

STATE OF WASHINGTON

BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION  
OF THE PACIFIC on behalf of  
GEORGE DALAS,

Grievant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC Case No. 42-02

DECISION NO. 325 - MEC

ORDER OF DISMISSAL

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

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 April 29, 2002, when the Inlandboatmen's Union of the Pacific (IBU) filed a request for grievance arbitration on behalf of George Dalas. In its grievance arbitration request, IBU asserted that WSF denied Grievant Dalas travel time and mileage for "going home from a tour watch," in violation of the IBU/WSF collective bargaining agreement.

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. 42-02. Commissioner John Byrne was assigned to act as Mediator at a settlement conference scheduled for June 14, 2002. Chairman John Nelson was initially designated to act as Arbitrator. To accommodate scheduling, Commissioner John Sullivan was later substituted as Arbitrator to hear the matter on September 6, 2002.

During the settlement conference on June 14, with Commissioner Byrne's assistance, the parties reached agreement. Commissioner Byrne forwarded the parties' signed settlement agreement to the MEC office (received June 18). Included in the agreement is IBU's withdrawal of the grievance. The settlement agreement is appended to and becomes a part of this Order by reference.

### **ORDER**

It is hereby ordered that the request for grievance arbitration, filed by the Inlandboatmen's Union of the Pacific on behalf of George Dalas and docketed as MEC Case No. 42-02, be dismissed.

DATED this 24th day of June 2002.

MARINE EMPLOYEES' COMMISSION

/s/ JOHN NELSON, Chairman

/s/ JOHN SULLIVAN, Commissioner

**Settlement Agreement**  
**MEC Case No. 42-02**

The parties agree as follows:

1. George Dalas will be paid the travel time and mileage denied in time sheets 489880 and 556460.
2. This settlement does not affect the parties' positions in the on-going discussions regarding the implementation of the crew endurance study and/or compliance with applicable Coast Guard regulations and/or orders.
3. The request for arbitration is withdrawn.

Dated: 6/14/02

/s/ Dennis Conklin    6/14/02  
IBU

David J. Slown  
Atty for WSF    WSBA #24943