

STATE OF WASHINGTON  
BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION  
OF THE PACIFIC on behalf of  
JANA DARLING,

Grievant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC Case No. 24-03

DECISION NO. 356 - MEC

ORDER DISMISSING  
ADJUSTED GRIEVANCE

*Dennis Conklin*, Business Agent, appearing for the Inlandboatmen's Union of the Pacific and Jana Darling.

Christine Gregoire, Attorney General, by *David Slown*, Assistant Attorney General, appearing for Washington State Ferries.

THIS MATTER came on regularly before the Marine Employees' Commission (MEC) on November 27, 2002, when the Inlandboatmen's Union of the Pacific (IBU) filed a request for grievance arbitration on behalf of Jana Darling. IBU asserted that WSF failed to properly pay Jana Darling eight hours for a scheduled. The Shift was not a complete tour; Ms. Darling worked seven hours. IBU maintained the following contract rules were violated: 1.11, 1.17, 1.20, 1.21, 1.25, Rule 11 and Appendix A.

IBU certified that the grievance procedures in the pertinent IBU/WSF Collective Bargaining Agreement had been utilized and exhausted. In addition, the union certified that the arbitrator's decision shall not change or amend the terms, conditions or application of said collective bargaining agreement and that the arbitrator's award shall be final and binding.

The request for grievance arbitration was docketed as MEC Case No. 24-03. Commissioner John Byrne was assigned to act as Mediator at a settlement conference scheduled for January 13 2003. Chairman John Nelson was designated to act as Arbitrator at the hearing scheduled for February 3, 2003.

The parties were unable to reach agreement during the January 13 settlement conference; however, on January 21, 2003, Dennis Conklin, IBU Business Agent, withdrew the request for grievance arbitration.

### **ORDER**

It is hereby ordered that the request for grievance arbitration, filed by the Inlandboatmen's Union of the Pacific on behalf of Jana Darling and docketed as MEC Case No. 24-03, be dismissed.

DATED this \_\_\_\_ day of February 2003.

MARINE EMPLOYEES' COMMISSION

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JOHN NELSON, Chairman

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JOHN SULLIVAN, Commissioner

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JOHN BYRNE, Commissioner