

213782

May 14, 2005

SENT VIA FACSIMILE

RE: F.D. ~~33556~~ F.D. 28676 Review of Award

Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K. Street, N.W.
Washington, D.C. 20423-0001

FD 28676-5

ENTERED
Office of Proceedings

MAY 16 2005



Dear Sir:

Part of
Public Record

This is written concerning the letter sent to you by the GTWRR (CN) hired attorney dated May 9, 2005. The Carrier GTWRR has always placed the employee social security numbers on the rosters and Extra Board rosters. The extra board roster as attachment C is as was "posted" given to all employees adversely affected by the "closing" of the Port Huron, Mi. Carshops in October 1995 permanently.

I agree that a "redacted version should be in the Public domain". The STB can do that and maintain in confidentiality the original Attachment C in the event further scrutiny should be required.

The question before this Board is practically answered by the Attorney in his letter to you. He acknowledges that this is a "Carman Extra Board with an effective date of October 17, 1995." Then he states; "this extra board list". The facts are this "Carman extra board list" was in keeping with the 1983 extra board agreement that is being denied the claimants Black and Sorge and every Carman on the GTWRR right now. The GTWRR never furloughed any Carman (non-protected) nor had occasion to establish an extra board until the last year or so!!!! They HIRED Temporary Carman. They hire so many, apparently that was the "plan" to deny the extra board to the "Protected Carman" then force those protected to take a severance pay or "BUMP" the Temporary Carman at other points, (illegally force) according to the September 23, 1981 Implementing agreement. Bumping was a "privilege, not a requirement like GTW and BRC are causing now on the railroad"!

THE KEY, is that they are abrogating the entire 1983 extra board illegally and getting rid of Carman by "forcing" the protected (1979, 1981, 1983 AND 1996 CBA) to take a severance pay (as in Battle Creek last year) or illegally BUMP the Temporary Carman hired (for that purpose ???). AND, the UNION allows this !!!

There should be an STB Injunction filed against the CN (GTWRR) to stop this extortion of the American workers rights on the GTWRR. Some of these people contact me. I hate to see the despair, the depression, the sad thoughts expressed. They need help! The UNION at most "window dress", hide to abide in far away places. I know these people's HURT! I lived it every since the UNION through corruption kicked me

out in November 1996. The long range goal for that is "EVIDENT" in this case. I

had told the STB back in May 2001 about what the Carrier and BRC had set up, and they are doing that NOW! Because GTW and BRC never lived up to the Labor protections and my 1996 CBA, the following has happened.

1.- Robert Williams, a Port Huron Carmen worked for PDS (under my letter # 2 in 1996 CBA). He was furloughed permanently (with all the rest) March 1, 2001. He was required by letter # 2 to go back on the "extra board" at GTWRR March 8, 2001. He was denied this by the UNION and GTWRR. If he had been on the GTW as required he would have had his "INSURANCE" paid on the extra board or working!!! Well he could not afford the insurance and had NONE. He laid for TEN (10) days in his house and would not go to the Hospital because he did not want a big bill and lose his home. Finally when he could not help himself, they took him to the hospital. He had "RUPTURED appendix!" They just saved that Carmen's life. He told me his bill was over \$38,000.00. He is in Georgia trying to work sick now to save his home in Michigan.

2.- Joe Uresti, a Carmen in the same fix as Williams. He had no INSURANCE either. He and his wife adopted three handicapped children and were raising them! Joe got sick. He would not go to the Hospital because of the cost. Finally he did. TO LATE!!! CANCER! HE died two weeks later.

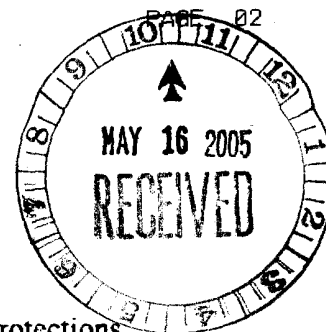
These are JUST two situations that happened because of the EXTORTION !!! There are others who now retired on RR pension but have NO insurance !! REMEMBER the "RESPECT DUE PREVIOUS LABOR PROTECTIONS" The Carrier noted in STB F.D. 33556 ? REMEMBER in that F.D. 33556, (I recall) If ever Perjury or Fraud was determined, the results could be bad, even possibly the IC RR taken away? I do not envision that, but I do believe the GTWRR-CN are required to live up to the FD 33556 promises and HONOR what they promised. That is what the Carmen expect also.

The STB cannot help the non representation by the UNION. They are party to this mess !!! But other venues will be opened for them. The STB can straighten out the CN and GTW who are using ICRR Management to destroy the GTW, the Former DT&I and DTSL. I hope you all understand what turmoil is being caused. Some people are getting "destitute". This is life robbing to most. Thank you.

Sincerely


Larry Thornton
3156 Nokomis Trl.
Clyde, Mi. 48049

810-984-8644
CC Andrew J. Rolfes
Candice Miller (Congresswoman, Mi)



SENT VIA FACSIMILE

May 16, 2005

RE: STB F.D. ~~33556~~ Review of award NYD protections

28676

Honorable Vernon Williams
Secretary
Surface Transportation Board
1925 K street, N.W.
Washington, D.C.

Dear Sir:

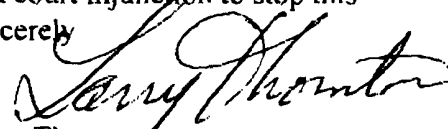
I am compelled to bring the following information to and before this STB. You must understand Lansing and Detroit are separated well outside a thirty mile distance (approximately 60 miles and probably more). A Change of residence is described in the 1979 agreement as being anything outside a thirty mile distance from previous employment on GTW or from the employees home.

The attached So-called combined Detroit/Lansing seniority roster is a fabrication in order to give the appearance that GTWRR has established "EXTRA BOARDS". This was made to require the carmen to "BUMP" temporary carmen at other points. This way the GTWRR does not have to (in their thinking) cover any portions of the NYD protections afforded the Carmen in FD 33556 and especially 1979, 1981 and 1983 and my 1996 CBA.

Please Notice the following Carmen who will be "FURLOUGHED" !
N.A Baldwin , M.W. Moore , R.F. Rowbotham , R.B. Lafarge . These are all carmen with over twenty five years and most have over thirty years service. These are the Carmen that James V. Waller refused to force GTWRR to reinstate after "FURLOUGH" from PDS Railcar (SEE: Their rights in my side letter # 2) in the appeal. They were supposed to have went back on the extra board March 8, 2001. The 2001 CBA by GTW and Waller and Johnson was not signed until April 9, 2001. There was thirty days of blind treatment of these people , no representation and GTW refused to honor what they signed with me !!!

You can see they are trying to add more smoke here in the so called extra boards. The people on the so called extra boards were hired just before the 2001 CBA was signed. NOT MY people. Only ONE is on the so called extra Board. E.L. Curry. The "LOCATION" is where the employees were working. The written in destination is where they have to Bump to. No moving expenses , no nothing. The UNION and Carrier are both illegal in this action ! The STB should cause a court injunction to stop this extortion now!

Sincerely


Larry Thornton

CC Andy Rolefs

FROM : BRC LOCAL 6318

PHONE NO. : 810797452932

May. 14 2005 06:59AM P1

DETROIT/LANSING COMBINED BY ROSTER SENIORITY

CARMEN

	NAME	PIN #	LOCATION
1	PETERSON, W.R	130918	DETROIT
2	TABOR, M. L.	132637	LANSING
3	O'CONNOR, J.C.	131186	DETROIT
7	CONNOR, D.C.	131470	DETROIT
5	HALL, D.S.	131767	LANSING
6	WEST, SR., L.E.	131763	LANSING <i>Bottle Creek</i>
7	VANALSTINE, J.F.	132060	LANSING <i>Plant</i>
8	CURRY, E.L.	131677	DETROIT <i>Extra Board</i>
9	SMALLDON, F.W.	132882	DETROIT <i>Pontiac</i>
10	PEDIGO, J.D.	131653	DETROIT <i>Flat Rock</i>
11	TAYLOR, H.L	132341	<i>Extra Board</i> LANSING <i>Flat Rock</i>
12	SCHOTT, J.A.	132393	LANSING <i>Flat Rock</i>
13	HAYSLIP, D.W.	132388	DETROIT <i>Flat Rock</i>
14	DIONNE, P.J.	132382	DETROIT <i>Pontiac</i>
16	BULLOCK, D.S.	133063	LANSING <i>Flat Rock</i>
17	HERPIN, B.R.	133046	LANSING <i>Flat Rock</i>
17	BAIRD, K.A.	132219	DETROIT <i>Extra Board</i>
19	COOPER, B.L.	134182	LANSING <i>Extra Board</i>
19	BALDWIN, N.A.	133158	DETROIT <i>Furlough</i>
20	MOORE, M.W.	131057	DETROIT <i>Furlough</i>
21	ROWBOTHAM, R.F	132743	DETROIT <i>Furlough</i>
22	LAFORGE, R.B.	133134	DETROIT <i>Furlough</i>
23	WINNIE, E.N.	133591	LANSING <i>Extra</i>
24	NUTTMAN	140576	DETROIT <i>Furlough</i>

*Gray Posture**3 yrs.
3 yrs.
70 yrs ?
25 yrs ?*

These ARE TWO DIFFERENT SENIORITY
POINTS THAT CANNOT BE UTILIZED THIS
WAY UNDER F.D. 28676 - 1979, 1980, 1983

Thornton CBA 1976

Thornton
Comment 5-16-05

JOB STATUS REPORT

TIME : 05/13/2005 15:29
NAME : PONTIAC CAR DEPT
FAX# : 248-452-4711
TEL# :
SER.# : 000004120270

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

05/13 15:29
92488790636
00:00:00
00
BUSY
STANDARD

BUSY: BUSY/NO RESPONSE

*** TOTAL PAGE: 01 ***

Combined 2005 Lansing & Detroit Seniority Rosters

Seniority Date

start follow

07/05/16/051	West, SR, LE <u>Battle Creek</u>	01/26/1982	LEW	Lansing
07/00/5/14/052	Vanalstine, JF <u>Flat Rock</u>	11/02/1982	JV	Lansing
	3. Curry, EL <u>Protection Board</u>	05/15/1995		Detroit
	4. Smalldon, FW <u>Pontiac</u>	05/15/1995		Detroit
	5. Pedigo, JD <u>Flat Rock</u>	09/28/1986		Detroit
	6. Taylor, HL <u>Protection Board</u>	02/08/1993	WT	Lansing
5-16-25	7. Schott, JA <u>FLAT ROCK</u>	05/09/1994	#2 J.S.	Lansing
	8. Hayslip, DW <u>Flat Rock</u>	07/17/1994	#1	Detroit
	9. Dionne, PJ <u>Pontiac</u>	07/22/1994		Detroit
	10. Bullock, DS <u>FLAT ROCK</u>	08/17/1994	#1 TEMP	Lansing
	11. Herpin, BR <u>FLAT ROCK</u>	08/12/1995	#3	Lansing
	12. Baird, KA <u>Protection</u>	10/17/1995		Detroit
	13. Cooper, BL <u>Protection</u>	11/25/1997		Lansing
	14. Winnie, EN <u>Protection</u>	11/15/2003		Lansing

no jobs left

must go to Protection Boards

on properly-
active data when contacted
Signed 2001

Interviews
Rock - Track
Archives