



NATIONAL MEDIATION BOARD
WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the
Application of the

UNITED TRANSPORTATION
UNION AND THE INTERNATIONAL
ASSOCIATION OF MACHINISTS
AND AEROSPACE WORKERS

alleging a representation dispute
pursuant to Section 2, Ninth, of
the Railway Labor Act, as
amended

involving employees of
COLUMBIA & COWLITZ RAILWAY,
LLC

38 NMB No. 69

CASE NO. R-7296
(File Nos. CR-7006 and
7007)

FINDINGS UPON
INVESTIGATION-
AUTHORIZATION OF
ELECTION

September 1, 2011

On January 28, 2011, the United Transportation Union (UTU) filed an application alleging a representation dispute involving the “Operating Employees” on Columbia & Cowlitz Railway, LLC and Patriot Woods Railroad, LLC. The application also requested an investigation to determine the existence of a single carrier for representation purposes among the craft or class. The application was given NMB File No. CR-7006 and Angela I. Heverling was assigned as the Investigator. On February 2, 2011, the International Association of Machinists and Aerospace Workers (IAM) filed an application alleging a representation dispute involving the “Non-Operating Employees” on Patriot Railroad. The application was given NMB File No. CR-7007 and Angela I. Heverling was assigned as the Investigator.

The Board found in *Columbia & Cowlitz Railway, LLC and Patriot Woods Railroad, LLC*, 38 NMB 264 (2011) that Columbia & Cowlitz Railway and Patriot

Woods Railroad constitute the single transportation system Columbia & Cowlitz Railway, LLC (CLC or Carrier). The Board also determined that the appropriate craft or class for the employees at issue was "Operating/Non-Operating Employees." The Board based these determinations on its investigation, including submissions from the participants.

AUTHORIZATION OF ELECTION

Once the Board determines that a single transportation system exists, it examines the potential representation issues. The Board's investigation establishes that there are 17 Operating/Non-Operating Employees at the Carrier. Both organizations have submitted a sufficient showing of interest and the Board authorizes an election among the craft or class of Operating/Non-Operating Employees at CLC, using a cut-off date of January 23, 2011. UTU and IAM will appear on the ballot and the count will take place in Washington, DC.

By direction of the NATIONAL MEDIATION BOARD.



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