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FACSIMILE COVER SHEET

May 9, 2013

<b>TO:</b>	James T. Callahan, Gen. Pres., IUOE	(202) 778-2619 (202) 778-2634
	Terry O'Sullivan, Gen. Pres., LIUNA	(202) 787-2754
	Mike Zarp, Pres., Mike Zarp, Inc.	(909) 946-1678
	Manny Perez, Contract Administrator, Port of Los Angeles	(213) 847-2777
<b>FROM:</b>	Richard M. Resnick	
<b>RE:</b>	CA 5/9/13	

THIS TRANSMISSION CONSISTS OF 8 PAGES PLUS A COVER PAGE. IF THERE ARE ANY PROBLEMS WITH THIS TRANSMISSION, PLEASE CONTACT RICHARD RESNICK OR ASSISTANT VERA C. FORBES AT (202) 785-9300. THANK YOU.

PLAN FOR SETTLEMENT OF JURISDICTIONAL DISPUTES  
IN THE CONSTRUCTION INDUSTRY

900 7<sup>th</sup> Street, N.W., Suite 1000, Washington, D.C. 20001

(202) 785-9300

Fax (202) 775-1950

May 9, 2013

VIA FACSIMILE

James T. Callahan, General President  
International Union of Operating Engineers  
1125 17th Street, N.W.  
Washington, D.C. 20036

RE: CA 5/9/13

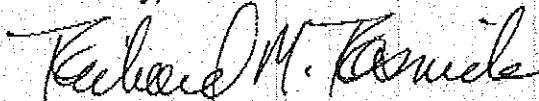
Dear President Callahan:

I have received the attached correspondence from Mike Zarp, Inc. alleging that IUOE Local 12 has filed a grievance against Mike Zarp, Inc. over a jurisdictional dispute with LIUNA involving the assignment of hand digging, shoveling, and cleaning the bottom of trenches. The grievance involves work at the Port of Los Angeles Rear Berths 136-139 Terminal Building project in Los Angeles, California.

Pursuant to Article VI, Section 2(a), of the Plan, please take appropriate action to cause your local union to cease the alleged violation and process any jurisdictional disputes that arise through the Plan. In accordance with Article VI of the Plan, I will select an arbitrator to hold a hearing if it is contended that the violation still exists as of 5:00 p.m. tomorrow, Friday, May 10, 2013.

Thank you for your prompt attention to this matter.

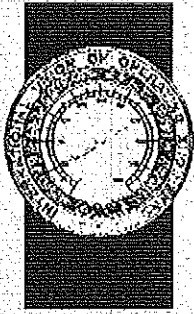
Sincerely,



Richard M. Resnick  
Administrator and Counsel to the Plan

Attachment

cc: Terry O'Sullivan - LIUNA  
Mike Zarp - Mike Zarp, Inc.  
Manny Perez - Contract Administrator, Port of Los Angeles



# International Union of Operating Engineers

AFFILIATED WITH THE AMERICAN FEDERATION OF LABOR AND CONGRESS OF INDUSTRIAL ORGANIZATIONS

May 10, 2013

Mr. William C. Waggoner  
IUOE General Vice President  
& Business Manager  
IUOE Local Union 12  
150 East Corson Street  
Pasadena, CA 91103-3839

**RE: CA 5/9/13 - IJP**

Dear Sir and Brother:

This letter is regarding the above reference dispute. There is a grievance filed against Mike Zarp, Inc. over a jurisdictional dispute with LIUNA involving the assignment of hand digging, shoveling and cleaning the bottom of trenches. The grievance involves work at the Port of Los Angeles Rear Berths 136-139 Terminal Building project in Los Angeles, CA. Under the Plan rules and regulations, this would be an impediment to Job Progress, a violation of Article VI, Section 2(a) of the Plan.

Please cease the alleged violation by withdrawing the grievance and process any jurisdictional dispute under the Project Labor Agreement through the Plan.

Sincerely,

JAMES T. CALLAHAN  
GENERAL PRESIDENT

By: *John A. Gregory* - CAN  
John A. Gregory  
Director of Jurisdiction

JAG:can  
Att.

cc: Mr. Richard M. Resnick, Administrator  
Mr. Terry O'Sullivan, General President, LIUNA  
Mr. Dennis Lundy, IUOE Western Regional Director  
Mr. Ronald Sikorski, IUOE Local 12, Vice President  
Mr. Mike Zarp, Inc.  
Mr. Manny Perez, Contract Administrator, Port of LA

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GENERAL PRESIDENT

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GENERAL SECRETARY-TREASURER

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# International Union of Operating Engineers

AFFILIATED WITH THE AMERICAN FEDERATION OF LABOR AND CONGRESS OF INDUSTRIAL ORGANIZATIONS

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# Fax

**To:** Mike Zarp, President, Mike Zarp Inc.

**From:** Mr. John A. Gregory

Director of Jurisdiction

**Fax:** 909-946-1678

**Pages:** 11 total

**Phone:**

**Date:** 5/10/2013

**RE:**

**CC:**

### COMMENTS:

The attached correspondence is sent for your information and attention.

To reply by Fax, dial (202) 778-2682

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