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November 25, 2004
File: Special Arbitration

Mr. Charles P. Fischbach, Arbitrator
1122 North Clark Street
Suite 2303
Chicago, Illinois 60610-2866

Dear Sir:

This refers to your award dated October 18, 2004 concerning "Special Board of Adjustment, Opinion and Award in the Matter of the Arbitration between: CSX Transportation, Inc. and United Transportation Union and Brotherhood of Locomotive Engineers."

In complying with your award two conferences were held with the BLE and UTU representatives. Additionally, we met with our Crew Management Center representatives and their technology experts to determine both the process and the timing to complete the adjustment of the rosters consistent with the provisions of your award. Unfortunately, it was determined that the amount of work necessary to comply could not be completed prior to January 1 and perhaps as late as January 15, 2005. You will recall you retained jurisdiction in this case for sixty days for the purpose of resolving complaints arising from the implementation of the revised engineer rosters.

I conveyed this information to the BLE and UTU representatives and they did not disagree with the suggestion that you should extend your jurisdiction since it was apparent CSXT would not be able to make the roster adjustments prior to December 17th. It is suggested that you retain jurisdiction 60 days from the date the revised rosters are provided to the BLE and UTU representatives, but not longer than March 15, 2005. If you are agreeable, please affix your signature in the space provided below

Sincerely,

I concur. 11/26/04
Charles P. Fischbach, Arbitrator

cc: Mr. D. M. Menefee
Mr. J. E. Iushniowski