

STATE OF WASHINGTON
BEFORE THE MARINE EMPLOYEES' COMMISSION

OFFICE AND PROCESSIONAL)	MEC Case No. 15-96
EMPLOYEES' INT'L UNION,)	
)	
Complainant,)	
)	DECISION NO. 170 - MEC
v.)	
)	ORDER OF DISMISSAL
WASHINGTON STATE FERRIES,)	
)	
Respondent.)	
)	

THIS MATTER came before the Marine Employees' Commission on November 6, 1996, when the Office and Professional Employees' International Union, Local 8 (OPEIU) filed an unfair labor practice against Washington State Ferries (WSF).

OPEIU's complaint charged WSF with engaging in unfair labor practices within the meaning of RCW 47.64.130(1) by refusing to bargain collectively with representatives of employees.

Specifically, OPEIU alleged that WSF bargained in bad faith by refusing to resolve labor disputes with OPEIU by refusing to provide key documents relevant to the investigation of union grievance #WSF95-42.

The complaint was docketed as MEC Case No. 15-96. A letter acknowledging receipt of the ULP complaint was sent to the parties. Copies of the complaint were distributed for review and

processing by the MEC. Pursuant to WAC 316-45-110, the MEC determined that the facts alleged may constitute an unfair labor practice, if later found to be true and provable. Commissioner David E. Williams was assigned to act as hearing examiner.

A prehearing conference was convened in this case by MEC Chairman Henry L. Chiles, Jr. The parties were directed to exchange witness and exhibit lists on or before February 28, 1997. A hearing date was set for March 13, 1997. An Answer to the complaint was timely filed on February 21, 1997.

On March 10, 1997, MEC staff received a telephone message from Assistant Attorney General Geoffrey Boodell in which he indicated that the parties had resolved the issues in Case 15-96 and requested that the hearing date be stricken. At that time, he informed MEC that the parties intended to request that the MEC preside over a grievance mediation in a related matter. MEC staff spoke with OPEIU Business Manager Maureen Bo on that date. Ms. Bo indicated her approval of the cancellation of the March 13, 1997 hearing date. Ms. Bo further stated that OPEIU would be filing a request for grievance mediation as quickly as possible. That matter was later filed and docketed as MEC Case No. 8-97.

A mediation was held in MEC No. 8-97 on April 16, 1997. At that time the parties reached settlement on the grievance filed by OPEIU. The Union agreed to withdraw MEC Case No. 15-96 when a full payment was made as a result of the Settlement Agreement in MEC Case No. 8-97.

On June 17, 1997, the MEC received a letter from OPEIU Business Agent Bo, indicating the all matters has been successfully resolved in this case and that the Union was withdrawing all charges.

ORDER

It is hereby ordered that the unfair labor practice complaint, filed by OPEIU against WSF and docketed as MEC Case No. 15-96, is dismissed.

DATED this 23rd day of June 1997.

MARINE EMPLOYEES' COMMISSION

/s/ HENRY L. CHILES, JR. Chairman

/s/ JOHN P. SULLIVAN, Commissioner

/s/ DAVID E. WILLIAMS, Commissioner