

STATE OF WASHINGTON
BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION
OF THE PACIFIC on behalf of
EDWINA WALDRON,

Grievant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC CASE NO. 25-05

DECISION NO. 454 - MEC

ORDER CLOSING
SETTLED GRIEVANCE

Schwerin, Campbell & Barnard, by *Judith Krebs*, Attorney, appearing for the Inlandboatmen's Union of the Pacific and Edwina Waldron.

Rob McKenna, 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 October 29, 2004 when the Inlandboatmen's Union of the Pacific (IBU) filed a request for grievance arbitration. In its grievance arbitration request, IBU alleged that on October 8, 2004, Washington State Ferries (WSF) terminated Edwina Waldron without just cause.

Chairman John Swanson was assigned to act as Mediator for Case 25-05. On November 19, 2004, the parties participated in a settlement conference, but did not resolve the issue. Commissioner John Sullivan was designated to act as Arbitrator. A hearing, initially scheduled for March 15, 2005, was rescheduled for June 30 and July 1.

During the MEC's June 24 public meeting, the parties reported they had reached a tentative agreement and expected to have the paperwork completed within a few days. The MEC cancelled scheduled hearing dates.

On July 29, 2005, the MEC received a signed copy of the settlement agreement from the IBU. That signed agreement, which constitutes the IBU's request for withdrawal of the grievance, is appended to and becomes a part of this Order by reference.

ORDER

It is hereby ordered that the request for grievance arbitration, filed by the Inlandboatmen's Union of the Pacific and docketed as MEC Case No. 25-05, is closed in acknowledgement of the parties' settlement agreement.

DATED this 19th day of August 2005.

MARINE EMPLOYEES' COMMISSION

/s/ JOHN SWANSON, Chairman

/s/ JOHN SULLIVAN, Commissioner

/s ELIZABETH FORD, Commissioner

SETTLEMENT AGREEMENT

MEC Case No. 25-05 Waldron Termination

IN FULL AND COMPLETE SETTLEMENT of MEC Case No. 25-05, the parties, Washington State Ferries (WSF), the Inlandboatmen's Union of the Pacific (IBU), and Edwina Waldron, do hereby agree as follows:

WSF Agrees:

1. To pay Edwina Waldron, one hundred sixty (160) hours of straight-time pay, at the Ordinary Seaman rate, subject to normal payroll deductions.

Edwina Waldron Agrees:

1. To accept the payment required by this agreement in full and complete satisfaction of all issues arising out of Mec Case No. 25-05.
2. That she has read this agreement in conjunction with her union representative, and understands all of its terms.
3. That by entering into this agreement Edwina Waldron, her heirs, assigns or other successors in interest releases the state of Washington, the Washington State Ferries, its officers, agents, employees, and agencies from all claims, causes of action, suits, civil or otherwise, known or unknown, based upon actions taken in their official capacities that arise out of or relate to Edwina Waldron's employment at WSF.

IBU Agrees:

1. That this Agreement resolves all issues arising out of the facts of MEC Case No. 25-05.
2. To the withdrawal of MEC Case No. 25-05. A signed copy of this Agreement shall constitute a request for withdrawal, and may be presented by any party.

/s/ David J. Slown
for WSF

Date: 6/30/05

/s/ Jay Ubelhart
For the IBU

Date: 7/29/05

/s/ Edwina Waldron

Date: 7/28/05