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Labor Relations Department

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Article 40 – Marking Off

Agreed upon Interpretation of Article 40, Marking Off, Interpretations, the Note following the Interpretations and Q & A 4, of the 2007 CSXT Labor Agreement 1-023-07 as a result of discussions held in accordance with Article 32 of said agreement at Disputes Resolution Committee Meetings held in Atlanta, Georgia, on November 6, 2007.

It is agreed the Note and Q&A 4, copied below, were negotiated into the agreement for the purpose of protecting Union Officers from any loss of benefits provided by this Agreement.

"Note: CSXT will allow General Committee Officers, Local Chairmen and Vice Local Chairmen to mark off under union business (UBU) to perform elected duties such as: representing members in investigations, holding claims conferences, or attending Labor/Management meetings, etc. Presidents, Secretary-Treasurers, and Legislative Representatives officers will be permitted to mark off under union business (UBU) to attend monthly meetings as needs of service permit. If a dispute arises under this note, it will be resolved by the General Chairman of jurisdiction and CSXT Highest Designated Officer."

Q-4. Does the time spent by a Union Officer when marked off Union Business cause the Union officer to be considered unavailable for any purpose?

A-4: No.

The General Chairman will be responsible to notify Crew Management Center (CMC) (by 1200 on the prior Monday) as to the nature and necessity of any Union Business mark offs (UBU) on Friday, Saturday or Sunday by Union Officials mentioned in the above Note. When so notified, such Union Officials will suffer no loss as to any benefits or be imposed any penalty under any Article of this Agreement, except as provided by Article 82, A, 10, Note 1.

Signed this date, November 7, 2007, at Atlanta, Georgia.

D. W. Ingoldsby
AVP Labor Relations

Agreed:



T. Smith, General Chairman
Brotherhood of Locomotive Engineers and Trainmen



D. L. Moates, General Chairman
Brotherhood of Locomotive Engineers and Trainmen



R. A. Finamore, General Chairman
Brotherhood of Locomotive Engineers and Trainmen

Approved:



P. T. Sorrow, Vice President
Brotherhood of Locomotive Engineers and Trainmen