

STATE OF WASHINGTON
BEFORE THE MARINE EMPLOYEES' COMMISSION

DISTRICT NO. 1, MARINE
ENGINEERS' BENEFICIAL
ASSOCIATION,

Complainant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC CASE NO. 12-06

DECISION NO. 482 - MEC

ORDER CLOSING
WITHDRAWN COMPLAINT

Reid, Pedersen, McCarthy and Ballew, by *Thomas Leahy*, Attorney, appearing for District No. 1, Marine Engineers' Beneficial Association.

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 on November 8, 2005, when District No. 1, Marine Engineers' Beneficial Association (MEBA) filed an unfair labor practice complaint against Washington State Ferries (WSF). The complaint was docketed as MEC Case 12-06.

In its complaint, MEBA 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 refusing to bargain collectively with representatives of employees. Specifically, MEBA alleged that despite repeated requests, WSF had refused to turn over documents related to the Hood Canal Bridge closure.

Pursuant to WAC 316-45-110, following initial review of the complaint, the MEC determined that the facts alleged may constitute an unfair labor practice, if later found to be true

and provable. Chairman John Swanson was assigned to serve as Mediator at a settlement conference scheduled for June 27, 2006. Commissioner Elizabeth Ford was designated to act as Hearing Examiner; the hearing was scheduled for July 7, 2006.

By letter on May 18, 2006, MEBA Counsel Thomas Leahy withdrew the complaint. Although WSF has not yet provided the information, Mr. Leahy indicated that MEBA has more important priorities at this time. MEBA reserves the right to refile.

ORDER

It is hereby ordered that the unfair labor practice complaint, filed by District No. 1 MEBA against WSF and docketed as MEC Case No. 12-06, is closed in acknowledgment of MEBA's withdrawal.

DATED this 15th day of June 2006.

MARINE EMPLOYEES' COMMISSION

/s/ JOHN SWANSON, Chairman

/s/ JOHN SULLIVAN, Commissioner

/s/ ELIZABETH FORD, Commissioner