

STATE OF WASHINGTON
BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION
OF THE PACIFIC on behalf of
CHARLES HARGRETT,

Grievant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC CASE NO. 11-07

DECISION NO. 510 - MEC

ORDER CLOSING
SETTLED GRIEVANCE

Schwerin, Campbell, Barnard and Iglitzin, by *Robert Lavitt* and *Natalie Teague*, Attorneys, appearing for the Inlandboatmen's Union of the Pacific.

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 December 20, 2006 when the Inlandboatmen's Union of the Pacific (IBU) filed a request for grievance arbitration, docketed as MEC Case No. 11-07. The IBU's grievance alleged that Washington State Ferries (WSF) failed to pay Charles Hargrett travel time and mileage in compliance with the settlement in MEC Case 60-04.

Chairman John Swanson was assigned to act as Mediator for the settlement conference scheduled on March 5, 2007. Commissioner Elizabeth Ford was designated to act as Arbitrator and a hearing scheduled for April 6, 2007.

The IBU and WSF did not resolve the matter during the March 5 settlement conference. (The parties acknowledged that a pending Masters, Mates and Pilots' case, related to this issue, might also resolve Case 11-07.)

By telephone on April 5, counsel for WSF and IBU notified the Commission that the parties had reached a tentative agreement in the Hargrett grievance and requested that the April 6 hearing be cancelled. On April 17, 2007 the MEC received a copy of the signed settlement agreement, which constitutes withdrawal of the grievance. That agreement, as well as e-mail correspondence detailing when settlement payment is to occur, 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 IBU and docketed as MEC Case No. 11-07, is closed in acknowledgement of the parties' settlement agreement.

DATED this 2nd day of May 2007.

MARINE EMPLOYEES' COMMISSION

/s/ JOHN SWANSON, Chairman

/s/ JOHN SULLIVAN, Commissioner

/s/ ELIZABETH FORD, Commissioner

Settlement Agreement
The Inlandboatmen's Union of the Pacific and
The Washington State Ferries
MEC Case No. 11-07

In order to provide uniformity concerning the payment of travel time and mileage to workers of the Inlandboatmen's Union of the Pacific and to resolve MEC Cases 11-07 involving a travel time and mileage grievance by Charles Hargrett, the parties enter into this Settlement Agreement.

AGREEMENT

The parties agree as follows:

1. Charles Hargrett and other members of the Bremerton C watch shall be paid additional travel time of one-half hour and mileage of 26 miles for each day they had to travel to Bremerton. This represents additional travel through Southworth, the most reasonable mode of travel on the return to Seattle. This payment shall cover the period from the date of the grievance onwards.
2. The IBU hereby withdraws MEC Case 11-07.
3. This agreement shall expire on June 30, 2009.

For the Inlandboatmen's Union:

/s/ Margaret Pelland
Date: 4/5/07

For the Washington State Ferries:

/s/ Kelly J Mitchell
Date: 4/5/07