

## ***united transportation union***

August 7, 2005

Anthony Botallico,  
General Chairman  
ACRE Division 1  
Suite 215  
420 Lexington Avenue  
New York, NY 10017

The members of UTU Local 77 desire to offer an invitation to ACRE Division 1 for a debate of issues affecting train services employees on Metro North. Predating ACRE's formation, when most of Division 1's current officers held office in Local 77, various ACRE officers have participated in disparaging the International operational format. This unabashed activity would indicate a predisposition to embrace the opportunity to debate issues with UTU officers they have casually defamed for years.

If this invitation is accepted by Division 1, the event would be convened at a neutral, centrally located site, on a date conducive for optimum member attendance. A component necessary for proper function and structure must be a moderator agreeable to both organizations.

The panel representing the UTU will be comprised of the following officers contingent upon their availability:

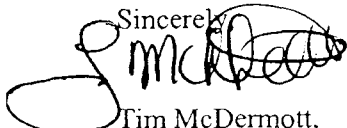
**Tony Iannone**: UTU Vice-President Commuter Rail  
**James Brunkenhoefer**: UTU National Legislative Director  
**Sam Nasca**: UTU New York State Legislative Director  
**Mike Canino**: UTU General Chairman Long Island Railroad Committee  
**Kevin O'Shea**: General Chairman Local 77  
**Ron Folmsbee**: Vice General Chairman Local 77  
**Art May**: UTU Coordinator


We reserve the privilege to invite replacement UTU officers based upon the availability of the aforementioned officers.

If this challenge is accepted by ACRE, depending upon the status of the Metro North Coalition's contractual bargaining situation at the date of debate, we may invite several Coalition General Chairmen. The participation of these officers debating the merits of the Coalition's refusal to accept the ACRE contract and their subsequent battle to obtain a fair contract for their membership is information that should be available for all ACRE members.

Because the details and logistics involved in the preparation and scheduling of this type of event are sensitive, endeavor to respond within a reasonable time frame, within 30 days.

Sincerely,

  
Tim McDermott,  
President Local 77

  
Kevin O'Shea  
General Chairman Local 77



## ***united transportation union***

August 8, 2005

### **INTIMIDATION**

Dear Brothers & Sisters,

Loyalty to ACRE would be justified if ACRE were loyal to our membership. That's not what ACRE gets paid by the company to do. Instead of loyalty to the membership, ACRE intimidates us. In the past, the membership had the UTU post what jobs, along with what trains you would work on the holidays, at the pick. You then knew what holidays you were going to work and when. You could make family arrangements around your schedule or look to the UTU to trade off your job to members who wanted to work or visa-versa (ACRE didn't invent this service). Now, in addition to ACRE officers picking what holiday jobs they want to work, you have to be "on board" with the ACRE/company agenda of compromising our work rules and looking the other way at sub-standard contracts. Instead of your seniority determining what and when you work, you have to go to ACRE with hat in hand and a promise to never rock any boat or ruffle any ACRE feathers. That's INTIMIDATION.

In light of ACRE telling you to bring your "A" card up to their office to show your loyalty to the ACRE/company, we have decided to have this 2<sup>nd</sup> "A" card mailing. This time you will receive 1, 2, or 3 "A" cards in your envelope. After you send your "A" card to the UTU, you're welcome to bring one or two up to the ACRE office, bypass their intimidation, and not let them know what your thinking (one thing about ACRE, they don't scare easy when pushing around the membership). SENDING IN YOUR "A" CARD DOES NOT MEAN YOU'RE LEAVING ACRE! By sending in your "A" card, you will force ACRE to stand up and explain their actions, their contract, and their intimidations.

The TCU International allowed their members who work on Metro-North (ARASA Local 5097) a ratification vote on the ACRE deal. The tally was 69 against, 3 for the ACRE deal. Please read the UTUs' invitation to debate ACRE Local 1 on any and all issues concerning our membership. The UTU is here on Metro-North property, and always loyal to the membership. With ACRE, their loyalty is to company business as usual.

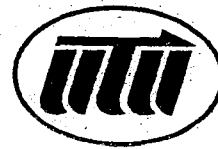
Fraternally Yours,

Kevin A. O'Shea

General Chairman Local 77



# united transportation union



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GENERAL COMMITTEE OF ADJUSTMENT 505  
200 W. Main St., Suite 103, Babylon, NY 11702  
Phone (631) 661-3500 • FAX (631) 661-2180

**Local Chairmen**  
R. CARERE  
R. CELEBRE  
P. DAMM  
J. MELO  
V. PORCARO  
D. VANDENBURG

June 16, 2005

Mr. C. A. Iannone  
Vice President Commuter  
United Transportation Union  
14600 Detroit Avenue  
Cleveland, OH 44107

Dear Tony:

Please be advised that in the event the MTA merges the Metro North and Long Island Rail Road, the Conductors and Trainmen on Long Island will continue to be represented by the United Transportation Union.

Fraternally,

A handwritten signature in black ink, appearing to read 'Michael J. Canino', is written over the typed name.

Michael J. Canino  
General Chairman

cc: Kevin O'Shea,  
General Chairman, Local 77