



NATIONAL MEDIATION BOARD
WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the
**REPRESENTATION OF
EMPLOYEES**
of
RAILTERM, LLC
Dispatchers

51 NMB No. 5

CASE NO. R-7620
(Case No. CR-7237)

CERTIFICATION

November 17, 2023

The services of the National Mediation Board (Board) were invoked by the Sheet Metal, Air, Rail, and Transportation Workers (SMART) on July 6, 2022, to investigate and determine who may represent for the purposes of the Railway Labor Act (RLA), as provided by Section 2, Ninth, thereof, personnel described as “Dispatchers,” employees of RailTerm, LLC (Carrier).

At the time this application was received, these employees were unrepresented.

The Board assigned Investigator Eileen Hennessey to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Dispatchers, and by direction of the Board, the Investigator was instructed to conduct an election to determine the employees’ representation choice.

The following is the result of the election as reported by Investigator Hennessey.

<u>Election Results for Dispatchers</u>	
Eligible Employees	12
Valid Votes	11
SMART	9
“No” Votes	2
Write-in Votes	0
Void Votes	0

The Board further finds that: the Carrier and employees in this case are, respectively, a Carrier and employees within the meaning of the RLA, as amended; this Board has jurisdiction over the dispute involved herein; and the interested parties, as well as the Carrier, were given due notice of the Board's investigation.

CERTIFICATION

NOW, THEREFORE, in accordance with Section 2, Ninth, of the RLA, as amended, and based upon its investigation pursuant thereto, the Board certifies that the International Association of Sheet Metal, Air, Rail and Transportation Workers has been duly designated and authorized to represent for the purposes of the RLA, as amended, the craft or class of Dispatchers, employees of RailTerm, LLC, its successors and assigns.

By direction of the NATIONAL MEDIATION BOARD.



Maria-Kate Dowling
General Counsel