

**INTERNATIONAL BROTHERHOOD OF TEAMSTERS
RAIL CONFERENCE
BROTHERHOOD OF LOCOMOTIVE ENGINEERS AND TRAINMEN
GENERAL COMMITTEE OF ADJUSTMENT**

Union Pacific Railroad Company - Western Region / Portland Terminal Railroad Company
Eastern Idaho Railroad Company / Portland & Western - Willamette & Pacific Railroad
PO Box 609 - Pocatello, Idaho 83204-0609 Office: (208) 232-0292 Fax: (208) 232-5268

J. L. Dayton
General Chairman

July 8, 2009
20935

Transmitted by Memo and with Friday's Mail

To: Portland Hub Local Chairmen: T. A. Frederick R. J. Lehmann
 D. A. Taddei W. J. Wallace
 J. L. Thome R. R. Franks
 J. R. Lance

 Salt Lake Hub Local Chairmen: K. D. Nelson R. W. Rhodes
 J. P. Benich R. B. Jeppson
 C. S. Gallagher W. W. Wiseman
 B. L. Gates S. P. Wells
 M. P. Kessler S. J. Monson
 R. C. Saccomanno

 Eastern Idaho RR Local Chairman: T. Lee (mailed)/T. P. Thompson (e-mailed)

 Portland & Western Loc. Chairman: L. Underhill

(cc: Vice President E.L. Pruitt
 Vice General Chairman S.A. Leyshon
 Secretary-Treasurer T.M. Preston

RE: Rail Safety Improvement Act of 2008

Dear Brothers:

Attached please find materials regarding the Rail Safety Improvement Act of 2008 which will first become effective on July 16, 2009. The 6 BLET General Chairmen - UPRR and Vice President Pruitt have held a series of meetings with Union Pacific management in an attempt to resolve as many issues as possible pertaining to the implementation of this new law. President Rodzicz, First Vice President Sorrow and Presidential Assistant Pontolillo attended one of the meetings to assist in our efforts to resolve differences between the parties in how we believe the law should be implemented.

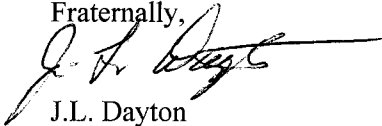
BLET Southern Region General Chairman Brother Gil Gore has prepared, with the assistance of Presidential Assistant Tom Pontolillo and Director of Regulatory Affairs Stephen J. Bruno, a document entitled "Impact of Rail Safety Improvement Act", which is attached in pdf format. That document is an attempt to incorporate, in a single document, the effects of the law and our understanding of how the Union Pacific Railroad will implement it across the system. I wish to extend to Brother Gore our collective gratitude for providing us with this important document. Although the parties have met repeatedly regarding the law, how it will be implemented and the effect it will have on the Locomotive Engineers of the UPRR, please note the final paragraph of Brother Gore's document which states:

"We remain in dispute with Union Pacific on the handling of statutorily mandated rest following a 6th or 7th consecutive calendar day start on guaranteed extra boards and pools. Our position is that any rest cycle mandated by law should be treated as it has historically been handled under the Hours of Service Act. There should be no deduction in guarantee for observing rest mandated by the Hours of Service Act. Union Pacific's position is that such time results in a deduction in guarantee. As of the drafting of this synopsis, the National Carrier's Conference Committee on behalf of all its railroad members has filed suit against the BLET and UTU in a Dallas court in an attempt to prevent this issue from being escalated to "major dispute" status. More information on this legal action will be provided as this issue develops. In the interim period, it is recommended that you document any guarantee shortages via the claims appeal process through your Local Chairman until resolution is reached on this issue."

I have also attached articles from the BLET and UTU websites reporting on legal action that has been instituted jointly by the BNSF, CSX, Kansas City Southern, Norfolk Southern and Union Pacific requesting that the court declare that any dispute, arising out of their unilateral implementation of the new hours-of-service regulations, is a “minor” dispute under the Railway Labor Act, which requires resolution through binding arbitration. The Organizations are in the process of responding to this joint Carrier action.

This office will endeavor to keep you apprised of the developments of this issue as they develop as well as the appropriate remedy when we are advised by the National Division.

Fraternally,

A handwritten signature in black ink, appearing to read "J.L. Dayton", with a long horizontal flourish extending to the right.

J.L. Dayton
General Chairman – BLET
WRGCA