



**NATIONAL MEDIATION BOARD**  
WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the  
  
REPRESENTATION OF  
EMPLOYEES  
  
of  
  
PORT AUTHORITY TRANS-  
HUDSON  
  
Tower Operator Employees

47 NMB No. 21  
  
CASE NO. R-7545  
  
CERTIFICATION  
  
July 29, 2020

The services of the National Mediation Board (Board) were invoked by the Railway Independent Transit Union (RITU) on March 4, 2020, 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 “Tower Operator Employees,” employees of Port Authority Trans-Hudson (Carrier).

At the time this application was received, these employees were represented by the International Association of Sheet Metal, air, Rail and Transportation Workers (SMART).

The Board assigned Investigator Josie G.M. Bautista to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Tower Operator 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 Bautista.

| <u>Election Results for Tower Operator Employees</u> |    |
|--|----|
| Eligible Employees                                   | 19 |
| Total Valid Votes                                    | 14 |
| SMART  | 0  |
| RITU   | 14 |
| “No” Votes   | 0  |
| Void Votes   | 0  |

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 Railway Independent Transit Union has been duly designated and authorized to represent for the purposes of the RLA, as amended, the craft or class of Tower Operator Employees, employees of Port Authority Trans-Hudson, its successors and assigns.

By direction of the NATIONAL MEDIATION BOARD.



Mary L. Johnson  
General Counsel