

**MINUTES OF THE MEETING OF THE  
COAST LABOR RELATIONS COMMITTEE**

Meeting No. 8-90

**Time:** 9:00 A.M., July 26, 1990

**Place:** Pacific Maritime Association  
San Francisco, California

<b>Present:</b>	<u>For the Union</u>	<u>For the Employers</u>
	R. Austin	R. Holbrook
	W. Ward	J. McNeill
	R. Vekich	K. Olsen
		T. Pittsey
		F. Riley
		T. Lane

**Also Present:** L. O'Keefe

**1. Registration**

- a. SC-26-90 -- Child of Deceased -- Natalie A. Nicosia, Los Angeles/Long Beach (Local 63)

The Committee approved the request of Natalie A. Nicosia for Class "B" clerk registration in accordance with Rule 7 of the Coastwise Rules of Registration. Registration is to be completed within 90 days of this approval.

- b. NC-09-90 -- Child of Deceased -- David Jerome Benton, Jr., San Francisco (Local 10)

The Committee denied this request of David Jerome Benton, Jr., since it did not meet the timeliness requirements of Rule 7 of the Coastwise Rules of Registration.

- c. CR-11-90 -- Child of Deceased -- Antone Luke, Portland (Local 8)

The Committee approved the request of Antone Luke for Class "B" longshore registration in accordance with Rule 7 of the Coastwise Rules of Registration. Registration is to be completed within 90 days of this approval.

- d. PS-09-90 -- Child of Deceased -- Cy W. K. Thaxton,  
Seattle (Local 19)

The Committee approved the request of Cy W. K. Thaxton for Class "B" longshore registration in accordance with Rule 7 of the Coastwise Rules of Registration. Registration is to be completed within 90 days of this approval.

- e. SC-47-89 -- Request for Advancement from Class "B"  
to Class "A" Mechanics -- 3 Individuals -- TRAPAC,  
Los Angeles/Long Beach (Local 13)

The Committee approved the request of the Los Angeles/Long Beach Joint Port Labor Relations Committee to advance the three individuals listed below from Class "B" to Class "A" longshore registration as mechanics in accordance with the January 17, 1980 Letter of Understanding.

J. Zuanich	#36197
D. Roberts	#36198
H. Dong	#36199

- f. SC-55-89 -- Request for Advancement from Class "B"  
to Class "A" Mechanics -- 5 Individuals -- LBCT,  
Los Angeles/Long Beach (Local 13)

The Committee approved the request of the Los Angeles/Long Beach Joint Port Labor Relations Committee to advance the five individuals listed below from Class "B" to Class "A" longshore registration as mechanics in accordance with the January 17, 1980 Letter of Understanding.

D. Gesualdi	#36190
A. Crostic	#36191
H. Logan	#36192
J. Gera	#36193
J. Rose	#36194

- g. SC-05-90 -- Request for Advancement from Class "B"  
to Class "A" Mechanics -- 4 Individuals -- TRAPAC,  
Los Angeles/Long Beach (Local 13)

The Committee approved the request of the Los Angeles/Long Beach Joint Port Labor Relations Committee to advance the four individuals listed below from Class "B" to Class "A" longshore registration as mechanics in accordance with the January 17, 1980 Letter of Understanding.

G. Ardron	#36221
M. Caskey	#36211
W. Ledoux	#26212
T. Woodbury	#36213

- h. SC-06-90 -- Request for Advancement from Class "B" to Class "A" Mechanics -- 5 Individuals -- Bridge Warehouse, Inc., Los Angeles/Long Beach (Local 13)

The Committee approved the request of the Los Angeles/Long Beach Joint Port Labor Relations Committee to advance the five individuals listed below from Class "B" to Class "A" longshore registration as mechanics in accordance with the January 17, 1980 Letter of Understanding.

G. Meikle	#36207
P. Gilmore	#36208
R. Grace	#36209
R. Knox	#36210
F. Soto	#36214

- i. SC-15-90 -- Request for Advancement from Class "B" to Class "A" Mechanics -- 2 Individuals -- California United Terminals, Los Angeles/Long Beach (Local 13)

The Committee approved the request of the Los Angeles/Long Beach Joint Port Labor Relations Committee to advance the two individuals listed below from Class "B" to Class "A" longshore registration as mechanics in accordance with the January 17, 1980 Letter of Understanding.

M. Tipich	#36200
J. Pesic	#36201

- j. NC-10-90 -- Request for Advancement from Class "B" to Class "A" Clerk Registration -- 3 Individuals -- San Francisco (Local 34)

The Committee approved this joint request to advance the three individuals listed below from Class "B" to Class "A" clerk registration.

R. French	#13438
C. Halverson	#13439
M. Mahoney	#13436

- k. SC-28-90 -- Request for Registration as a Class "B" Mechanic -- 4 Individuals -- LBCT, Los Angeles/Long Beach (Local 13)

The Committee approved this request for Class "B" longshore registration as a mechanic for the four individuals listed below in accordance with the January 17, 1980 Letter of Understanding.

J. Russo	SS #569-45-3637
M. Hawks	SS #324-64-3888
D. North	SS #564-76-2401
M. Miller	SS #566-86-0394

- l. SC-52-89 -- Advancement from Class "B" to Class "A" Longshore Status -- J. Flores, #27228, San Diego (Local 29)

The Committee approved this request to advance J. Flores from Class "B" to Class "A" longshore registration.

- m. NC-07-90 -- Advancement from Class "B" to Class "A" Longshore Status -- Alfredo Lira, Jr., #8379, San Francisco (Local 10)

The Committee noted that this referral has been withdrawn by the Union.

- n. NC-08-90 -- Advancement from Class "B" to Class "A" Longshore Status -- Sheila R. Rischer, #8737, San Francisco (Local 10)

The Committee noted that this referral has been withdrawn by the Union.

- o. CR-06-90 -- Advancement from Class "B" to Class "A" Longshore Status -- Stanley B. DeLapp, #87532, North Bend (Local 12)

The Committee approved this request of the North Bend Joint Port Labor Relations Committee to advance Stanley B. DeLapp from Class "B" to Class "A" longshore registration.

- p. CR-09-90 -- Advancement from Class "B" to Class "A"  
Longshore Status -- Michelle R. Ekblad, #87533,  
North Bend (Local 12)

The Committee approved this request of the North Bend Joint Port Labor Relations Committee to advance Michelle R. Ekblad from Class "B" to Class "A" longshore registration.

- q. PS-03-90 -- Advancement from Class "B" to Class "A"  
Longshore Status -- Cheryl M. Waring, #57037,  
Seattle (Local 19)

The Committee approved this request of the Seattle Joint Port Labor Relations Committee to advance Cheryl M. Waring from Class "B" to Class "A" longshore registration.

- r. PS-04-90 -- Advancement from Class "B" to Class "A"  
Longshore Status -- Michael J. Belgin, Sr., #25274,  
Olympia (Local 47)

The Committee approved this request of the Olympia Joint Port Labor Relations Committee to advance Michael J. Belgin, Sr., from Class "B" to Class "A" longshore registration.

- s. CR-08-90 -- Union Request for 40 Additional Class "B"  
Longshoremen, Portland (Local 8)

The Committee refers the issue in this referral back to the Joint Port Labor Relations Committee for the development of a joint recommendation in view of the July 1, 1990 Memorandum of Understanding, Item X, revised registration procedures.

- t. CR-17-89 -- Joint Request for a Class "B" Registration  
Program, Newport (Local 53)

The Union maintained that this request for registration, submitted on a joint referral by the Joint Port Labor Relations Committee, should be approved. The employers maintained that the work opportunity in Newport does not currently justify the additional registration of longshoremen.

Disagreement reached.

- u. CR-05-90 -- Joint Request for Additional Class "B"  
Longshore Registrants, North Bend (Local 12)

The Committee refers the issue in this referral back to the Joint Port Labor Relations Committee for the development of a

joint recommendation in view of the July 1, 1990 Memorandum of Understanding, Item X, revised registration procedures.

- v. CR-02-90 -- Union Request to Add 9 Class "B" Longshoremen to the Class "A" List, Newport (Local 53)

The Committee agrees to refer the issue in this referral back to the Newport Joint Port Labor Relations Committee for the development of a jointly recommended formula for advancement of Class "B" longshoremen to Class "A" status.

- w. Distribution and Filing of Registration Applications

The Coast Labor Relations Committee will be developing revised procedures for future Class "B" registration in view of Item X - Registration/Transfer to Clerk - of the July 1, 1990 Memorandum of Understanding which provides for registration from Identified Casual Lists. Accordingly, Joint Port Labor Relations Committees are directed to cease making available the request for Application Cards and to cease mailing Application Forms as previously provided for under the Coastwise Rules Covering Registration and Deregistration of Longshoremen and Clerks.

Revised procedures will be developed by the Coast Labor Relations Committee and communicated to the Joint Port Labor Relations Committees.

- x. SC-37-89 -- Request for Military Service Credit, -- Jose Richards, #566-15-1966, Los Angeles/Long Beach (Local 13)

The Committee notes that the issue in this referral was addressed by the provisions of Coast Labor Relations Committee Meeting No. 6-90, Item 2. The Joint Port Longshore Labor Relations Committee can review the request and decide the issue pursuant to the guidelines established in Meeting No. 6-90.

- y. CR-10-90 -- Application of Physical Examination Standards -- Longshore Registration, Longview (Local 21)

The Committee discussed this referral involving an applicant who received a "C" rating from the examining physician on his pre-registration physical examination. The Committee agrees that this applicant is properly denied casual dispatch privileges based on the examining physician's finding of a "C" rating.

2. CR-07-90 -- Request for Registration --  
David Clayton Jaynes, Longview (Local 21)

The Committee discussed the facts of this referral concerning the registration of longshoremen selected on the basis of hours of work as casuals during the 1988 and 1989 payroll years. Mr. Jaynes did not qualify on the basis of his hours during the time period because of absence due to a compensable industrial injury which occurred during covered employment.

The Union maintains that Mr. Jaynes has been one of the highest hour casuals in Longview in the years 1980-1987 and would have been in the high hours group selected for registration, except for the absence due to injury in 1988 and 1989. It was further noted that the work history of this individual demonstrates continuous development of longshore experience as a casual for the past ten years and up to the present time.

The Union's position is that Mr. Jaynes should be registered as a Class "B" longshoremen in Longview.

The employers' position is that any consideration of this request must retain the principle of experience based on hours of work as a casual.

Accordingly, the Committee agrees without precedent that the Joint Port Labor Relations Committee can, by mutual agreement, determine if Mr. Jaynes shall be registered based on his work history and experience, exclusive of the period of absence due to injury. If the Joint Port Labor Relations Committee agrees, Mr. Jaynes shall be processed for registration immediately.

3. NC-06-90 -- Clarification of Section 6.3, CFS Supplement  
-- San Francisco (Local 10)

The Committee discussed this request concerning Section 6.3 and the obligation of CFS utilityman A. Rodriguez, #8841, to continue steady employment. The Committee agrees that Mr. Rodriguez shall continue steady employment as a CFS utilityman until released by mutual agreement.

4. SC-21-90 -- Request of Michael Kucura, #35762, re the  
Class "A" Semitractor Dispatch Board -- Los Angeles/  
Long Beach (Local 13)

The Committee agrees that the issue in this referral may be submitted to the Area Arbitrator pursuant to the provisions of the Addenda, page 235, of the 1987-1990 PCLCD.

5. NC-34-89 -- Union Request re Gang Dock Preference  
Category -- San Francisco (Local 10)

The Committee agrees that the issue of the Gang Dock Preference category was addressed in Item VIII - Local 10 Day and Night Dock Preference - in the July 1, 1990 Memorandum of Understanding. Accordingly, this referral is withdrawn by the Union.

6. CR-3-90 -- Employers' Appeal of Area Arbitration Decision  
O-20-89 re Portland Gear and Lockermen's Agreement

The Committee discussed this Area Arbitrator's Award in which the haulage of stevedore gear from Coos Bay to Portland and Portland to Coos Bay was determined to be covered by Section 1.1 of the local port agreement.

The employers maintain that the Area Arbitrator erred by not giving proper consideration of Section 1.12 of the Portland Gear and Lockermen's Agreement and the discussion and decision of Coast Arbitration Award C-6-84. Additionally, the past practice of using commercial carriers to transport stevedore gear and equipment between ports was disregarded by the Area Arbitrator.

The Union's position is that the Area Arbitrator's Award was proper.

Disagreement reached.

7. Arbitrator's Referral PS-7-89 re Maintenance and Repair,  
Hanjin Shipping Company, Seattle (Local 19)

The Committee noted that this referral of issues discussed in Area Decision W-8-89 has been forwarded to the Coast Labor Relations Committee under the provisions of Sections 1.52 and 1.53 of the PCLCD. The Coast Labor Relations Committee has on several occasions attempted to resolve the issues raised by the Area Arbitrator and has been unable to agree to a resolution.

The Union maintains that the provisions of Section 1.7 of the PCLCD apply to the Hanjin Shipping Company operations at Terminal 46 in Seattle and that longshore maintenance and repair employees should perform such work.

The employers' position is that, based on the facts, the past practice exception of Section 1.8 applies and Hanjin Shipping Company can continue to have maintenance and repair of containers



and chassis performed by non-longshoremen employed by a subcontractor.

Disagreement reached.

8. PS-06-90 and PS-07-90 -- Union Referrals re Midshift Meals  
Section 2.25 -- Tacoma (Local 23)

The Committee noted that the July 1, 1990 Letter of Understanding "Scheduling Midshift Meals and Shift Starting Times" addressed the issue in these referrals. Accordingly, the Committee refers the issue back to the Joint Port Labor Relations Committee for discussion in accordance with the Letter of Understanding.

9. Relief Area Arbitrator -- Northern California Area

The Committee approved of the Union's recommendation that Carl Smith be designated Northern California Relief Area Arbitrator.

10. Items Discussed and Held Over

- a. Referral SC-23-90 -- Held over by Committee.
- b. Referral NC-36-89 -- " " " "
- c. Referral CR-20-89 -- " " " "
- d. Referral PS-06-89 -- Held over by the Union.
- e. Referral NC-12-90 -- " " " "

Signed August 2, 1990

Signed August 1, 1990

For the Union:

For the Employers:

/s/ Randy C. Vekich

/s/ Terry N. Lane

/s/ Wm. T. Ward