



**NATIONAL MEDIATION BOARD**  
WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the  
  
REPRESENTATION OF  
EMPLOYEES  
  
of  
  
CAPE AIR (HYANNIS AIR  
SERVICE, INC.)  
  
Pilots

36 NMB No. 40  
  
CASE NO. R-7201  
  
CERTIFICATION  
  
May 12, 2009

The services of the National Mediation Board (Board) were invoked by the Cape Air Pilots Association (CAPA) on March 4, 2009, 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 “Pilots,” employees of Cape Air (Hyannis Air Service, Inc.) (Carrier).

At the time this application was received, these employees were represented by the International Brotherhood of Teamsters (IBT).

The Board assigned Investigator Eileen Hennessey to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Pilots, 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 Pilots</u>	
Eligible Employees	139
IBT	40
CAPA	51
Other	2
Void Votes	1

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 Cape Air Pilots Association has been duly designated and authorized to represent for the purposes of the RLA, as amended, the craft or class of Pilots, employees of Cape Air (Hyannis Air Service, Inc.), its successors and assigns.

By direction of the NATIONAL MEDIATION BOARD.



Mary L. Johnson  
General Counsel