



## ***united transportation union***

64 Shelley Avenue  
Port Chestewr, New York 10573

7 May 2005

Mr. Andrew J. Paul  
Manager of Labor Relation  
Metro-North Commuter Railroad  
347 Madison Avenue  
New York, New York 10017

Dear Mr. Paul:

Statement of Claim: Claim is made that the MTA Railroad is in violation of our weekend and Holiday assignments. General chairman Tony Botalicko doubled the amount of Weekend and Holiday assignments from 15% to 30% of jobsthat could work over 8 hours but had to be less then ten hours .

Statement of Fact: The MTA Railroad is in violation of this agreement on the Saturday schedule there are 102 Conductor jobs 34 are under 8 hours and 68 are over 8 hours. I know I have to add the trainman jobs 153 jobs for a total of 255. ~~There~~ are 135 jobs 8 hours or less and 120 jobsover 8 hours and less then 10 hours. 30% of 255 is 76.5 jobs we will give you 77 jobs to keep it even. The MTA Railroad has 43 jobs in violation of this agreement on Saturday. The Sunday schedule has 90 conductor jobs which is 25 jobs 8 hours or less 65 jobs more then 8 which 4 of these jobs are over 10 hours another violation of the agreement. The trainman jobs are 133 for a total of 223 which 119 are 8 hours or less and 104 jobs are over 8 hours. 30% of 223 is 66.9 jobs. The MTA Railroad is 34 jobs over the agreement

Position of The Committee: The Committee contends that the MTA Railroad is in violation of the agreement. Tony gave you 30% in the 1996 agreement, but as we all know, he will never enforce the agreement. The committee of local 77 would like you the carrier to do the right thing by putting the right 30% into play in the next crew book.

Yours Very Truly,  
Vice General Chairman local 77

Ronald J. Folmsbee

cc ACRE  
cc Planing Depatment  
cc Crew Management