

# Don't Get Railroaded®

What You Don't Know Will Hurt You!

## PROTECTED ACTIVITY – RAILROAD SAFETY & SECURITY

1) Reported a work-related injury or illness.

2) Accurately reported hours of duty.

3) Refused to work when confronted with an imminent hazardous safety or security condition.

4) Refused to authorize the use of any safety or security related equipment, track, or structures if there was an imminent hazardous safety or security condition.

5) Requested medical or first-aid treatment.

6) Followed the orders or treatment plan of a treating physician.

7) Refusal to violate or assist in a violation of any federal law, rule or regulation relating to railroad safety or security.

8) Filed a complaint, caused a proceeding to be brought, or cooperated with an investigation relating to railroad safety and security.

9) Providing information in an investigation into gross fraud, waste or abuse of federal funds related to railroad or security.



**YOU HAVE ONLY 180 DAYS TO PROTECT YOURSELF**



## RETALIATION BY THE RAILROAD HAS MANY DIFFERENT FACES:

- x Firing Or Laying Off
- x Demoting
- x Denying Overtime / Promotion
- x Disciplining
- x Reducing Pay Or Hours
- x Denying Benefits
- x Reassignment Affecting Promotion Prospects

- ✓ Call your Union to report.
- ✓ Write down details to document Railroad's actions.
- ✓ Call your carrier's HR or Ethics Helpline to report as it should be recorded.
- ✓ Speak with an attorney who specializes in Railroad Whistleblower law.

- x Blacklisting
- x Intimidation
- x Disciplining
- x Making Threats

- ✓ Document all conversations with management and note if other co-workers being treated differently.
- ✓ Call your carrier's HR or Ethics Helpline to report as it should be recorded.
- ✓ Call your Union to report the threats or discipline.
- ✓ Speak with an attorney who specializes in Railroad Whistleblower law.

- x Failing To Hire Or Rehire

- ✓ Call your Union to report that you were not allowed to mark-up.
- ✓ Document all conversations with management and note if other co-workers have been allowed to return to work.
- ✓ Speak with an attorney who specializes in Railroad Whistleblower law.

Denying, Delaying, Or Interfering With The Medical Or First Aid Treatment Of An Employee Who Is Injured During The Course Of Employment.

- ✓ Railroad cannot delay or deny medical treatment after an injury, cannot talk to your doctors, cannot make you fill out a personal injury report or do a reenactment before providing medical attention.
- ✓ Railroad cannot force you back to work if your doctor is holding you out.
- ✓ Railroad cannot deny you a return to work physical if your doctor releases you to return to work.
- ✓ If railroad does any of these, document and report to your Union. Then call an attorney who specializes in Railroad Whistleblower law.

**DOCUMENT EVERYTHING!**



**POOLSON | ODEN**  
RAILROAD INJURY ATTORNEYS

Don't Get Left Alone On The Wrong Side Of The Tracks.  
Toll Free | (833) 505-2122

Copyright © 2019, Poolson Oden