

STATE OF WASHINGTON  
BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION OF  
THE PACIFIC,

Complainant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC CASE NO. 39-03

DECISION NO. 369 – MEC

ORDER DISMISSING  
ADJUSTED COMPLAINT

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

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 March 10, 2003, when Dennis Conklin, Inlandboatmen's Union of the Pacific (IBU), filed an unfair labor practice complaint against the Washington State Ferries (WSF). The matter was docketed as MEC Case No. 39-03.

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 failed to bargain in good faith over a new wage classification, the result of new duties required of the Technical Information Agent.

Following initial review of the complaint, the Commission determined that the facts alleged may constitute an unfair labor practice, if later found to be true and provable.

Commissioner John Sullivan was designated to act as Hearing Examiner. A settlement conference was scheduled for May 12, 2003 and a hearing for June 6, 2003.

During the settlement conference on May 12, with Commissioner Byrne's assistance, the parties reached agreement. Commissioner Byrne forwarded the parties' signed settlement agreement (which includes IBU's withdrawal of the complaint) to the MEC office. That agreement (received May 14, 2003) is appended to and becomes a part of this Order by reference.

### **ORDER**

It is hereby ordered that the unfair labor practice complaint, filed by IBU against WSF and docketed as MEC Case No. 39-03, be dismissed.

DATED this 27th day of May 2003.

MARINE EMPLOYEES' COMMISSION

/s/ JOHN NELSON, Chairman

/s/ JOHN SULLIVAN, Commissioner

/s/ JOHN BYRNE, Commissioner

**Settlement Agreement  
MEC Case No. 39-03**

The parties hereby settle the ULP and the charge is hereby withdrawn as settled on the following terms:

1. The IBU will present WSF with a CQ for the position(s) at issue in the form designed by WSF no later than June 27, 2003.
2. The parties will meet and bargain in good faith regarding the union's information department proposal and either reach an agreement or impasse within 30 days of the presentation of the C.Q.

Dated: 5/12/03

/s/ Dennis Conklin  
IBU

/s/ David J. Slown  
WSF