



NATIONAL MEDIATION BOARD

WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the

REPRESENTATION OF
EMPLOYEES

of

PERMIAN BASIN RAILWAYS
d/b/a WEST TEXAS & LUBBOCK
RAILWAY CO. and TEXAS & NEW
MEXICO RAILROAD

Maintenance of Way Employees

33 NMB No. 59

CASE NO. R-7102
(File No. CR-6907)

DISMISSAL -
WITHDRAWN DURING
INVESTIGATION

September 11, 2006

The services of the National Mediation Board (NMB or Board) were invoked by the Brotherhood of Maintenance of Way Employees Division-IBT (BMWED-IBT) on August 15, 2006, 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 "Maintenance of Way Employees," employees of Permian Basin d/b/a West Texas & Lubbock Railway Co. and Texas & New Mexico Railroad

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

The Board assigned Investigator Cristina A. Bonaca to investigate.

Subsequently, the BMWED-IBT, filed a letter with the NMB which stated, "[t]he BMWED respectfully withdraws its application to represent that craft or class."

33 NMB No. 59

On the basis of the letter of withdrawal referred to above, the Board hereby converts this matter to NMB Case No. R-7102 and dismisses the application.

By direction of the NATIONAL MEDIATION BOARD.

A handwritten signature in cursive script that reads "Mary L. Johnson".

Mary L. Johnson
General Counsel