

STATE OF WASHINGTON
BEFORE THE MARINE EMPLOYEES' COMMISSION

INLANDBOATMEN'S UNION
OF THE PACIFIC on behalf of
GLEN HOGARTH,

Grievant,

v.

WASHINGTON STATE FERRIES,

Respondent.

MEC Case No. 44-03

DECISION NO. 375 - MEC

ORDER DISMISSING
ADJUSTED GRIEVANCE

Dennis Conklin, Business Agent, appearing for the Inlandboatmen's Union of the Pacific and Glen Hogarth.

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

THIS MATTER came on regularly before the Marine Employees' Commission (MEC) on May 23, 2003, when the Inlandboatmen's Union of the Pacific (IBU) filed a request for grievance arbitration on behalf of Glen Hogarth. IBU alleged that WSF took away compensatory time that Glen Hogarth had earned, prior to his taking a leave of absence, in violation of Rule 20.06, 23.01, 26.01—26.03 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. 44-03.

Commissioner John Sullivan was assigned to act as Mediator at a settlement conference

scheduled for July 14, 2003. Chairman John Nelson was designated to act as Arbitrator at the hearing scheduled for September 8, 2003.

The parties made some progress toward resolving the dispute during the July 14 settlement conference. By letter on August 20, 2003, Dennis Conklin, IBU, withdrew the grievance.

ORDER

It is hereby ordered that the request for grievance arbitration, filed by the Inlandboatmen's Union of the Pacific on behalf of Glen Hogarth and docketed as MEC Case No. 44-03, be dismissed.

DATED this ____ day of September 2003.

MARINE EMPLOYEES' COMMISSION

JOHN NELSON, Chairman

JOHN SULLIVAN, Commissioner

JOHN BYRNE, Commissioner