

International Longshore and Warehouse Union



ILWU Local 13 · 630 S. Centre Street · San Pedro, CA 90731 · (310) 830-1130

Sent Via Email & U.S. Mail

November 24, 2015

Eric Aldape
[REDACTED]
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Re: Section 17.42 Appeal of 13.3 Grievances

Dear Brother Aldape:

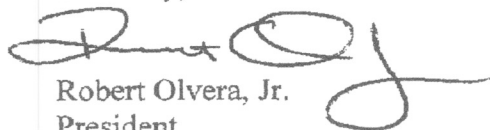
I am in receipt of your letter to the Joint Coast Labor Relations Committee ("JCLRC") dated November 19, 2015. In the letter you state that you are appealing the Section 13.3 grievances of Carlos Meza and Lee White to the JCLRC.

As you know, Section 13.3 grievances are processed under the grievance procedures in Section 17.4 of the Pacific Coast Longshore Contract Document ("PCLCD"). See PCLCD, Section 13.3. Section 17.42 of the PCLCD states, "[e]ither the Employers, the Union or the man involved may appeal *the decision* [emphasis added] of the Joint Port Labor Relations Committee." Because the Joint Port Labor Relations Committee has not made a decision on the Section 13.3 grievances of Mr. Meza and Mr. White, there is currently nothing to appeal to the JCLRC.

Section 17.281 of the PCLCD, which you cite in your letter as grounds for your appeal, is inapplicable to the processing of 13.3 grievances. Section 17.281 states, "[i]f the local grievance machinery becomes stalled or fails to work, the matter in dispute can be referred at once by either the Union or the Association to the Joint Coast Labor Relations Committee for disposition." Section 17.281 applies to grievances processed under PCLCD Section 17.2 and its subsections. Section 17.4, under which Section 13.3 grievances are processed, is a separate grievance procedure from the 17.2 grievance procedure. Even if Section 17.281 did apply to the processing of grievances under Section 17.4, Section 17.281 only permits the Union or the Pacific Maritime Association to refer a stalled grievance to the JCLRC.

The Joint Port Labor Relations Committee will issue a decision on the Section 13.3 grievances shortly. Once that decision is issued, if Mr. Meza and Mr. White are dissatisfied with the decision, the decision can be appealed to the JCLRC pursuant to Section 17.42.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert Olvera, Jr.", with a stylized flourish at the end.

Robert Olvera, Jr.
President
ILWU, Local 13

cc: Frank Ponce de Leon, *Coast Committee*
Cam Williams, *Coast Committee*