

STATE OF WASHINGTON  
BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION  
OF THE PACIFIC,

Complainant,

v.

WASHINGTON STATE DEPARTMENT  
OF TRANSPORTATION, FERRIES  
DIVISION,

Respondent.

MEC CASE NO. 10-08

DECISION NO. 587 - MEC

ORDER CLOSING  
WITHDRAWN COMPLAINT

*Dennis Conklin*, Regional Director, appearing for the Inlandboatmen's Union of the Pacific (IBU).

Robert McKenna, Attorney General, by *Don Anderson*, Assistant Attorney General, appearing for Washington State Department of Transportation, Ferries Division (WSF).

THIS MATTER came on regularly before the Marine Employees' Commission (MEC) on December 21, 2007, when the Inlandboatmen's Union filed an unfair labor practice complaint, MEC Case 10-08, against the Washington State Department of Transportation, Ferries Division.

IBU's complaint charged WSF with engaging in unfair labor practices within the meaning of RCW 47.64.130(1) by interfering with, restraining or coercing employees in the exercise of rights; and by refusing to bargain collectively with representatives of employees. Specifically, IBU alleged that WSF unilaterally implemented a new payroll processing system that deprived a significant portion of the membership from receiving full and accurate compensation.

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

was in the process of scheduling a settlement conference, when IBU notified the Commission that it had agreed to hold the case in abeyance for sixty days after the first scheduled Joint Labor Relations Committee meeting between WSF and the Union. The MEC agreed to take no action on the matter until at least May 5, 2008.

Subsequent to May 5, 2008, the parties regularly provided the Commission with an update of their progress during the MEC monthly meetings. Over an extended period of time, representatives from WSF, the IBU and the Payroll Department in Olympia worked to resolve the pay discrepancies. By letter on August 19, 2010, IBU Business Agent Jay Ubelhart withdrew the complaint.

### **ORDER**

It is hereby ordered that the unfair labor practice complaint, filed by IBU against WSF and docketed as MEC Case 10-08, is closed in acknowledgement of IBU's withdrawal of the complaint.

DATED this 8th day of September 2010.

MARINE EMPLOYEES' COMMISSION

/s/ JOHN SWANSON, Chairman

/s/ PATRICIA WARREN, Commissioner

/s/ JOHN COX, Commissioner