

STATE OF WASHINGTON
BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION OF)	MEC Case No. 18-99
THE PACIFIC on behalf of)	
PAUL MARTIN,)	
)	
Grievant,)	DECISION NO. 231– MEC
)	
v.)	
)	ORDER OF DISMISSAL
WASHINGTON STATE FERRIES,)	
)	
Respondent.)	
_____)	

Dennis Conklin, Business Agent, appearing for and on behalf of the Inlandboatmen's Union of the Pacific and Paul Martin.

Christine Gregoire, Attorney General, by David Slown, Assistant Attorney General, for and on behalf of Washington State Ferries.

THIS MATTER came on regularly before the Marine Employees' Commission (MEC) on November 18, 1999, when the Inlandboatmen's Union of the Pacific (IBU) filed a request for grievance arbitration on behalf of Paul Martin. In its grievance arbitration request, IBU asserted that Washington State Ferries (WSF) improperly terminated Paul Martin in violation of his Loudermill rights and the IBU/WSF collective bargaining agreement.

IBU certified that the grievance procedures in the IBU/WSF collective bargaining agreement had been utilized and exhausted. In addition, the union certified that the arbitrator's decision shall not change or amend the terms, conditions or application of said collective bargaining agreement and that the arbitrator's award shall be final and binding.

The request for grievance arbitration was docketed as MEC Case No. 18-99 and assigned to Commissioner John P. Sullivan, to act as arbitrator. A hearing was scheduled for February 14, 2000.

On February 9, 2000, IBU Business Agent Dennis Conklin notified the MEC by telephone that the Paul Martin grievance would be withdrawn and requested the hearing be cancelled. Mr. Conklin stated he would forward a letter withdrawing the matter on February 11, 2000 when he returned to his office.

MEC staff cancelled the February 14th hearing date, notifying all parties. As of March 1, 2000, MEC had not received a written withdrawal.

ORDER

Based on IBU's notice by telephone of its intent to withdraw the Martin grievance, and subsequent cancellation of the hearing date, it is hereby ordered that the request for grievance arbitration, docketed as MEC Case No.18-99, be dismissed.

DATED this _____ day of March 2000.

MARINE EMPLOYEES' COMMISSION

JOHN P. SULLIVAN, Commissioner

DAVID E. WILLIAMS, Commissioner