

STATE OF WASHINGTON

BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION
OF THE PACIFIC on behalf of
ROGER ANDERSON,

Grievant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC Case No. 2-03

DECISION NO. 338 - MEC

ORDER DISMISSING
ADJUSTED GRIEVANCE

Schwerin, Campbell and Barnard, Attorneys, by *Dmitri Iglitzin*, appearing for and on behalf of the Inlandboatmen's Union of the Pacific and Roger Anderson.

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

THIS MATTER came on regularly before the Marine Employees' Commission (MEC) on July 10, 2002, when the Inlandboatmen's Union of the Pacific (IBU) filed a request for grievance arbitration on behalf of Roger Anderson. In its grievance arbitration request, IBU asserted that Washington State Ferries (WSF) did not allow Mr. Anderson to fragment a touring watch, pursuant to a Memorandum of Understanding between the parties, dated April 1997. Other applicable contract rules noted by IBU: Appendix A, 1.01-1.03, 1.08, 1.09, 1.15, 1.22, 5.01, 6, 11, 12, 16, 19, 21.

IBU certified that the grievance procedures in the pertinent 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. 2-03.

Commissioner John Byrne was assigned to act as Mediator at a settlement conference scheduled for September 24, 2002. Chairman John Nelson was initially designated as Arbitrator. On July 23, 2002, Commissioner John Sullivan was substituted to act as Arbitrator at a hearing set for October 23, 2002.

IBU formally withdrew the request for arbitration during a settlement conference on September 24, 2002. (MEC received IBU's withdrawal of the grievance on September 26, 2002.)

ORDER

It is hereby ordered that the request for grievance arbitration, filed by the Inlandboatmen's Union of the Pacific on behalf of Roger Anderson and docketed as MEC Case No. 2-03, be dismissed.

DATED this ____ day of September 2002.

MARINE EMPLOYEES' COMMISSION

JOHN NELSON, Chairman

JOHN SULLIVAN, Commissioner

JOHN BYRNE, Commissioner