



655 Fifteenth Street, NW, Suite 225
Washington, DC 20005
balljanik.com
t 202.638.3307
f 202.783.6947

23/382
PM

December 2, 2011

Karl Morell
Of Counsel
kmorell@balljanik.com

E-FILE

Cynthia Brown
Chief, Section of Administration
Surface Transportation Board
Office of Proceedings
395 E Street, SW
Washington, DC 20423

ENTERED
Office of Proceedings

DEC 2 - 2011

Part of
Public Record

Re: STB Finance Docket No. 35578, Birmingham Terminal
Railway, L.L.C. -- Acquisition Exemption -- Birmingham
Southern Railroad Company

Dear Ms. Brown:

Birmingham Terminal Railway, L.L.C. ("BHRR"), hereby certifies that on December 1, 2011, BHRR posted the attached Notice at the workplace of the employees of Birmingham Southern Railroad Company ("BS") and on December 2, 2011, BHRR served a copy of the Notice on the national offices of all labor unions with employees working on the BS.

If you have any questions regarding this matter, please contact me.

Sincerely,

Karl Morell
Of Counsel

Enclosure

NOTICE

Birmingham Terminal Railway, L.L.C. ("BHRR") will acquire all Tracks owned by Birmingham Southern Railroad Company, an Alabama corporation, including sidings and yard tracks. The rail lines are located between: (1) Milepost 0 at 34th street, Ensley, Alabama and Milepost 4.7 at East Thomas, Alabama; (2) Milepost 0 at 34th Street, Ensley, Alabama and Milepost 9.8 at Bessemer, Alabama; and (3) Milepost 0, at the Port Connection Switch at Crawford Street, Fairfield, Alabama and Milepost 18.85 at Birmingham, Al.

Total Track Miles of 75.59 Miles.

As a result of operating the freight portion of the rail line, BHRR expects to have employment opportunities in the following areas:

Freight Operation:

Approximately 88 positions in Birmingham, AL. These positions require the following minimum skills and/or qualifications:

General Manager:

1 Position located in Birmingham, Al. This position requires the following minimum skills and/or qualifications:

- Prefer College degree in Management.
- Must have at least 5 - 10 years of railroading experience in a supervisory and/or managerial role.
- Ability to enhance and/or develop, implement and enforce policies and procedures of the organization by way of systems that will improve the overall operation and effectiveness of the corporation.
- Plan, develop, organize, implement, direct and evaluate the organization's fiscal function and performance.
- Ensure sound operating procedures according to FRA and Corporate Safety rules.
- A decisive individual who possesses a "big picture" perspective and is well versed in operational standards.
- Must ensure that emphasis is placed on a strong Customer Focus.

Assistant General Manager:

1 Position located in Birmingham, Al. This position requires the following minimum skills and/or qualifications:

- Prefer College degree in Management.
- Must have at least 5 - 10 years of railroading experience in a supervisory and/or managerial role.

- Manage operating activities to satisfy customer needs for timely, accurate, safe and value-added transportation and switching service.
- Manage operating and financial resources to achieve a specified level of revenue growth, return on invested capital and free cash flows.
- Organize, communicate, position, evaluate, and develop people in the organization to achieve defined results.

Train Masters:

Approximately 4 positions as follows: Birmingham, Al (4). These positions require the following minimum skills and/or qualifications:

- Supervises and coordinates activities of train crews engaged in switching/RR operations.
- Must possess a high school education or GED, and a minimum of 6 months job-related experience; or equivalent combination of education and experience.
- Must possess a valid Engineer's certificate issued by a program in compliance with 49 CFR Part 240.
- Must be able to meet all hearing and vision requirements of 49 CFR Part 240.
- Must have an understanding of air brake and mechanical systems of a train and locomotives, and pass a written test to verify competency.

Yardmaster:

Approximately 5 position in Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Manage yard activities all across railroad. Dispatch trains as needed.
- At least 1 year experience as yardmaster/dispatcher.
- Must have qualification on General Code of Operating Rules (GCOR) and have passed a written test within the past 18 months.
- Must have understanding of railroad operations.
- Must possess a high school education or GED, college preferred.

Conductor:

Approximately 20 positions in Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- At least 1 year experience as a Conductor/Brakeman.
- Must have Qualifications on the General Code of Operating Rules (GCOR) and have passed a written test in the past 18 months.
- Must have an understanding of air brake and mechanical systems of a train and locomotives, and pass a written test to verify competency.

Engineer:

Approximately 20 positions in Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- At least 1 year experience as a Locomotive Engineer.
- Must possess a valid Engineer's certificate issued by a program in compliance with 49 CFR Part 240.
- Must be able to meet all hearing and vision requirements of 49 CFR Part 240.

- Must have an understanding of air brake and mechanical systems of a train and locomotives, and pass a written test to verify competency.

Clerks:

Approximately 5 positions located in Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Involved in day to day record keeping, billing, filing, and typing and general office duties.
- Must possess a high school education or GED, and a minimum of 6 months job-related experience; or equivalent combination of education and experience.
- This position will be accountable to all managers within the operation and is responsible for office coordination of activities.
- Other duties as assigned.

Chief Mechanical Officer:

1 position located in Birmingham, AL. This position requires the following minimum skills and/or qualifications:

- Directly supervise shop craft employees to safely execute shop operating plan.
- Ensure labor and equipment is positioned to inspect, test and repair equipment to meet the needs of the daily plan.
- Must have previous mechanical department or equivalent industry experience.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.
- Comply with all FRA and Watco safety standards.
- Other duties as assigned.

Locomotive Electrical:

Approximately 4 positions located in Birmingham. These positions require the following minimum skills and/or qualifications:

- Make repairs and perform scheduled maintenance to both inbound and outbound locomotives.
- Must have knowledge of and comply with FRA standards.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.
- Prefer background in technical training in Electrical maintenance/repair.
- Demonstrated knowledge and ability in using required hand and power tools.

Locomotive Mechanical:

Approximately 4 positions located in Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Make repairs and perform scheduled maintenance to both inbound and outbound locomotives.

- Must have knowledge of and comply with FRA standards.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.
- Prefer background in technical training in Diesel maintenance/repair.
- Demonstrated knowledge and ability in using required hand and power tools.

Roadmaster:

1 position located in Birmingham, AL. This position requires the following minimum skills and/or qualifications:

- Supervises all track, structure and signal maintenance on railroad.
- Plan and implement maintenance programs and capital projects.
- Instructs work force on safety compliance and mandated programs.
- Must possess 5 years experience in Railroad Track Maintenance.

Track Inspector:

2 position located in Birmingham, AL. This position requires the following minimum skills and/or qualifications:

- Responsible for supervision of rail car inspection and maintenance in accordance with FRA standards.
- Inspect railroad track structure for compliance with railroad policy and federal/state regulations.
- Implement remedial action on defects pending repair.
- Oversee/direct production gang work.
- Inspect completed work to verify conformance to government regulations.
- Prepare inspection reports for management and government compliance.
- Must possess 3 years supervisory experience in Railroad Track Maintenance.

MoW Foreman:

Approximately 2 positions as follows: Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Responsible for performing maintenance of way activities in accordance with site specific rules, governed by FRA regulations.
- Safely directing track construction and maintenance repairs
- Follows guidelines for proper maintenance of track equipment and comply with applicable FRA track safety standards and Roadway Worker Protection.
- Must possess 3 years supervisory experience in Railroad Track Maintenance.

MoW laborer:

Approximately 10 positions as follows: Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Perform tasks associated with track work including but not limited to, pulling and driving spikes, replacing ties, surfacing track, changing rail, bars, and other track apparatus.
- Must be willing to learn and apply FRA rules and regulations and be able to perform maintenance in a timely manner.

- Must be willing to learn to operate in a safe and efficient manner, all equipment and tools associated with track maintenance.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.

MoW Operator:

Approximately 3 positions as follows: Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Perform tasks associated with track work including but not limited to, pulling and driving spikes, replacing ties, surfacing track, changing rail, bars, and other track apparatus.
- Must be willing to learn and apply FRA rules and regulations and be able to perform maintenance in a timely manner.
- Must be willing to learn to operate in a safe and efficient manner all equipment and tools associated with track maintenance.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.

Welder:

Approximately 1 positions as follows: Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Weld metal parts together using both gas welding or brazing and any combination of arc welding processes.
- Perform related tasks such as thermal cutting and grinding.
- Repair broken or cracked parts, fills\ holes, and increase size of metal parts.
- Familiar with AAR office manual, ability to identify AAR/FRA when present on railcars.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.

Welder Helper:

Approximately 1 positions as follows: Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Weld metal parts together using both gas welding or brazing and any combination of arc welding processes.
- Perform related tasks such as thermal cutting and grinding.
- Repair broken or cracked parts, fill holes, and increase size of metal parts.
- Familiar with AAR office manual, ability to identify AAR/FRA when present on railcars.
- Must possess a high school education or GED, and a minimum of 6 months job-related experience; or equivalent combination of education and experience.

Signal Maintainer:

Approximately 2 positions as follows: Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Responsible for installing, testing, troubleshooting, repairing and maintaining various railroad signals and grade crossing warning device equipment.

- Loading and unloading supplies, digging holes and trenches for cable, painting signal equipment, and climbing and working on poles and signal masts. Could also handle cable and wire and make electrical connections.
- Safely and effectively operate non-power tools, high precision measuring tools, power tools and low precision measuring tools.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.

Car Supervisor:

1 position located in Birmingham, AL. This position requires the following minimum skills and/or qualifications:

- Directly supervise shop craft employees to safely execute shop operating plan.
- Ensure labor and equipment is positioned to inspect, test and repair equipment to meet the needs of the daily plan
- Must have previous mechanical department or equivalent industry experience.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.
- Comply with all FRA and Watco safety standards.
- Other duties as assigned.

Carmen Foreman:

Approximately 2 positions as follows: Birmingham, AL. These positions require the following minimum skills and/or qualifications::

- Responsible for supervision of rail car inspection and maintenance in accordance with FRA and AAR standards.
- Familiar with AAR office manual, ability to identify AAR/FRA when present on railcars.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.
- Comply with all FRA and Watco safety standards.
- Other duties as assigned.

Carmen:

Approximately 12 positions as follows: Birmingham, AL. These positions require the following minimum skills and/or qualifications:

- Maintain, replace and/or repair air brake pipes, valves, gaskets, air hoses and other equipment as required.
- Inspect outlet gates on hopper cars and air dumps for defects and ensures they are properly secured.
- Operate electrical and gas welding equipment to join a variety of metals and alloys; operate acetylene torches for cutting and/or shaping metal parts such as aluminum, cast iron, steel, bronze, etc. Operate specialized off-highway motor vehicles including forklift trucks, mobile cranes, trackmobiles, and ship tractors.
- Familiar with AAR office manual, ability to identify AAR/FRA when present on railcars.

- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.

The most qualified candidates will be selected from the available pool of applicants without regard to race, creed, color, religion, national origin, sex, age, marital status, disability or veteran status. The selection criteria will be job-related skills and attributes as outlined above.

Successful candidates must have a stable work record and exhibit safe work practices. The ability to work in a team environment with a focus on customer service is critical. Applicants must be able to read and comprehend regulations and instructions in English, as well as possess good oral communication skills. Successful applicants will be required to pass a pre-employment drug and alcohol screen and complete a medical questionnaire. Every employee is an at-will employee. All employees are expected to know and abide by the standard code of Employee Conduct.

All jobs will be posted at www.watcocompanies.com or information can be obtained by calling Human Resource department at (866) 479-2826.

**Birmingham Terminal Railway
315 W. 3rd Street
Pittsburg, Kansas 66762**