

# **EXHIBIT 3-C**

**Docket No. DCA-08-MR009**

**NATIONAL TRANSPORTATION SAFETY BOARD  
WASHINGTON, D.C. 20594**

**General Code of Operating Rules,  
Rule 1.10 Games, Reading, or Electronic Devices**

# G C O R

## General Code of Operating Rules

Fifth Edition

Effective April 3, 2005

These rules herein govern the operations of the railroads listed and must be complied with by all employees regardless of gender whose duties are in any way affected thereby. They supersede all previous rules and instructions inconsistent therewith.

Any act of hostility, misconduct, or willful disregard or negligence affecting the interest of the company or its employees is cause for dismissal and must be reported. Indifference to duty or to the performance of duty will not be tolerated.

### 1.6.1 Motor Vehicle Driving Records

Employees certified as engineers, whatever class of service, must report convictions for:

- Operating a motor vehicle while under the influence of, or impaired by, alcohol or a controlled substance.
- Refusal to undergo such testing when a law enforcement official seeks to find out whether a person is operating under the influence of alcohol or a controlled substance.

State-sponsored diversion programs, guilty pleas, and completed state actions to cancel, revoke, suspend, or deny a driver's license are considered convictions as applied to this rule.

An employee must report any conviction to an employee assistance representative within 48 hours after the employee receives notice of the conviction.

### 1.6.2 Notification of Felony Convictions

The conduct of any employee leading to conviction of any felony is prohibited. Any employee convicted of a felony must notify the proper authority of that fact within 48 hours after the employee receives notice of the conviction.

### 1.6.3 Notification of Deteriorating Vision or Hearing

Any engineer who has knowledge that their hearing or vision has deteriorated and cannot be corrected to the minimum acceptable requirement as outlined in federal regulations (20/40 distant visual acuity, 70 degree field of vision, ability to recognize/distinguish between railroad color signals, hearing loss no greater than 40 decibels) must report that fact immediately to the proper authority or the medical department.

## 1.7 Altercations

Employees must not enter into altercations with each other, play practical jokes, or wrestle while on duty or on railroad property.

## 1.8 Appearance

Employees reporting for duty must be clean and neat. They must wear the prescribed uniform when required.

## 1.9 Respect of Railroad Company

Employees must behave in such a way that the railroad will not be criticized for their actions.

## \* 1.10 Games, Reading, or Electronic Devices

Unless permitted by the railroad, employees on duty, must not:

- Play games.
- Read magazines, newspapers, or other literature not related to their duties.
- or
- Use electronic devices not related to their duties.

## 1.11 Sleeping

Employees must not sleep while on duty, except as outlined under Rule 1.11.1 (Napping). Employees reclined with their eyes closed will be in violation of this rule.