Mr. Alexander Kummant President & Chief Executive Officer National Railroad Passenger Corporation 60 Massachusetts Avenue, N.E. Washington, DC 20002

Dear Mr. Kummant:

We are writing in regard to Amtrak's decision to apply the retroactive terms of our recently negotiated contracts to management employees for those periods that they were working in union-represented positions.

During the negotiations for contracts that followed the Report of Presidential Emergency Board 242, we proposed that retirees, deceased employees, and promoted employees be entitled to the same retroactive pay provisions as active employees. Amtrak rejected our proposals, and the contracts reflect that none of those groups would be eligible for retroactive pay.

Now Amtrak has unilaterally decided outside of the negotiating process to apply the contract terms governing retroactive payments to management employees who held union-covered positions between July 1, 2002 and December 1, 2007.

We ask that Amtrak now extend the same treatment to retirees and the estates of employees who died between July 1, 2002 and December 1, 2007. Most of those employees devoted their entire working lives to Amtrak, and they served with dignity and excellence. The PEB's recommendation to exclude them from retroactive pay was totally unexpected and unprecedented. Amtrak didn't even propose that outcome to the PEB. Had employees had any inkling that the Board would recommend an arbitrary cut-off for eligibility for retroactive pay, many could have delayed their retirement accordingly.

This is a basic question of fairness. These employees worked during the seven years it took to achieve a new agreement, and they should not be treated any differently from other employees, both active and promoted, who they worked alongside of. We believe that the amount necessary to fund retroactive payments for this group would not be significantly higher than the amount Amtrak has deemed it has on hand to pay the promoted employees. If additional funding would be required to meet the 60% payment, we would work with Amtrak to secure it.

We urge your prompt consideration of this request, and would be available to meet with you, your designated representatives, or the Board of Directors to discuss this further. Please respond to each of the undersigned.

Thank you for your consideration.

Sincerely,

F. Leo McCann, International President American Train Dispatchers Association

Freddie N. Simpson, International President

Brotherhood of Maintenance of Way Employes Division/IBT

W. Dan Pickett, International President

Brotherhood of Railroad Signalmen

James C. Little, International President

Transport Workers Union of America

Edwin D. Hill, International President

International Brotherhood of Electrical Workers

Robert Roach, Jr., General Vice President

International Association of Machinists & Aerospace Workers

Robert A. Scardelletti, International President
Transportation Communications International Union

George J. Francisco, Jr., President

National Conference of Firemen and Oilers, SEIU

Dewey B. Garland, Director of Railroad

Division and Shipyard Workers

Sheet Metal Workers International Association

Ed Rodzwicz, National President

Brotherhood of Locomotive Engineers & Trainmen

M. B. Futhey, Jr., International President

United Transportation Union

Dan L. Hamilton, Director, Railroad Division Services International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers