

STATE OF WASHINGTON  
BEFORE THE MARINE EMPLOYEES' COMMISSION

MARK BROWER,

Complainant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC CASE NO. 1-07

DECISION NO. 500 - MEC

ORDER CLOSING  
SETTLED COMPLAINT

*Mark Brower*, appearing for himself.

Rob McKenna, Attorney General, by *David Slown*, Assistant Attorney General, appearing for the Washington State Ferries.

THIS MATTER came on regularly before the Marine Employees' Commission (MEC) on August 28, 2006, when Mark Brower filed an unfair labor practice complaint, MEC Case No. 1-07, against the Washington State Ferries (WSF).

Mr. Brower's complaint charged WSF with discharging or otherwise discriminating against an employee after the employee has filed charges or given testimony concerning subjects covered by chapter 47.64 RCW.

Specifically, Mark Brower alleged that the WSF wrongfully terminated him for violations of the Code of Conduct. Mr. Brower asserted that he was not treated the same as other employees in similar circumstances. He alleged that the employer's action against him was discrimination for calling for an investigation of Tracy Brewer, Steve Rodgers and Susan Harris for ethics violations.

Following review of Mr. Brower's complaint, the Commission determined that the facts alleged may constitute an unfair labor practice, if later found to be true and provable. A

settlement conference was set for December 11, 2006 with Commissioner John Sullivan assigned to serve as Mediator. Chairman John Swanson was designated to act as Hearing Examiner for the hearing scheduled on January 30, 2007.

During the December 11 settlement conference, Mr. Brower and the WSF reached a mutually agreeable settlement of the matter.

**ORDER**

It is hereby ordered that the unfair labor practice complaint, filed by Mark Brower against WSF and docketed as MEC Case 1-07, is closed in acknowledgement of the parties' agreement.

DATED this 9th day of February 2007.

MARINE EMPLOYEES' COMMISSION

/s/ JOHN SWANSON, Chairman

/s/ JOHN SULLIVAN, Commissioner

/s/ ELIZABETH FORD, Commissioner