



Brotherhood of Locomotive Engineers and Trainmen

GENERAL COMMITTEE OF ADJUSTMENT
BURLINGTON NORTHERN SANTA FE - MONTANA RAIL LINK

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VICE CHAIRMEN
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JERRY LAPRATH
KENT PSOTA

SECRETARY-TREASURER
JIM H. NELSON
4237 ORCHARD DRIVE
GALESBURG, IL 61401

GN & SPS Local Chairmen

March 15, 2011
File: GN&SPS Ebb and Flow

Dear Sirs and Brothers:

This is to advise that the GN&SPS Ebb and Flow proposal that was recently distributed was ratified. Ballots were sent to 17 Divisions, and the final count was 13 votes in favor and 1 vote against.

Attached please find a copy of the recently signed GN SPS Ebb and Flow Agreement, a copy of the letter of understanding outlining who the forced up engineers would be in the Ebb and Flow dispute, and also attached is a copy of the Ballot Tabulation for your files.

Please contact our office, if you have any questions regarding the vote.

Fraternally yours,

Matt Wilson
General Chairman
EGL

MEMORANDUM OF UNDERSTANDING
BETWEEN
BNSF RAILWAY COMPANY
AND
BROTHERHOOD OF LOCOMOTIVE ENGINEERS AND TRAINMEN

This BLET/BNSF Memorandum of Understanding applies on the former GN and SP&S properties.

1. On the effective date of this Understanding, Article 11(I) and Article 11(J) of the BLET/BNSF 2007 On Property Agreement are replaced with the following:
 - I. An engineer displaced from a run or assignment by a senior engineer or whose assignment is reduced or abolished as part of a board adjustment in accordance with schedule rules and/or agreements will have displacement rights to any assignment/board on which he holds active engineer's seniority. This displacement must be exercised within 24 hours of notification of displacement. In the event displacement is not exercised within 24 hours, such engineer will be required to first displace the junior engineer at the location, if none, such engineer will be required to displace the junior engineer at their zone's source of supply. For those engineers who are displaced while off for any reason, the notification process will begin upon markup and they must also place within 24 hours of notification.
 - J. Engineers who are bumped and can still hold the engineer's quota at their location cannot be force assigned to any other location or assignment during the 24 hour bump period. Engineers who are bumped and are unable to hold the engineer's quota at their location and at their zone's source of supply will be considered demoted engineers at that location and, after notification and if they have not placed themselves elsewhere, may be force assigned like any other demoted engineer.

Engineers who exhaust their engineer's seniority as described herein, but are prevented from exercising ground service seniority because they chose not to exhaust additional engineer's seniority pursuant to BNSF/UTU agreements or understandings will be considered furloughed and will not be subject to any disciplinary action. Engineers so furloughed will have full bidding rights under Article 11 of the BLET/BNSF On Property Agreement and will be allowed to return to active service as engineers when they successfully bid back into the engineer's quota.

This understanding is signed on 2nd day of March, 2011 at Fort Worth, TX to be effective March 3, 2011.

For BNSF Railway Company

For the Brotherhood of Locomotive Engineers
and Trainmen

Milton H. Sizale
AVP – Labor Relations

Matthew Jones
General Chairman

Matt Wilson
General Chairman, BLET
801 Cherry Street, Suite 1010
Fort Worth, TX 76102

Side Letter 1

The following understanding was reached concerning the application of BNSF / UTU Side Letter 1, dated June 4, 2009.

At 9:00 a.m. on the effective date of this Understanding, the engineers identified in the application of BNSF / UTU Side Letter 1 as "unable to remain in ground service" will be given full engineer displacement rights to return to the engine service quota, limited to the zone to which assigned on the date this agreement was proposed, otherwise, pursuant to the provisions of Article 11 of the BLET 2007 On-Property Agreement. Each engineer so identified will be allowed payment of \$750.00.

In addition, each engineer who has filed a timely claim and has satisfied the UTU signing bonus conditions of Article XIII under UTU agreement dated May 20, 1993, will receive compensation accordingly, if not already compensated.

Sincerely



I CONCUR:



Matt Wilson
General Chairman, BLET
801 Cherry Street, Suite 1010
Fort Worth, TX 76102

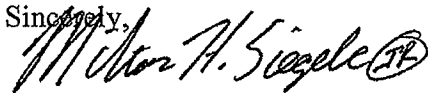
Side Letter 2

The following understanding was reached as part of our Understanding codifying the application of the various Ebb and Flow agreements.

When engineers are prohibited from working as engineers during periods of decertification under federal regulations, such engineers will be granted full engineer displacement rights upon expiration of their decertification.

It is also understood that the previous understandings, BN 9/1/82 OPS 35-82 (UTU), BN 4/4/82 (BLET) and associated Letters of Understanding dated August 15, 1984 allowing force assigned engineers to be released when junior demoted engineers become available in the zone they are forced to remain in effect.

Sincerely,

Michael H. Siegle

I CONCUR:





JASON RINGSTAD
General Director
Labor Relations

BNSF Railway Company
 2600 Lou Menk Drive
 P.O. Box 961030
 Fort Worth, TX 76161-0030

Telephone 817-352-1064
 Fax 817-352-7482
 Email Address
 jason.ringstad@bnsf.com

March 2, 2011

Mr. M. O. Wilson
 BLET General Chairman
 801 Cherry Street, Suite 1010
 Ft. Worth, TX 76102

Mr. Wilson:

This is in regard to the discussion we had on January 28, 2011 and subsequent dates, including March 1, 2011, regarding the application of Side Letter 1 of the January 28, 2011 understanding. Particularly, the meeting we had in Vancouver, WA on January 24, 2011 to identify those engineers that improperly flowed from the engine service quota to ground service.

Included below are the results of that meeting and subsequent conversations. That is, the employees identified below were identified as improperly flowing from the engine service quota to ground service on the former Great Northern Railroad. And, those employees will be removed from their ground service assignment, provided with a bump under BLET agreements, and will be required to exercise their engineer's seniority in accordance with Side Letter 1 of the January 28, 2011 Memorandum of Understanding.

Roster: EN01 LK. SUPERIOR #1 ENGINEERS		Qual Cd ENGINEER	
Search criteria: Station: STCLOU Sequence start value:			
Rank	IN Lastname	-Sen Dt-	I Perm Asgnment Temp Asgnment Stat
Station			
79	WS ENGELBREKT	07/30/90	STC 8131 03
STCLOU			

Roster: EN05 PACIFIC #5 ENGINEERS		Qual Cd ENGINEER	
Search criteria: Station: BEND Sequence start value:			
Rank	IN Lastname	-Sen Dt-	I Perm Asgnment Temp Asgnment Stat
Station			
Note: Parkhurst demoted in K Falls then went to Bend			
493	DA PARKHURST	04/24/97	BEND 10 0002
			BEND

Roster: EN01 LK. SUPERIOR #1 ENGINEERS Qual Cd ENGINEER
 Search criteria: Station: WILLMA Sequence start value:

Rank	IN	Lastname	-Sen Dt-	I Perm	Asgnment	Temp	Asgnment	Stat
Station								
171	ML	VANDERMOLEN	04/23/95	WLM	NC05		03	
WILLMA								

Roster: EN05 PACIFIC #5 ENGINEERS Qual Cd ENGINEER
 Search criteria: Station: HAUYAR Sequence start value:

Rank	IN	Lastname	-Sen Dt-	I Perm	Asgnment	Temp	Asgnment	Stat
Station								
174	MR	DAVIDSON	03/14/90	SPO	7000		05	
SPOKAN								
323	ML	WILSON	05/18/94	HYD	E003		03	
HAUYAR								

Roster: EN05 PACIFIC #5 ENGINEERS Qual Cd ENGINEER
 Search criteria: Station: INTERB Sequence start value:

Rank	IN	Lastname	-Sen Dt-	I Perm	Asgnment	Temp	Asgnment	Stat
Station								
167	SA	SWANSON	12/22/88	INB	0202		03	
INTERB								

Roster: EN05 PACIFIC #5 ENGINEERS Qual Cd ENGINEER
 Search criteria: Station: VANCWA Sequence start value:

Rank	IN	Lastname	-Sen Dt-	I Perm	Asgnment	Temp	Asgnment	Stat
Station								
190	MR	COUSINEAU	10/22/90	VAW	EC01		03	
VANCWA								

Roster: EN05 PACIFIC #5 ENGINEERS Qual Cd ENGINEER
 Search criteria: Station: WENATC Sequence start value:

Rank	IN	Lastname	-Sen Dt-	I Perm	Asgnment	Temp	Asgnment	Stat
Station								
566	TG	LINK	01/20/03	WEN	711U		18	
WENATC								

Roster: EN05 PACIFIC #5 ENGINEERS Qual Cd ENGINEER
 Search criteria: Station: WISHRA Sequence start value:

Rank	IN	Lastname	-Sen Dt-	I Perm	Asgnment	Temp	Asgnment	Stat
Station								
246	JR	CLARK	08/14/91	WIS	8451		03	
WISHRA								

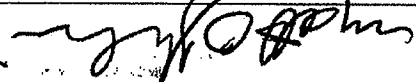
If this correctly reflects our understanding, please sign below.

Sincerely,



Agreed:

M.O. Wilson, BLEF General Chairman



BALLOT TABULATION

EBB & FLOW

BNSF/BLET

<u>DIVISION</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>DIVISION</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>
013	_____	_____	_____	623	_____	_____	_____
032	_____	_____	_____	624	_____	_____	_____
058	X	_____	_____	629	_____	_____	_____
069	X	_____	_____	642	_____	_____	_____
080	_____	_____	_____	644	_____	_____	_____
094	_____	_____	_____	665	_____	_____	_____
098	_____	_____	_____	687	_____	_____	X
104	X	_____	_____	695	X	_____	_____
107	_____	_____	_____	726	X	_____	_____
135	_____	_____	_____	727	_____	_____	_____
180	_____	_____	_____	746	_____	_____	_____
195	_____	_____	_____	758	X	_____	_____
202	_____	_____	X	842	X	_____	_____
207	_____	_____	_____	869	_____	_____	_____
213	_____	_____	_____	940	_____	_____	_____
232	_____	_____	_____				
238	_____	_____	_____	TOTAL	13	1	3
262	_____	_____	_____				
290	X	_____	_____	NOT RECEIVED:			3
298	_____	X	_____				
392	X	_____	_____				
402	_____	_____	_____	DUE DATE:			2-28-11
499	X	_____	_____				
504	_____	_____	X				
517	X	_____	_____				
518	X	_____	_____				
549	X	_____	_____				
621	_____	_____	_____				
622	_____	_____	_____				