susanna C. Fisher to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Train & Engine 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 Fisher.

Number of Employees Voting:

	<u>AGCTE</u>	<u>UTU</u>	<u>Number of Employees Eligible</u>
Train & Engine Service Employees	7	23	34

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.

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 UTU has been duly designated and authorized to represent for the purposes of the RLA, as amended, the craft or class of Train & Engine Service Employees, employees of the Alabama & Gulf Coast Railway, LLC, its successors and assigns.

By direction of the NATIONAL MEDIATION BOARD.



Mary L. Johnson  
General Counsel