EXHIBIT 3-R Docket No. DCA-08-MR009

NATIONAL TRANSPORTATION SAFETY BOARD WASHINGTON, D.C. 20594

Federal Railroad Administration Memorandum Train Riding Defects, February 12, 2009



U.S. Department of Transportation

Federal Railroad Administration

Memorandum

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Date: FEB 12 2009

Reply to Attn of: OP-09-01

Subject: Train Riding Defects

From: Edward W. Pritchard

Director, Office of Safety Assurance and Compliance

To: Regional Administrators

Purpose:

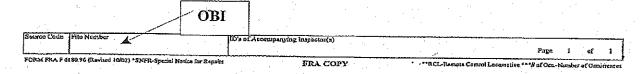
The following procedures are intended to allow the FRA Office of Safety to analyze and quantify non-compliance with Federal regulations, Railroad Operating Rules (ROR), and Railroad Safety Rules (RSR) observed and recorded during 217(R)-freight train onboard inspections, 217(L)-remote control locomotive operations, and 217(X)-passenger train onboard inspections.

Procedures:

Inspectors conducting onboard inspections must include the following additional information in the Train#/Site box of the F6180.96 inspection report line item.

After entering the applicable onboard inspection activity code (217R, 217L or 217X) in the inspection report header, record, in the usual manner, line item defects observed during the onboard inspection covered by activity codes such as 217E, 218O, 220, 222O, 240, RWP, etc. In addition, line item defects observed during the onboard inspection must be identified by placing the appropriate onboard inspection activity code, 217R, 217L or 217X, in the Train#/Site block for that line item.

Onboard inspection reports that cover an inspector's designated "day of train riding per pay period," must include the letters OBI (onboard inspection) in the file number box at the bottom of the F6180.96 inspection report. The file number box is only on the FRA copy of the inspection report.



DEPARTMENT OF TRANSPORTATION

FEDERAL RAILROAD ADMINISTRATION (FRA)

INSPECTION REPORT

OMB Approval No.: 2130-0509

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INSPECTION REPORT

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