

STATE OF WASHINGTON  
BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION  
OF THE PACIFIC,

Grievant,

v.

WASHINGTON STATE DEPARTMENT  
OF TRANSPORTATION, FERRIES  
DIVISION,

Respondent.

MEC CASE NO. 15-06

DECISION NO. 545 - MEC

ORDER CLOSING  
WITHDRAWN GRIEVANCE

Schwerin, Campbell, Barnard and Iglitzin, by *Robert Lavitt*, attorney, appearing for the Inlandboatmen's Union of the Pacific (IBU).

Rob McKenna, Attorney General, by *David Slown*, 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 January 22, 2005, when the Inlandboatmen's Union of the Pacific filed a request for grievance arbitration, docketed as MEC Case No. 15-06. The IBU's grievance alleged that Capt. Mark Haupt assigned work to Kingston A-watch's ordinary seamen, which is within the jurisdiction of another bargaining unit's collective bargaining agreement.

Commissioner John Sullivan was assigned to act as Mediator for the settlement conference scheduled on March 24, 2006. Commissioner Elizabeth Ford was designated to act as Arbitrator and a hearing scheduled for June 5, 2006.

The IBU and WSF were unable to resolve the issue during the March 24, 2006 settlement conference. The June 5 hearing was not held, but continued first to July 26 and later to December 19. At the request of IBU Counsel, Robert Lavitt, the December 19 hearing was

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cancelled. He indicated the parties were working on the issue and had signed an Interim Settlement Agreement.

During the April 25, 2008 MEC public meeting, Dennis Conklin, IBU, requested the Commission schedule another settlement conference to assist the parties in resolving this matter. A conference was scheduled for July 18. On July 17, the parties jointly notified the MEC that this matter is resolved and requested the settlement conference be cancelled. The MEC received IBU's letter withdrawing its request for grievance arbitration that same day.

### **ORDER**

It is hereby ordered that the request for grievance arbitration, filed by the IBU and docketed as MEC Case No. 15-06, is closed in acknowledgement of the IBU's withdrawal.

DATED this 25th day of July 2008.

MARINE EMPLOYEES' COMMISSION

/s/ JOHN SWANSON, Chairman

/s/ JOHN SULLIVAN, Commissioner

/s/ PATRICIA WARREN, Commissioner