

**Attention: One or more violations have been cited on this report.
In addition, one or more Remedial Action reports are required.**

DEPARTMENT OF TRANSPORTATION
FEDERAL RAILROAD ADMINISTRATION (FRA)

INSPECTION REPORT

OMB Approval No.: 2130-0509

Inspector's Name CALDWELL, RANDY C.		Inspector's Signature			Inspector's ID No. P4816	Report No. 21	Date yy mm dd 2009 03 17				
Railroad/Company Name & Address Capital Metro Railroad 2910 East 5th Street Austin TX 78702				R/C R	Division SYSTEM	RR/Co. Representative (Receipt Acknowledged) Name Bill LeJeune Title DIRECTOR OF COMMUTER RAIL Signature _____					
From: City AUSTIN		Codes 0330	Destination City & County			Codes	From Latitude				
State TX		48	City				From Longitude				
County TRAVIS		C453	County				To Latitude				
Mile Post: From		To		Inspection Point NORTH OPERATIONS OFFICE AND JOINT USE CORRIDOR				To Longitude			
Activity Code:	240A	240	228	217E	217X	225R	RWP	217P	220	217O	218O
Units:	1	7	2	2	1	1	1	4	2	2	1

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
1										N	N	0	240A

Description - [** Comment to Railroad/Company **]

INSPECTED 5 DMU SERVICING ENGINEERS CERTIFICATION FOR VARIOUS PROGRAM REQUIREMENTS AND COMPLIANCE WITH 49 CFR PART 240. QUALIFICATION AND CERTIFICATION OF LOCOMOTIVE ENGINEERS. (SCOTT SCHEPERS WITH CERTIFICATION DATE OF 11/15/07, LEE SCOTT MORGAN WITH CERTIFICATION DATE OF 8/15/08, LANE BENTLEY WITH CERTIFICATION DATE OF 8/15/08, ISRAEL QUINTANILLA WITH CERTIFICATION DATE OF 8/15/08 AND MAXIMO VALDEZ WITH CERTIFICATION DATE OF 8/15/08)

NOTE: CAPITAL METRO RAILROAD FIRST SUBMISSION OF 49 CFR PART 240 ENGINEER CERTIFICATION PROGRAM TO FRA WAS OCTOBER 16, 2008 WITH IMPLIMENTATION TO TAKE EFFECT NOVEMBER 15, 2008. (SEE 240.103 c) CAPITAL METRO SUBMITTED A REVISED 49 CFR 240 ENGINEER CERTIFICATION PROGRAM DECEMBER 18, 2008 WITH IMPLIMENTATION TO TAKE EFFECT JANUARY 17, 2009. (SEE 240.103e)

Violation Recommended	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Latitude:	Longitude:	
Written Notification to FRA of Remedial Action is:	<input type="checkbox"/> Required	<input checked="" type="checkbox"/> Optional	Railroad Action Code	Date(mm/dd/yyyy):	Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
2				240	0205	A1				N	N	5	240

Description

EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 240.205 (A)(1). FAILURE TO PERFORM SAFETY CONDUCT EVALUATION OF NATIONAL DRIVER REGISTER MOTOR VEHICLE HISTORY ON DMU SERVICING ENGINEERS SCOTT SCHEPERS, LEE SCOTT MORGAN, LANE BENTLEY, ISRAEL QUINTANILLA AND MAXIMO VALDEZ. STATE MOTOR VEHICLE HISTORY ON DMU SERVICING ENGINEERS SCOTT SCHEPERS, LEE SCOTT MORGAN, LANE BENTLEY AND ISRAEL QUINTANILLA WERE PERFORMED ON 3/9/2009.

Violation Recommended	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Latitude:	Longitude:	
Written Notification to FRA of Remedial Action is:	<input type="checkbox"/> Required	<input checked="" type="checkbox"/> Optional	Railroad Action Code	Date(mm/dd/yyyy):	Comments on back?

Inspector's ID No. P4816	Report No. 21	Report Date 03/17/2009
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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
3				240	0203	A2				N	N	4	240

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 240.203 (A)(2). FAILURE TO PERFORM HEARING AND VISUAL ACUITY EXAM ON DMU SERVICING ENGINEERS SCOTT SCHEPERS, LEE SCOTT MORGAN, LANE BENTLEY, ISRAEL QUINTANILLA AND MAXIMO VALDEZ. LEE SCOTT MORGAN HAD VISION TEST PERFORMED ON 1/22/09.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
4				240	0127	C5				N	N	5	240

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 240.127 (C)(5). PERFORMANCE SKILLS TRAINING FAILS TO: PLACE STUDENT AT CONTROLS OF LOCOMOTIVE FOR SIGNIFICANT AMOUNT OF TIME. PERFORMANCE SKILLS TRAINING OF DMU SERVICING ENGINEERS SCOTT SCHEPERS, LEE SCOTT MORGAN, LANE BENTLEY, ISRAEL QUINTANILLA AND MAXIMO VALDEZ ARE NOT OF SUFFICIENT LENGTH. CAPITAL METRO'S 49 CFR PART 240 DMU ENGINEER CERTIFICATION PROGRAM, SECTION 5 (S)(E) PAGE 22 REQUIRES PERFORMANCE SKILLS TRAINING OF DMU SERVICING ENGINEERS TO BE NOT LESS THAN 20 HOURS FOR DMU SERVICING ENGINEER CERTIFICATION. ALL FIVE DMU SERVICING ENGINEERS HAD ONLY 2 HOURS OF PERFORMANCE SKILLS TRAINING AT THE CONTROLS OF A LOCOMOTIVE PRIOR TO BEING CERTIFIED.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
5				240	0129	C2				N	N	5	240

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 240.129 (C)(2). OBSERVATION NOT PERFORMED IN CALENDAR YEAR ON DMU SERVICING ENGINEERS SCOTT SCHEPERS, LEE SCOTT MORGAN, LANE BENTLEY, ISRAEL QUINTANILLA AND MAXIMO VALDEZ.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
6				240	0129	E1				N	N	5	240

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 240.129 (E)(1). FAILURE TO PERFORM EFFICIENCY TEST WITHIN CALENDAR YEAR ON DMU SERVICING ENGINEERS SCOTT SCHEPERS, LEE SCOTT MORGAN, LANE BENTLEY, ISRAEL QUINTANILLA AND MAXIMO VALDEZ.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
7				240	0213	A				N	N	5	240

Description

EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 240.213 (A). FAILURE TO DETERMINE PROGRAM COMPLETION FOR DMU SERVICING ENGINEERS SCOTT SCHEPERS, LEE SCOTT MORGAN, LANE BENTLEY, ISRAEL QUINTANILLA AND MAXIMO VALDEZ.

Violation Recommended	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Latitude:	Longitude:
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Written Notification to FRA of Remedial Action is:	<input checked="" type="checkbox"/> Required <input type="checkbox"/> Optional	Railroad Action Code	<input type="text"/>	Date(mm/dd/yyyy):	<input type="text"/>	Comments on back?
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Railroad Comments

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
8				228	0011					N	N	1	228

Description

EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 228.11. INSPECTED HOURS OF SERVICE (HOS) RECORDS FOR FIVE (5) DMU SERVICE ENGINEERS FROM DECEMBER 15, 2008 THROUGH MARCH 16, 2009. A TOTAL OF 49 DAYS RECORDS WITH 90 INDIVIDUAL ENTRIES. 228.11 (3) HOS RECORDS FAILED TO INCLUDE THE CORRECT TOTAL TIME ON DUTY ON FORTY (40) INDIVIDUAL EMPLOYEE RECORDS. 228.11 (4) ALL (90 INDIVIDUAL ENTRIES) HOS RECORDS DID NOT HAVE THE NUMBER OF CONSECUTIVE HOURS OFF DUTY PRIOR TO GOING ON DUTY. HOS RECORD FOR 1/15/09 SHOW ON DUTY AND OFF DUTY TIME IN EXCESS OF 12 HOURS. HOS RECORD FOR 2/19/09 IS NOT SHOWING ANY TOTAL TIME ON DUTY.

Violation Recommended	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Latitude:	Longitude:
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Written Notification to FRA of Remedial Action is:	<input type="checkbox"/> Required <input checked="" type="checkbox"/> Optional	Railroad Action Code	<input type="text"/>	Date(mm/dd/yyyy):	<input type="text"/>	Comments on back?
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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
9				EO	0026	A				N	N	0	217E

Description - [** Comment to Railroad/Company **]

NO EXCEPTION TAKEN. INSPECTED FOR COMPLIANCE OF EMERGENCY ORDER (EO)-26. OBSERVED CREW MEMBERS ON CMTY 104 OF MARCH 16, 2009 FOR COMPLIANCE ON THE USE OF ELECTRONIC DEVICES. DISCUSSIONS WITH THE CREW REVEALED ALL HAD BEEN INSTRUCTED ON THE REQUIREMENTS OF THE EMERGENCY ORDER 26. CAPITAL METRO HAS ISSUED THE INSTRUCTIONS FOR THE USE OF ELECTRONIC DEVICES IN THE FORM OF A GENERAL ORDER.

Violation Recommended	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Latitude:	Longitude:
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Written Notification to FRA of Remedial Action is:	<input type="checkbox"/> Required <input checked="" type="checkbox"/> Optional	Railroad Action Code	<input type="text"/>	Date(mm/dd/yyyy):	<input type="text"/>	Comments on back?
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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
10										N	N	0	217X

Description - [** Comment to Railroad/Company **]

NO EXCEPTIONS TAKEN: PERFORMED AN ON BOARD OBSERVATION OF CREW ON CMTY 104 ON THE CENTRAL SUBDIVISION FROM MP 75 TO MP 87 ON FEBRUARY 17, 2009. STEVE GASTON WAS THE DMU INSTRUCTOR ENGINEER WHILE A DMU STUDENT ENGINEER OPERATED THE TRAIN.

Violation Recommended	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Latitude:	Longitude:
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Written Notification to FRA of Remedial Action is:	<input type="checkbox"/> Required <input checked="" type="checkbox"/> Optional	Railroad Action Code	<input type="text"/>	Date(mm/dd/yyyy):	<input type="text"/>	Comments on back?
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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
11				225	0025	H				N	N	1	225R

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 225.25 (H). FAILURE TO POST A LISTING OF ALL INJURIES AND OCCUPATIONAL ILLNESSES TO EMPLOYEES AS REPORTED TO FRA, WITHIN 30 DAYS AFTER THE EXPIRATION OF THE MONTH DURING WHICH THE INJURIES AND ILLNESSES OCCURRED. AT THE NORTH OPERATIONS CENTER WHERE THE DMU ENGINEERS GO ON DUTY THE LAST POSTING INCLUDED INCIDENTS THROUGH DECEMBER OF 2008.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
12										N	N	0	RWP

Description - [** Comment to Railroad/Company **]
NO EXCEPTION TAKEN: INSPECTED EMPLOYEE IN CHARGE (EIC) JAMES BOXLEY FOR COMPLIANCE OF ROADWAY WORKER PROTECTION REQUIREMENTS. THE EIC HAD THE PROPER DOCUMENTATION, INCLUDING COB AND RWP TRAINING CARD. THE CARD DID NOT HAVE EIC CHECKED BUT HE TOLD ME THAT HE HAD BEEN TRAINED TO BE AN EIC AND THAT THE RECORDS WERE AVAILABLE. THE EIC HAD A THOROUGH KNOWLEDGE OF THE RAILROAD OPERATION AND GAVE TRACK PERMISSION ACCORDING TO THE RULES. ALL PROPER PPE WAS OBSERVED.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
13										N	N	0	228

Description - [** Comment to Railroad/Company **]
UPON REVIEWING THE HOURS OF SERVICE (HOS) RECORDS FOR ROBERT CURRIE THE HOS RECORDS INDICATE THAT MR. CURRIE HAD WORKED AS AN ENGINEER ON FEBRUARY 18, 2009 WITH OFF DUTY TIME OF 1700 AND THE NEXT TOUR OF DUTY HE WORKED AS AN ENGINEER WAS ON FEBRUARY 20, 2009 BEGINNING AT 0630. INDICATING MR. CURRIE HAD BEEN SUSPENDED FOR 1 DAY. MR. RYAN HAD STATED THAT MR. CURRIE HAD BEEN SUSPENDED FOR 2 DAYS. THIS HAS A DIRECT BEARING ON MY INSPECTION REPORT #20 LINE ITEM #2.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
14				217	0009	D				N	N	1	217P

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 217.09 (D). EFFICIENCY TESTING RECORDS OF PATRICK BOURARD FOR A TESTING SESSION ON 12/23/08 SHOWS A 10B TEST WHICH IS FOR DISPATCHERS ON WILLIAM BALZEN WHO IS A WATCO TRAIN SERVICE EMPLOYEE NOT A DISPATCHER.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
15				217	0009	C2				N	N	1	217P

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 217.09 (C)(2) CAPITAL METRO EFFICIENCY TESTING PROGRAM NEEDS REVISIONS TO INCLUDE THE REQUIRED MINIMUM NUMBER OF TESTS AND INSPECTIONS PER YEAR COVERING THE REQUIREMENTS OF PART 218, SUBPART F.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
16				EO	0026	E1A				N	N	1	217E

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF EMERGENCY ORDER (EO)-26 (E)(1)(A). THE RAILROAD FAILED TO REVISE ITS PROGRAM OF OPERATIONAL TESTS AND INSPECTIONS UNDER 49 CFR PART 217 TO INCLUDE THE REQUIREMENTS OF EO-26. EO-26 "(e) Operational testing. (1) The railroad's program of operational tests and inspections under 49 CFR Part 217 shall be revised as necessary to include the requirements of this order and shall specifically include a minimum number of operational tests and inspections, subject to adjustment as appropriate. CAPITAL METRO NEEDS TO REVISE THEIR EFFICIENCY TESTING PROGRAM TO COMPLY WITH EO-26." REVIEW OF ALL EFFICIENCY TESTING RECORDS FOR ALL TESTING OFFICERS DID NOT REVEAL ANY TEST BEING PERFORMED UNDER GCOR 1.10 (GAMES, READING OR ELECTRONIC DEVICES)

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Railroad Comments

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
17				217	0009	B1V				N	N	1	217P

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 217.9 (B)(1)(IV). FAILURE OF QUALIFIED RAILROAD OFFICER (SCOTT SCHEPERS) TO CONDUCT OPERATIONAL TESTS AND INSPECTIONS IN ACCORDANCE WITH THE RAILROADS PROGRAM OF OPERATIONAL TESTS. MR. SCHEPERS HAD CONDUCTED 2 EFFICIENCY TESTS IN MAY OF 2008 AND 3 EFFICIENCY TESTS IN JUNE OF 2008 ON THREE EMPLOYEES. THERE HAVE BEEN NO OTHER EFFICIENCY TEST RECORDED BY MR. SCHEPERS FOR THE PAST 9 MONTHS AS REQUIRED BY THE CAPITAL METRO EFFICIENCY TESTING PROGRAM. MR. SCHEPERS IS SUPERVISOR OVER FOUR (4) DMU SERVICING ENGINEERS WHO HAVE ONLY HAD 3 RADIO PROCEDURE TESTS PERFORMED (GCOR 2.1,2.2 & 2.8) AND 4 EFFICIENCY TESTS FOR GCOR 5.13 (BLUE FLAG) THIS IS A TOTAL OF 7 TESTS FOR 5 EMPLOYEES FOR THE PAST 9 1/2 MONTHS. MR. SCHEPERS DOES NOT SHOW EVER BEING EFFICIENCY TESTED BY ANY OTHER SUPERVISOR OF CAPITAL METRO RAILROAD.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Railroad Comments

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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/ USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
18				220	0043					N	N	1	220

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF GCOR 2.16 (ASSIGNED FREQUENCIES) AND 49 CFR 220.43. RADIO COMMUNICATIONS USED IN CONNECTION WITH RAILROAD OPERATIONS IN A MANNER THAT CONFLICTS WITH THE REQUIREMENTS OF 49 CFR PART 220, FCC REGULATIONS OR THE RAILROAD'S OPERATING RULES. DOCUMENTATION FOR ASSIGNED AUTHORIZATION OF APPROVAL FOR LOWER COLORADO RIVER AUTHORITY RADIO FREQUENCIES HAS NOT BEEN PROVIDED UPON REQUEST.

Violation Recommended	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Latitude:	Longitude:
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Written Notification to FRA of Remedial Action is:	<input type="checkbox"/> Required <input checked="" type="checkbox"/> Optional	Railroad Action Code	Date(mm/dd/yyyy):	Comments on back?
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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/ USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
19				220	0023					N	N	1	220

Description
EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 220.23. CURRENT TIMETABLE INDICATES ON THE CENTRAL SUBDIVISION A BASE RADIO STATION AT WEST SERTA. FAILURE TO INDICATE IN EITHER TIMETABLE OR SPECIAL INSTRUCTIONS THE PERIODS DURING WHICH THE BASE/WAYSIDE RADIO STATION AT WEST SERTA IS OPERATIONAL IN CONNECTION WITH RAILROAD OPERATIONS.

Violation Recommended	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Latitude:	Longitude:
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Written Notification to FRA of Remedial Action is:	<input type="checkbox"/> Required <input checked="" type="checkbox"/> Optional	Railroad Action Code	Date(mm/dd/yyyy):	Comments on back?
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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/ USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
20										N	N	0	240

Description - [** Comment to Railroad/Company **]
VEOLIA TRANSPORTATION LETTER DATED FEBRUARY 12, 2009 WITH SUBJECT: ROBERT CURRIE DESIGNATED SUPERVISOR OF DMU ENGINEERS. THE DESIGNATION OF DESIGNATED SUPERVISOR OF DMU ENGINEERS FOR CAPITAL METRO RAILROAD NEEDS TO BE UNDER THE AUTHORITY OF CAPITAL METRO RAILROAD. THE ENGINEER CERTIFICATION PROGRAM IS UNDER THE NAME OF CAPITAL METRO NOT VEOLIA.

Violation Recommended	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Latitude:	Longitude:
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Written Notification to FRA of Remedial Action is:	<input type="checkbox"/> Required <input checked="" type="checkbox"/> Optional	Railroad Action Code	Date(mm/dd/yyyy):	Comments on back?
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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/ USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
21										N	N	0	217P

Description - [** Comment to Railroad/Company **]
CAPITAL METRO'S EFFICIENCY TESTING PROGRAM NEEDS TO BE IDENTIFIED AS TO EITHER EFFECTIVE DATE, VERSION OR OTHER DISTINGUISHABLE MARKING TO BE ABLE TO KNOW WHAT THE MOST CURRENT VERSION IS SO ALL CAN OPERATE WITH THE SAME DOCUMENT.

Violation Recommended	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Latitude:	Longitude:
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Written Notification to FRA of Remedial Action is:	<input type="checkbox"/> Required <input checked="" type="checkbox"/> Optional	Railroad Action Code	Date(mm/dd/yyyy):	Comments on back?
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Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
22										N	N	0	ROR

Description - [** Comment to Railroad/Company **]
PERMANENT SPEED SIGNS ON CENTRAL SUBDIVISION DO NOT HAVE THE FREIGHT AND PASSENGER SPEEDS POSTED AS PROPOSED IN YOUR NEW TIMETABLE. ALSO DO YOU INTEND TO ALLOW AUSTIN TEXAS CENTRAL RAILROAD TO OPERATE THEIR PASSENGER TRAINS AT PASSENGER MAXIMUM AUTHORIZED SPEEDS? WILL THEY BE USING THE FLY OVER? IF NOT THEN YOU WILL NEED TO DISTINGUISH THE DIFFERENCES.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
23										N	N	0	ROR

Description - [** Comment to Railroad/Company **]
ALL FREIGHT AND DMU COMMUTER TRAINS SHOULD BE REMINDED OF THE REQUIREMENTS OF GCOR 6.32.2 (B) WHISTLE FOR CROSSING "When notified that automatic warning devices are malfunctioning, sound whistle signal 5.8.2(7) regardless of any prohibition. ALSO UNTIL THE CUT OVER TO CENTRALIZED TRAFFIC CONTROL COMPLIANCE WITH GCOR 8.1 "Hand Operation of Switches Spring or dual control switches operated by hand are considered hand-operated switches, and all rules governing hand-operated switches apply to them, except that cars must not be dropped over the switches."

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?

Item	Initials/Milepost	Equipment/Track #	Type/Kind	49 CFR/USC	Defect	Subrule	Speed	Class	Train #/Site	SNFR*	RCL**	# of Occ.***	Activity Code
24										N	N	0	2180

Description - [** Comment to Railroad/Company **]
NO EXCEPTION TAKEN: INSPECTED FOR COMPLIANCE OF 49 CFR 218.103. OBSERVED CREW ON CMTY 104 COMPLYING WITH 218 SUBPART F AND APPLICABLE RULES FOR THE OPERATION OF SWITCHES WHILE MAKING A CROSSOVER MOVE AT LEANDER. SAFETY BRIEFINGS WERE GIVEN AND ALL INSTRUCTIONS WERE COMPLIED WITH.

Violation Recommended Yes No Latitude: Longitude:

Written Notification to FRA of Remedial Action is: Required Optional Railroad Action Code Date(mm/dd/yyyy): Comments on back?