



1200 New Jersey Avenue, SE  
Washington, DC 20590

US Department  
Of Transportation

Federal Railroad  
Administration

Miguel Malave  
New Mexico Rail Runner Express  
Safety Manager  
100 Iron Horse Ave. SE  
Albuquerque, NM 87102

April 12, 2023

Dear Mr. Malave:

This letter responds to the New Mexico Rail Runner Express (NMRX) on February 27, 2023, to the Federal Railroad Administration (FRA) seeking approval of its material modifications to the Engineer Certification Program received by FRA on February 27, 2023. NMRX has complied with FRA's procedures for submission and approval of programs as described in Appendix B to 49 CFR part 240.

FRA reviewed the railroad's program modifications and determined that the railroad's program modifications conform with the requirements of 49 CFR part 240 for the reasons discussed below.

Your submission states that on February 27, 2023, the railroad provided a copy of its program modification to Mr. Joshua Jerome Padilla, of the labor organization representing the railroad's employees. FRA received no comments on the program or program modification by the labor organizations.

The program modifications are consistent with the model of the previously approved railroad programs. FRA understands that the modifications are intended to provide more detail to the engineer certification process and updated contact information. Additional modifications to the submission also addressed deficiencies with the standard requirements of 49 CFR part 240, Appendix B. The improvements enhance qualifications for DLSE's. Standards have been set with regards to re-qualifying over a specific territory. Detailed training standards have been established in Section five of your engineer training program.

Please continue in your efforts to improve railroad safety on your system.

Please contact me with any questions regarding this submission at (202) 366-0978 or [FRAOPCERTPROG@dot.gov](mailto:FRAOPCERTPROG@dot.gov) or [Kevin.Lewis@dot.gov](mailto:Kevin.Lewis@dot.gov)

Sincerely,

Kurt Erickson  
FRA Rail Safety Specialist-Certification

pp Christian Holt  
Operating Practices Staff Director