

STATE OF WASHINGTON
BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION
OF THE PACIFIC,

Complainant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC CASE NO. 15-07

DECISION NO. 515 - MEC

ORDER CLOSING
SETTLED COMPLAINT

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 the Washington State Ferries.

THIS MATTER came on regularly before the Marine Employees' Commission (MEC) on January 4, 2007, when the Inlandboatmen's Union of the Pacific (IBU) filed an unfair labor practice complaint, MEC Case No. 15-07, against the Washington State Ferries (WSF).

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 refusing to bargain collectively with representatives of employees.

Specifically, IBU alleged that WSF unilaterally changed the long established policy of allowing terminal department employees, system-wide, to use leave and compensatory time for part of a shift not less than four hours. The IBU asserted that on November 10, 2006, Terminal Supervisors advised Bainbridge Island Terminal staff that planned days off would be granted only as full shifts, effective immediately.

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. A settlement conference was set for April 3, 2007 with Commissioner John Sullivan assigned to serve as Mediator. Commissioner Elizabeth Ford was designated to act as Hearing Examiner for the hearing scheduled on May 8, 2007.

The parties were unable to resolve the issue during the April 3, 2007 settlement conference, but indicated they would continue discussions. On May 7, IBU Business Agent Margaret Pelland notified the MEC that the parties settled the case. The IBU withdrew its complaint.

ORDER

It is hereby ordered that the unfair labor practice complaint, filed by IBU against WSF and docketed as MEC Case 15-07, is closed in acknowledgement of the parties' agreement.

DATED this 18th day of May 2007.

MARINE EMPLOYEES' COMMISSION

/s/ JOHN SWANSON, Chairman

/s/ JOHN SULLIVAN, Commissioner

/s/ ELIZABETH FORD, Commissioner