

Mr. MACDONALD. But Congress' intent was completely overlooked by the judge.

Mr. LUNA. Mr. Congressman, we tried to get the Secretary of Labor to testify in that case. We tried to get a Congressman to testify in that case. When it is said and done, all those testifying were the railroads and labor. They told the judge that this Public Law 88-108 is what gave them the right to do what they were doing.

Mr. MACDONALD. In my judgment, the judge just misinterpreted the intent of Congress. If you had asked this Congressman to testify about the intent of Congress, I would have been very happy to have done so.

Mr. LUNA. Thank you, sir.

Mr. MACDONALD. Thank you, Mr. Chairman.

The CHAIRMAN. Mr. Springer.

Mr. SPRINGER. Mr. Luna, I want to be sure that I understand where you are. Are you in the same position as Mr. Gilbert?

Mr. LUNA. Yes, sir. We have settled our wage rounds. This controversy is over. We can go back in September and serve new demands that can't be effective before January 1968. From my reading the testimony before this committee, we were participants in the last one and we know what happened in the last 88-108.

Mr. SPRINGER. Did you hear Mr. Leighty testify?

Mr. LUNA. In this session, no, sir.

Mr. SPRINGER. This question of nationwide bargaining came up. I don't want to misquote Mr. Leighty but he didn't think that in the issue presently involved in this dispute which is pending before this committee that you could have individual bargaining.

Mr. LUNA. I have to agree with you, Mr. Springer. I testified before the court that on wages, vacations, holidays, health and welfare, I think has to be handled on a national basis.

Mr. SPRINGER. I want to be sure, that in this dispute at present that you are recommending nationwide bargaining.

Mr. LUNA. We settled on it. The way we did it was this way: After Public Law 88-108 was passed we served individual notice on each railroad. They handle them according to the Railway Labor Act. We never set up a national committee on this wage raise or the last one.

In other words, we served individual notices. We didn't ask for a national handling on it. When we served those and they had handled them with individual management, Mr. Wolfe and I got together on two or three occasions. He made an offer or two. When he made an offer I thought was worth taking to our general chairman, that is on each individual committee, I called the general chairmen together. I read his proposal. They accepted it but it became a part of each individual railroad. It never was handled like we used to on a national committee on a national basis.

In other words, I was trying to keep out of the box that they got us in before, Mr. Springer.

Mr. SPRINGER. I want to make sure that there is no misunderstanding here in this dispute which is now pending involving just these six or eight brotherhoods.

Mr. LUNA. Six.

Mr. SPRINGER. You are not recommending that they bargain with each individual railroad on those issues, are you?

Mr. LUNA. It is too late along the lines to do it now.