



Brotherhood of Railroad Signalmen

Sheet Metal Air Rail Transportation Union



Transportation Division – Mechanical - Yard Masters



Transportation Communications Union



Int'l. Assn. of Machinists & Aerospace Workers



National Conference of Firemen & Oilers, SEIU 32BJ



Brotherhood of Locomotive Engineers and Trainmen



Independent Railway Supervisors Association

March 23, 2022

Via Certified Mail: 7008 1830 0001 8810 3174

and Email: Janno.Lieber@mtahq.org

Janno Lieber, Chair and CEO
Metropolitan Transportation Authority
2 Broadway
New York, NY 10004

Dear Mr. Lieber:

As you know, Kronos UKG Workforce Central, the system which houses the timekeeping system, was subject to a ransomware attack in early December of last year. Unfortunately, as a direct result of the attack, many represented employees of the Long Island Rail Road (“LIRR”) have not been properly paid in accordance with the terms and conditions set forth in their collective bargaining agreement. Employees were unable to reconcile their pay to determine what they have and have not been paid for. In addition to the Carrier being unable to account for pensionable earnings and pension credits for employees preparing to retire, they have been unable to process supplemental insurance applications as well as FMLA applications. Moreover, the Carrier’s inability to properly pay employees their correct rates of pay, process bereavement leave and night differential are just some of the challenges that LIRR management and represented employees alike are contending with.

Throughout the outage the MTA has held weekly meetings with LIRR labor representatives to provide system updates. On many occasions numerous proposals were presented by labor representatives to mitigate the impact of the outage. Regrettably, none of our requests were implemented.

In many cases, Engineering employees are working seven (7) days a week to meet capital construction deadlines; all on a promise from the LIRR that they will be made whole in the future. And, on March 21,

2022, the Transportation Services department held a meeting to provide a status update regarding Kronos. It was reported that the Kronos system is back in service and employees will be compensated normally effective with the March 24, 2022 pay date. However, it was also reported that the reconciliation period will commence on March 31, 2022 and will take place every other week until completion. This means that the reconciliation should be completed by mid-September if there are not any issues.

Unfortunately, there are approximately 3,500 unpaid time claims for Train and Engine Service employees which were incurred prior to the outage. Said time claims and any time claims that are not received and processed by the close of payroll during the reconciliation period will not be paid until the completion of the reconciliation period. Currently there are at least 13,000 time claims for Train and Engine Service employees needing to be processed. If only 250 unpaid claims accrue each week during the reconciliation period, it will result in 6,250 unpaid time claims just for Train and Engine Service employees by mid-September. In many cases, individuals will be forced to wait at least ten (10) months to be compensated for their earnings. It is outrageous and unreasonable to ask your essential employees to wait that amount of time to be paid for earnings which are rightfully owed.

During your Senate confirmation hearing you stated that you are committed to sitting down with labor to discuss what can be done to make the time keeping system better for the workforce. The labor representatives signatory hereto are hereby requesting such a meeting to discuss the changes that must be made to alleviate your essential workers having to wait an unreasonable amount of time to be rightfully compensated for their services. At your earliest convenience, please provide some days and times you are available to discuss the ongoing issues related to the outage.

Very truly yours,

Anthony Simon, General Chairperson SMART TD

Nicholas Peluso, National Representative TCU

Michael Sullivan, General Chairperson BRS

Kevin Sexton, General Chairperson BLE&T

John McCloskey, General Chairperson SMART Mechanical

Michael Miele, General Chairperson SMART YM

Andrew Sandberg, General Chairperson IAM

Robert Santos, General Chairperson IRSA

Michael Pistone, General Chairperson NCFO SEIU

cc: A. Miller, Chief Labor and Employee Relations Officer (via email)

C. Rinaldi, Interim President – LIRR (via email)
