



NATIONAL MEDIATION BOARD  
WASHINGTON, D.C. 20572

(202) 692-5000

September 6, 2011

**Sent via Facsimile and U.S. Mail**

Mr. A. Kenneth Gradia, Chairman  
National Carriers' Conference Committee  
1901 L Street, NW, Suite 500  
Washington, DC 20036

Mr. Edwin Hill, International President  
International Brotherhood of Electrical Workers  
900 Seventh Street, NW  
Washington, DC 20001

**Re: NMB Case No. A-13574 (Electrical Workers)  
National Carriers' Conference Committee & IBEW**

Gentlemen:

In response to our letter addressed jointly to your respective Carrier and Organization dated September 2, 2011, we have been advised by facsimile letter dated September 2, 2011 from A. Kenneth Gradia, Chairman, National Carrier's Conference Committee that the Carrier accepts, in writing, and also advised by electronic letter dated September 2, 2011 from Edwin Hill, International President, International Brotherhood of Electrical Workers that the Organization declines, in writing, to arbitrate the question in the above-captioned case.

Your attention is therefore directed to the last clause in Section 5, First (b) of the Railway Labor Act, as amended, reading as follows:

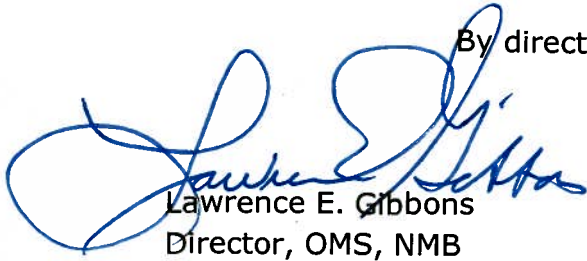
If arbitration at the request of the Board shall be refused by one or both parties, the Board shall at once notify both parties in writing that its mediatory efforts have failed and for thirty days thereafter, unless in the intervening period the parties agree to arbitration, or an emergency board shall be created under Section 10 of this Act, no change shall be made in the rates of pay, rules, or working conditions or established practices in effect prior to the time the dispute arose.

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It is the judgment of our Board that all practical methods provided in the Railway Labor Act for our adjusting the dispute have been exhausted, without effecting a settlement.

In these circumstances, notice is hereby served on behalf of the Board that its services (except as provided in Section 5, Third and in Section 10 of the Act) have been terminated this day under the provision of the Railway Labor Act. Accordingly, unless the parties subsequently settle this dispute, or an emergency board is established, nonviolent self-help would be available commencing **12:01 a.m. EDT, October 7, 2011.**

By direction of the NATIONAL MEDIATION BOARD.



Lawrence E. Gibbons  
Director, OMS, NMB

LEG/kab

Enclosure

Cc: John Livingood, NMB  
Patricia Sims, NMB  
Board Members, NMB  
Susanna Parker, NMB  
Norman Graber, NMB