



# OFF THE HOOK!

Southern California ILWU Local 13 - Volume XII Number 1 - May - June 2016

**LOS ANGELES HARBOR AREA UNION MEMBER'S & RESIDENT'S RALLY IN SUPPORT OF BERNIE SANDERS WITH 15,000 PLUS IN ATTENDANCE. MAY 24, 2016 PORT OF LOS ANGELES, CALIFORNIA.**



Photo by Michelle Meese



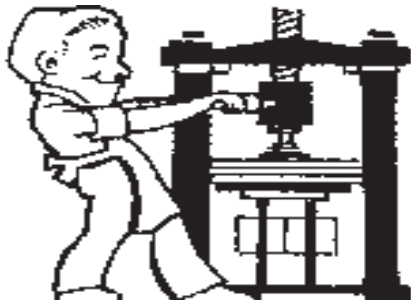
**ILWU Local 13  
Calendar of Events  
September - 2015**

- Regular Membership Meeting - 1st Thursday
- M & R Meeting 1st & 3rd Monday, 5:30 p.m.
- ADA JPLRC 1st & 3rd Tuesday, 9:00 a.m.
- Regular I.D. Meeting - 2nd Tuesday, 3p.m./6p.m.
- Executive Board - 2nd Thursday, 6:30 p.m.
- Executive Board - 4th Thursday, 12:30 p.m.
- Regular LRC - 2nd & 4th Wednesday, 9:30 a.m.
- Mechanic LRC - 4th Tuesday, 9:00 a.m.
- Class "B" LRC - 3rd Tuesday, 9:30 a.m.
- Casual LRC - 2nd & 4th Monday, 9:30 a.m.

*Websites: [ilwu13.com](http://ilwu13.com) and [ilwu.org](http://ilwu.org)*

**ILWU Local 13 Telephone Numbers**

- |                                |                                |
|--------------------------------|--------------------------------|
| Local Office (310) 830-1130    | Clerks Local 63 (310) 521-6363 |
| Business Agent (310) 830-1877  | Foreman's Local 94             |
| Health Benefits (310) 830-6116 | (310) 832-1109                 |
| Dispatch Hall (310) 834-7213   | Credit Union (310) 834-6411    |
| Dispatch "The Tape"            | PMA Training Center            |
| (310) 834-7217                 | (310) 847-1600                 |
| Record Clerk (310) 834-7386    | Alcohol-Drug Recovery Program  |
| Casual Hall (Tape)             | (310) 547-9966                 |
| (310) 549-9446                 | Memorial Association           |
| International (415) 775-0533   | (310) 830-3591                 |



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**International Longshore &  
Warehouse Union, Local 13**  
630 S. Centre Street  
San Pedro, California 90731  
ILWU Local 13 Executive Board

- Bobby Olvera, Jr. - President
- Mondo Porras - Vice-President
- Victor Hudak- Secretary-Treasurer
- Bijelic, John - Day Business Agent
- Richard Rivera - Day Business Agent
- John Solaro - Night Business Agent
- Larry Manzo - Night Business Agent
- Mike Dimon - LRC Representative
- Luke Hollingsworth - LRC Representative
- Jerry Avila - Health Benefits Officer
- Mark Jurisic - Chairman of Stewards
- Aguirre, Christine
- Alanis, Tony
- Aldape, Eric
- Alvarez, John
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- Cannone, Steve
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- Chavez,-Feipel, Diana
- Enriquez, Jesse "Nacho"
- Fox, Scott
- Garcia, Albert
- Garcia, Sunshine
- Jurisic, Mark
- Linares, Steve
- Main, Mickey
- Malauulu, Vivian
- Miranda, Jr., Daniel
- Moncado, Eddie
- Palumbo, Joesph
- Plante, Michael
- Sanchez, Paul
- Viramontes, Chris
- Walker, Scott
- Williams, Mark
- Zuniga, Victor
- Trustees
- Castillo, Chris
- DiLeva, Joe
- Nilsen. Gary

Off The Hook Staff  
D.C. Chavez - Editor  
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["offthehooklocal13@gmail.com](mailto:offthehooklocal13@gmail.com)

# Presidents Message 1934!

By Bobby Olvera, Jr. - President

Brothers and Sisters:

“When workers struck and fought, and some died, for their unions, they were fighting for more than themselves; they were defending democracy in the nation.” Victor G. Reuther

I would like all of you to think about the 1934 strikes. The fight for better working conditions and the right to organize were not the only aspects of the strike. It was a fight for human dignity, justice, and liberty as guaranteed to every American and written in the Declaration of Independence and the United States Constitution. Bloody Thursday 1934 was our (Union) revolution.

The lives lost were those union soldiers who went out to battle against unsafe working conditions and unfair treatment on the job. They were fighting for more than a prevailing wage. They fought for their rights as American workers.

In the upcoming election I want you to be inspired by 1934, and the fact that we are defenders of democracy.

We defend the rights of American workers, who we do not define or discriminate by their color, race, or gender. We empower others to stand up for what they believe to be true and right.

In Solidarity,

*Bobby Olvera, Jr.*

President Local 13



Senator Bernie Sanders & President Bobby Olvera, Jr.

# Vice-Presidents Report SOLIDARITY!

By Mondo Porras - Vice-President

Dear Membership:

First, I would like to thank you for your vote of confidence during the 2016 spring elections and allowing me the pleasure of representing the Local-13 membership for a third consecutive term. The first year of my term consisted primarily of contract negotiations and the employer's relentless attack on our Jurisdiction, Health and Welfare, and Calculated Media Smear. The 2014 contract negotiations were the longest we faced in decades. But, even when the Big Box Corporations, Local and National Media, and Political Forces placed blame on the ILWU for the sluggish movement of cargo on the West coast, we prevailed due to our solidarity.

Due to membership action, Local 13 hired a public relations company and began to fight back. We launched quick responses against Employer and Media fabrications. We were able to provide the world with the real issues, and moreover, provided the real facts through our officers and our Rank and File Members from within the dispatch hall who spoke truthfully and candidly to the media. *{Sleep was hard to come-by those days}*

On January 22, 2015 a special event occurred. That's when over 6,000 ILWU members and family, along with community supporters, marched from the Vincent Thomas Bridge to a rally point and stood together in unity and solidarity and demanded a fair contract.

The ILWU and PMA reached a tentative agreement on February 20, 2015

Health and Welfare shared a big segment of negotiations. In addition, the Union overcame all odds and avoided the well-known Cadillac tax.

Jurisdiction will continue to be a major issue for years to come due to future terminal automation and the fight with regard to chassis and long term lease language.

My Second Term Began - April 2015.

The ILWU ratifies the Memorandum of Understanding on May 22, 2015

Now comes the time to begin the process of implementing the new contract changes, and once again, re-starting the Labor Relations Committee Meetings. Many hours were centered on determining the process for the new negotiated arbitration system. Many questions as to who possibly may be the new arbitrators for our Southern California Area Arbitrators Panel are valid.

June 30, 2019 end date of our present contract is approaching us faster than we think. Traditionally, negotiations began either prior to this date or on this date. Recently, the PMA made the world aware of their position and request for an early contract extension.

Don't panic, we the rank and file members of the ILWU, will determine PMA's true willingness to engage in early negotiations or "extension of contract," and we will instruct our elected officers of the direction required once that moment occurs.

*If history repeats itself the PMA will request demands that will be so absurd and detrimental to our Collective Bargaining Agreement that it will propel the Rank and File of the ILWU to vote-no on their proposed "early contract extension."*

I have had the pleasure to be part of the ILWU since 1987, and I have been through many contracts. I can say, without a doubt, that during contract negotiations it is best for members to discuss contract issues at Membership Meetings, the Dispatch Hall, and/or Private Locations but absolutely not on social media or within ill-conceived flyer's. I realize we live in a social media society and the need for instantaneous information at a click of a button. But, during contract negotiations its essential for social media blackout. *{I've learned this from the old-timers who taught me and by the great contracts we have achieved by following their model}*

One of the major highlights of 2015 was the registration and addition of 600 new casual members to our ranks, however, the logistics surrounding this endeavor was overwhelming. The process took approximately eight months to conclude. I would like to take this moment and thank the Membership Committee for their hard work during this registration process. It truly was a team effort.

Continued on page 7 (Mondo)

# Secretary-Treasurer's Report

## Looking Forward Without Forgetting Where We've Been!

By Victor Hudak - Secretary-Treasurer

I would first like to thank everyone for placing their trust in me and electing me Secretary-Treasurer of this great Local. Since day one in the industry I have tried hard to prepare myself for this position. I've educated myself and volunteered on many committees so that I would be familiar with the processes and to be ready for the challenges ahead. While I was on the floor last year members would come up to me with lots of ideas of how to improve our Union. I made it a point to write those ideas down. I even wrote down the ones I didn't agree with and to explore them if I was someday lucky enough to reach office. I'm doing my best to give every member time if they come down to the office. I'm also being honest if a member's ideas are impossible or if they do not serve the common interest. No matter what I will never lie. Sometimes, "No" is the right answer.

Probably the most asked question is about the new Dispatch Hall. Many members expressed regret at leaving our current hall, but many more were excited to get to a building with working toilets and an A/C system. We are currently meeting with the city to fix the parking situation and the traffic dangers around the hall. We will not move in until it is safe to do so, but we are pushing hard.

Another big touch point is Double Back. I know this is a subject that divides us, but that is no reason to hide from it. The membership voted up Double Back in 2014. At first, many were happy just to have it. Now, however, the obstacles to getting and processing the DB cards have put a crunch on members and office staff. I will be proposing changes in which I believe the vast majority of members I have spoken with would appreciate. Hopefully we can make it easier on all involved.

Lastly I would like to thank the Pensioners and Ladies Auxiliary. They always have an interesting perspective on the current affairs of the Union because they have lived it. Visiting them regularly is a reality check. They keep me grounded and remind me how much I have left to learn. They also let me know that mistakes are a part of the process and to do the right thing, no matter what!

I love this Union. I love this Local. I didn't apply for Clerking or Bossing because Local 13 is the most important Local, in the most militant Union, and in the best country in the world. We are lucky to have it. We will fight for it. We will move forward together as a great force for workers and kick some a\*\* for the working class.



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# Health Benefits Pension Improvements

By Jerry Avila - Health Benefits Officer

*Brothers and Sisters,*

Since the ratification of the 2014 Contract, we have Pension improvements effective July 1, 2016; The Pension rate will increase from \$180.00/per month, per year of qualifying service to \$190.00 per month per year of qualifying service.

We look forward to a \$5.00 increase effective July 1, 2017 to bring increase to \$195.00/per month, per year of qualifying service.

The last increase will take effect July 1, 2018 with an additional \$5.00 which will increase to \$200.00/per month, per year of qualifying service.

As you all know the parties agreed to retain Zenith American Solutions to provide the administrative services for claims processing, subject to the requirements listed below. Lindquist, LLP will conduct claims and administrative audit of Zenith and its subcontractors six months after the signing of the new Memorandum of Understanding (MOU) and annually thereafter. The audit will cover claims received on and after 45 days following the date of the signing of the MOU and shall include an examination of a random sample of claims selected by Lindquist that represent at least [audit sample percentage TBD pending referral to Milliman] of all claims (including Medicare claims) processed from each of the four areas (Southern California, Northern California, Oregon, Washington). If the Trustees find that Zenith is in material breach of the requirements listed below, the parties shall instruct the Welfare Plan Consultant to issue a Request for Proposal (RFP) for the selection of a new Third-Party Administrator (TPA).

1. Zenith shall transition to the use of the Beacon Spyglass claims system within twelve months.
2. Zenith shall discontinue use of all off-site satellite offices, including the call center in Seattle and the office in San Pedro/Wilmington, and move all claims processing and customer service operations

of the Coastwise Claims Office (CCO) to a dedicated office in San Francisco.

3. The Area Directors shall be provided with weekly spreadsheets showing the status of all cases they have referred to the CCO in the past twelve (12) months. The design and content of the spreadsheets shall be subject to approval of the Executive Director and the Area Directors.
4. There shall be no automatic fee increases.
5. Members who encounter negative credit reporting as a result of incorrect or untimely claim processing shall be provided with support to repair damaged credit.
6. Performance guarantees:

Procedural and Financial Accuracy: 97% of all claims proceed correctly; 99% of all claims paid correctly.

Turnaround Time: 97% of all claims processed in 30 calendar days.

Customer Service: All calls answered within 30 seconds during system up-time; average member and provider call wait time not to exceed 5 minutes.

Claims and Appeals: All required notifications to Plan participants regarding benefit determinations to be provided within the time limits set by ERISA and in accordance with the claims denial requirements set forth in the Supplemental Summary Plan Description (SSPD, "Claims Review Procedures"). 97% of member issues on written or oral claims to be documented with responses within 10 business days; all member issues on requests for full and fair review to be documented and sent to the BPO within 15 business days.

Accurate and timely data and records shall be provided to the Trustees in connection with all litigations or investigations.

Compliance with all requirements listed above shall be audited by Lindquist LLP Serving as an independent auditor.

The Trustees will sign the Claims Administration Agreement with Zenith, amended to reflect the above provisions, no later than the signing of the new MOU.

We will continue to advocate and demand that Coastwise-Zenith Claims & PMA follow through with their agreement and provide you with updated information.

In Solidarity,

*Jerry Avila #37499*

Health Benefits Officer

**Continued from page 4 (Mondo)**

Registering 600 casuals was a great task, but we are still falling well short of the true figure of 1900. This number is derived from our membership losses due to transfers, deceased, and retirements ranging from 2007-2014.

I believe in those numbers, but I also believe that we should register casuals in a more manageable form. This would eliminate the threat of flooding the hall in future years. With proper registration numbers and a commitment from the Pacific Maritime Association to properly train equipment operators, we can guarantee a workforce ready to handle the new mega ships and the peak seasons that from, time to time, slam our two ports.

One of the many issues surrounding us now is the Casual Hiring Process. The first question is who will have the ability of receiving an interest card. I get it! We all want our loved ones to have the ability of joining the ILWU family and keeping our traditions. However, equal opportunity and transparency, within this hiring process, is vital and each step with regard to this effort is critical for future hirings. Attend your membership meeting for more information regarding this issue.

In Solidarity,

Mondo Porras

Vice-President

ILWU Local-13

**If the workers take a notion,  
They can stop all speeding trains,  
Every ship upon the ocean  
They can tie with mighty chains.  
Every wheel in the creation,  
Every mine and every mill,  
Fleets and armies of the nation,  
Will at their command stand still.**

**– Joe Hill**



# Labor Relations Committee

## I.D.'s & 70%

By Mike Dimon - LRC Representative

I'd like to take this opportunity to welcome our entire new group of 600 limited Class 'B' registrants to the greatest Labor Union to ever gain a charter. I'm going to share with you some of your new obligations as an ID, both by the employer and our Union. But not first without congratulating you on a well earned and a much-deserving graduation to "The Big Hall" as it's affectionately referred to as.

As an ID you have a minimum work requirement. Our coastwise rules governing Registration and Deregistration in section 9.13 reads as follows:

*An individual who over a period of four consecutive payroll weeks has failed to work or be available for dispatch 70% of such period, except when on leave of absence for illness, disability or for other reason approved by the JPLRC shall be subject the following penalties:*

- *First offense: a probationary warning*
- *Second offense: Mandatory deregistration (with notice of the first offense and after warning)*

If you know you're going to be off work for any amount of time that may interfere with your ability to meet your 70% requirement you should submit documentation right away or as soon as possible that excuses you. There is also a JPLRC agreement, SCLB-284-2001, that requires you to work 400 hours per quarter or 1,600 per payroll year. A violation of unmet minimum-hour requirements will hold you back from Class 'A' elevation 60 days for each guilty offense. A guilty Employer Complaint (EC) or Union Complaint (UC) will also hold you back from Class 'A' elevation for 60 days for each offense.

Any skill training you become certified in will obligate you to contractual agreements outlined in section 9 of the PCLCD, specifically 9.41, which states "trained and/or qualified skilled men shall accept work in their skill." We must cover skilled work in this Port or risk

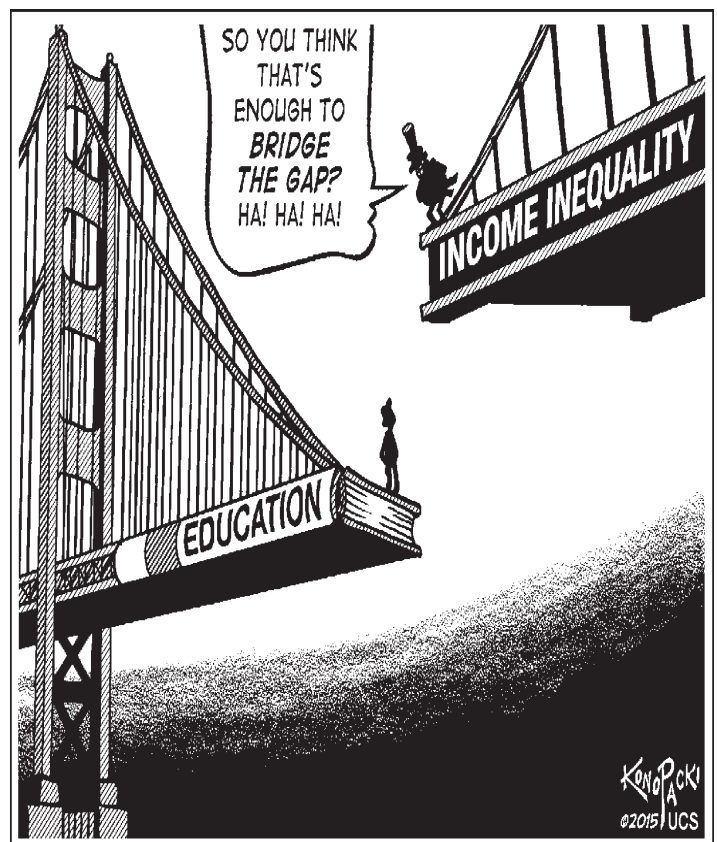
losing it.

Your Union obligation as a Class 'B' Longshoreman is to attend Union meetings, at which you will learn contract, benefits, and any local rules that apply to dispatch. Failure to attend your Union meetings may also hold you back from Class 'A' elevation for every unexcused absence. Cover the job, follow your Class 'B' Dispatch rules, attend your Union Meetings, don't cheat or chisel, respect your Dispatch Hall, and create a sisterly/brotherly environment for your membership.

Peace and Solidarity,

Mike Dimon

Local 13 LRC REP





## **Business Agent Report**



**By Richard Rivera - Day side Business Agent**

**A**s a newly elected Day side Business Agent I have observed an important but often overlooked side of the longshore industry, the Safety section. This integral part of daily longshore work is either disregarded or not appropriately prioritized. Over the past four months, I've responded to many firings, accidents, incidents, and injuries due to safety violations on the job. The first question always asked is "How could this have been prevented?" The majority of the time, thinking about how to approach a situation with safety in mind would greatly reduce the amount of accidents and injuries. Safety is a significant practice for all dock work, and we must challenge ourselves to perform all safety procedures as outlined in the Safety Code.

As we are beginning to see technological changes and advances in the port we will also see procedural changes in safety. Initially, change may be viewed as threatening, however, during a crucial point in time we should see change as an opportunity for improvement. Dealing with safety issues and how to resolve them can be both demanding and rewarding.

We have to remind ourselves that safety on the job is critically important because it can change a life forever for a family, friend, or coworker. Every longshore worker should expect to return home in the same health condition as when they left. Safety on the job is a goal that cannot be achieved by just one person. We all have an interest in this because we can affect another person's life and livelihood.

Below is a list of suggestions on how to make your workplace safer:

1) Always Wear Personal Protective Equipment

2) Inspect your machine, gear, and tools prior to the start of a shift.

3) Familiarize yourself with your surroundings (e.g. traffic patterns, possible threat for injuries, gear etc.)

4) Show up to work positive, present, and with a good mental attitude.

5) Listen to the foreman's speech.

6) Apply the training you have received.

7) Read and re-read your safety code. Highlight sections that affect you the most.

Please do not hesitate to approach your foreman if there is a question regarding health and safety.

Together we can make a difference!

Fraternally,

Richard Rivera

Local 13 Business Agent

# **Solidarity!**

# **Mobilize!**

Photo's by  
Richard Flores & Robin Doyno

# Bernie Sanders May 24, 2016 Port of



# nders Rally

# Los Angeles, California

Photo by Michelle Meese



# "The Truth Behind TPM & Global Corporate Hegemony

By Steve Mejia & Christine Aguirre -Executive Board Member's

"Kill the king, spare the Man" -Thomas Paine-

**O**n Mon. Feb 29, 2016 we had the opportunity to attend the TPM conference (Trans-Pacific Maritime) on behalf of our best interest, and your money well spent, to acquire information on our Jobs, our future, and to understand the geopolitical world we live in. When I read this on opening day the global outlook for trade was darkening further as 2016 began. There was new weakness in China and global stock markets and global growth forecasts were being trimmed. The IHS forecast for global GDP growth in 2016, as of December, was 2.9 percent down from a forecast of 3.4 percent in December 2014.

IHS also expects global export growth to slow to 3.3 percent, compared with its December 2014 forecast of 5.2 percent. "Solid growth in the United States and a slight pickup in the pace of Eurozone and Japanese economic activity, along with an expected easing of recessionary pressures in Brazil and Russia, are among the reasons for this moderately upbeat assessment for 2016 global GDP growth," IHS said in December. "Unfortunately, there is no shortage of downside risks, including high public- and private-sector debt levels, corporate risk aversion, further weakness in China and other emerging markets, and daunting geopolitical

risks. This means that the probability of the global economy being stuck in low gear for another year is still uncomfortably high." IHS Chief Economist Nariman Behravesh spoke to TPM attendees his wide-ranging and deeply informed global economic assessment. DR. Frank Appell. CEO of (Deutsche Post AG, Deutsche Post, DHL) said is "An Uncertain World" due to local conflicts, global threats, fear of increasing inequality, and the income gap is widening. He's uncertain of global economy.

After some research and analysis, I remember a couple of stories which helped me to understand all the "Magic Bull\$#%#" these Liars, cowards, freaks & fools use to Justify their means. I hope it Might shed some light on the real state of affairs on what's really going on in this global economy. For those of you who care on whats going on? As a longshoreman, I am an anti-war advocate, and someone who believes in the principle values of the founders of this union. It's necessary for you to understand on why! The buildup of "AFRICOM" and the preparation of new wars on the continent make clear that the interventions In Libya and Syria are only the beginning of what amounts to a global offensive aimed at the re-diving and recolonizing of much of the world. This eruption of American militarism and the byproduct of the historic crisis of US and world capitalism goes hand in hand with ever more savage attacks on the social conditions and democratic rights of the working class at home. (<http://www.globalresearch.ca/china-and-the-Congo-wars-africom-America-snew-militarycommand/11173>) ([http://www.schillerinstitute.org/food\\_for\\_peace/kiss\\_nssm\\_jb\\_1995.html](http://www.schillerinstitute.org/food_for_peace/kiss_nssm_jb_1995.html))

"The idea that the very oppressed and poor are important as initiating and maintaining revolutions is a bourgeois one."- Crane Briton

Floating Armories (<https://www.youtube.com/watch?v=q5-PQGNZs8>)

Dr. Frank said by 2020 there will be 50 billion connected devices. He said the maritime industry is behind the trend. They want more Green technology, less complexity, more production, E-commerce, big data, automation, and self driving vehicles."FULLY AUTOMATED TECHNOLOGY!"



"The community environmental groups are here to join us objecting to the toxic chemicals used on the job site."



# The ILWU-PMA Arbitration Process

## What's New?

By Gillian Brett Goldberg - Local 13 Attorney

Many of you have probably heard by now that the 2014 Memorandum of Understanding (MOU) between ILWU and PMA included changes to the arbitration process. Those changes were focused on one particular part of the process—the identity of the arbitrators.

Under the old process, each port area had one area arbitrator. In Southern California and the Washington/Puget Sound Area the area arbitrator was a former ILWU member. In Northern California and the Oregon/Columbia River the area arbitrator was a former representative of PMA or one of its member companies. Now, each port area has three arbitrators with different responsibilities. Two of the arbitrators are from the industry. The third area arbitrator is a professional arbitrator from outside the industry.

As for the industry arbitrators, in each port area, one arbitrator was chosen by the ILWU and the other by PMA through the historical method, which involves each party nominating three potential arbitrators from their side and the other side choosing one of the three candidates for the arbitrator position. In Southern California, the chosen union arbitrator is former Local

13 Labor Relations Committee Representative Mark Mascola. The chosen employer arbitrator is Ron Merial, former Area Manager for PMA. The third arbitrator had to be mutually agreed upon by both the ILWU and PMA. In Southern California, Walter F. Daugherty was chosen as the outside arbitrator. Mr. Daugherty has been working as an arbitrator since 1985 in industries including aerospace, construction, transportation, retail services, law enforcement, education and health care.

Arbitrator Mascola and Arbitrator Merial will have the majority of the arbitration decision-making responsibilities under the new process. To begin with, any complaint filed under the ILWU-PMA Equal Employment Opportunity Policy & Procedures (“the 13.2 Policy”) will be heard either by Arbitrator Mascola or Arbitrator Merial (they will alternate hearing 13.2 complaints on a monthly basis). Additionally, only Arbitrator Mascola or Arbitrator Merial will be called out to hear disputes which arise on the job. A phone system randomly assigns one of the two to come to the dock when an on the job arbitration is needed.

All three arbitrators only come into the picture when there is to be a formal arbitration of a dispute between a Southern California ILWU local and PMA. For these arbitrations, the three arbitrators will hear and decide the case as a panel. The panel’s decision will be by majority rule with no minority report.

You might be asking yourself at this point, well, if all the arbitrators are expected to be neutral, isn’t it a waste of time and expense to have three neutrals hear every formal arbitration case? ILWU and PMA may prefer the panel system over the old process because of the concern of having cases decided by a single arbitrator; now decisions are made by the combined wisdom of three. Further, there are some good reasons to have industry-affiliated neutral arbitrators. These include that the industry-affiliated arbitrators experience in the industry adds expertise to the panel, and where there are aspects of the case that the outside arbitrator does not fully understand, he will be able to consult with the industry arbitrators who can bring context to the decision and therefore increase the correctness of the result.



“The shortened time frame doesn’t allow us to terrorize workers enough so they reject the union.”

So what does this new three arbitrator panel mean for Local 13 and the other Southern California locals? The one thing we know for sure is that it will require increased time and effort by the Union advocates presenting cases to the panel. In the past, the fact that the area arbitrator came from the industry meant that he inherently knew background facts that were relevant to the dispute in question, without the Union advocates having to put on evidence of those facts during the arbitration hearing. Arbitrator Daugherty, on the other hand, is a blank slate in that he knows little at this point about the longshore industry. This means is that there is a new burden placed on the Union advocates presenting the case to give Arbitrator Daugherty an understanding not only of the facts of the particular issue being arbitrated, but also all the background facts necessary to understand the context of the issue being arbitrated.

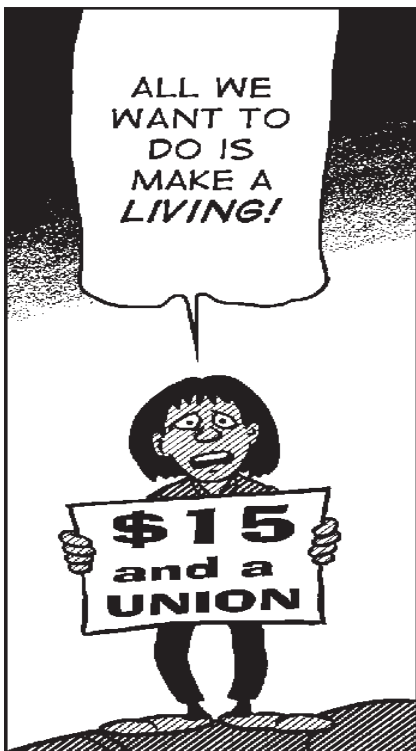
One thing the membership can do to help the Union be successful under this new arbitration process is to be receptive to requests by Union Officers to be a witness in arbitration or to meet with the Union Officers to share information you might have that is helpful to a case that is being arbitrated. The Officers are going to have to devote additional time to preparing cases under the new process and membership support will be key to achieving the best results.

There is another change to the arbitration process under the 13.2 Policy which should also be mentioned. While 13.2 complaints will be heard either by Arbitrator Mascola or Arbitrator Mercial, the ILWU and PMA

negotiated a new procedure for the appeals of these cases. Previously, the Coast Appeals Officer had an industry background. Now, the ILWU and PMA intend to hire an arbitrator or lawyer with expertise in employment law to hear appeals of 13.2 complaints. However, as of the time of the writing of this article, the new Coast Appeals Officer has not yet been put in place. Currently all appeals of 13.2 complaints are being heard by the Coast Appeals Officer in place during the previous contract. Arbitrators Mascola and Mercial also have not yet been tasked with hearing a 13.2 complaint to date. All 13.2 complaints are currently being heard by Oregon Area Arbitrator Jan Holmes.

The new arbitration process will require some adjustment by both parties but it should also result in formal arbitration cases being decided fairly by three knowledgeable arbitrators. By fine tuning the method of preparing for arbitration, the Union can, and will, achieve success under the new process.

## An Injury To One Is An Injury To All!



## **CHECKING IN MEMBERS AT THE** **MEMBERSHIP MEETING**

The Executive Board Members will be checking in members at the membership meeting. Please be courteous to your Brother/Sister when they are checking you in. One card per member please.

## **DISPATCH RULES**

Lately, there has been an outbreak of members acting violently and actions of unbecoming behavior against their union brother/sister. Local 13 will not tolerate any actions of this manner and will act accordingly to remedy such actions.

## **MESSAGE FROM THE DISPATCHERS**

1. Each member can **ONLY** pick up one job at a time.
2. Anytime you call two (2) reaps in a row (including elevation reaps) it is a reap for the job and you can't check-in until the job is done.
3. When calling a reap, have all your information ready. It is **NOT** the Dispatchers job to find YOUR information.

## **SELF SURVEY**

- ✓ Have you ever taken an elevation before the official start time of your shift?
- ✓ Do you drive to a job site and place gear inside equipment to hold for yourself hours before the shift?
- ✓ Are you one who has disregard and no respect for another's right to a fair shot?
- ✓ Do you check in before the official start so you can get a good break?
- ✓ Are you negligent about correctly adding your hours?
- ✓ Do you feel like "if you can get away with it," then you will do it?
- ✓ Is your excuse, everyone else is doing it, so I might as well do it too?



- ✓ Do you circumvent the Dispatch Hall?
- ✓ Are you part of a group covering up for each other's miss-doings?
- ✓ Do you kiss up to supervision to get perks?
- ✓ Are you unfair to your union brothers and sisters?
- ✓ Do you neglect to cover your reap until it fills?
- ✓ Are you picking up reaps and then showing up a ridiculous time?
- ✓ Do you resolve issues with disrespectful language and/or violence?
- ✓ Do you reap a job on an initial start, then pick up another job before your reap is filled?
- ✓ Do you reap a job after being on a comeback, then pick up another before your initial job has finished?
- ✓ Do you check-in early before the completion of your job once released by the employer?
- ✓ Do you actively aid in the manipulation of low board sequence?
- ✓ Do you constantly try to correct your hours once dispatch has started?

If you answered **YES** to any of the above – you are breaking union rules. Shaping up, chiseling and cheating which is scab behavior. Don't just talk strength, character and integrity LIVE IT!! Set good examples and respectfully speak out against those who need to do the right thing! Give them an opportunity to correct their wrong doing and if they don't, file a complaint against them! **They will have to answer to the membership in the long run.**

**DO YOU CARE ABOUT YOUR JOB, YOUR UNION AND YOUR FUTURE? RESPECT YOURSELF, YOUR FELLOW UNION BROTHER/SISTER AND YOUR UNION! YOUR ACTIONS SPEAK LOUDER THAN YOUR WORDS! UNITED WE WILL CONTINUE TO STAND STRONG!**

Fraternally,

Bobby Olvera, Jr.

*President*

Mondo Porras

*Vice President*

Victor Hudak

*Secretary/Treasurer*

# In Memoriam

## *Domenick Miretti #31799*

**A**s soon as Domenick graduated from Narbonne High School in 1951 , he joined the “family business”. By the “family business” I mean longshoring. He became a member of Local 13 just like his father Louie and uncle’s Fred and Sub.

In those days “the business” or job was far more difficult than it is today. There were no containers. Many of the jobs were backbreaking. Domenick, like so many was injured lashing. Some of the jobs were quite disgusting. As a child I remember when he would work hides. He would tell my mom and I about all the maggots and the smell and she would always make him change his clothes in the back yard before he could come in the house after those jobs. Some of those jobs were fun and memorable. I remember as a child him taking me down to a warehouse to see a giraffe that had been unloaded. He took me to watch the London Bridge being unloaded piece by piece from England on its way to Lake Havasu. We watched the Ringling Bros. Circus Elephants being unload from a ship at Tracpac and while my son, Domenick’s, grandson was small he took him on many cruise ships docked in Port.

Working at the Docks made Domenick curious as to where these goods were coming from and where they were going to. That curiosity caused him to enroll in college and study geography. He started at Harbor College for an AA , then moved on to Long Beach State for a BS and MS degree in geography. He later attended UCLA where he earned a Doctorate Degree in Economic Geography.

In 1965 he taught Junior High at Dodson and then in 1970 he became a Professor at East Los Angeles College where he worked until his passing. Please note, through all of this he never stopped working at the Docks. He later became a Marine Clerk and part of Local 63. He did not retire until he became ill. In fact in 2015 at the age of 82 he was so agile he still climbed and marked containers.

His greatest professional accomplishment was when he was able to marry his two careers together by becoming the Senior Liaison of Local 13 and 63 to the Ports of Los Angeles and Long Beach. With this relationship he was



able to be one of the founders of the Sea Food Feast, speak at Town Hall Meetings and be part of Metrans and CITT with CSULB and USC.

As stated earlier, Domenick’s father and uncles were in Local 13 and taught Domenick the value of the ILWU and all the Union did for them as working men. They taught him about the struggles of the early Union and of the successes brought about from Harry Bridges. Domenick truly knew and lived the philosophy “ An injury to one in and injury to all” . He believed that a worker should give an honest day’s work for an honest day’s pay. He believed that workers should look out for the common good of each other. He also believed that an Employer should treat workers fairly with safety, wages and health benefits.

I can imagine as my dad is in a Heavenly Place , one of the many people he has talked with is Harry Bridges, and I know Harry probably said to my dad, “Domenick, you left the Waterfront a better place”

## Rest In Peace Brother!

**ILWU LOCAL 13 MEMBERS**

<b>Active</b>	<b>Number</b>	<b>Name</b>	<b>Deceased List</b>
	30018	Carlos D. Rivera	01/01/16
	31692	Harold D. Washington	01/02/16
	56372	Darrell M. Lott	01/11/16
*	131314	Eddie M. Montijo	01/14/16
*	130746	Juan Parra-Aguilar	01/22/16
	31615	Albert L. Goozy	01/26/16
	33983	Carlos A. Hernandez	02/01/16
*	38907	Brien Ardaiz	02/02/16
	38755	Willie Bluitt	02/04/16
	33428	Alfred J. Schwartz	02/07/16
	31557	Robert Fuerte	02/08/16
*	132308	Sean Mathison	02/08/16
*	132549	Jennifer Amepersa	02/12/16
	37127	James R. Sheedy	02/13/16
*	39948	Corey Kostka	02/24/16
	32611	Robert H. Dreyer	02/26/16
	32668	Ronnie G. Hall	02/26/16
	33862	Henry Flores	03/07/16
	38561	Roosevelt Johnson	03/07/16
*	39018	Harold D. Jones	03/09/16
	37645	Rafael Tupaz	03/09/16
	25188	Jesus Puga	03/18/16

<b>Number</b>	<b>Name</b>	<b>Retired List</b>	<b>YEARS OF SERVICE</b>
130994	Eddy G. Van Guyse	01/01/16	15
35015	Larry Guerrero	01/01/16	34
37865	Maria Rosales	01/01/16	19
37113	Milan Bocarski	01/01/16	21
130050	Nicholas Vitalich	01/01/16	15
38794	Paul Sanders	01/01/16	18
131577	Randy T. Burnhardt	01/01/16	12
37460	Timothy Hart	01/01/16	19
35111	Anthony M. Torres	02/01/16	34
131758	Carlos E. Navarro	02/01/16	13
36948	Christopher Luna	02/01/16	21
130413	Clarence Turner	02/01/16	13
34318	Ernie Soto	02/01/16	46
36008	James J. Ponce	02/01/16	29
131523	Jane Phineas	02/01/16	13
35035	John Vargas Jr.	02/01/16	34
130840	Lawrence E. Moore	02/01/16	13
34884	Memo Gutierrez	02/01/16	34
34892	Robert E. Canales	02/01/16	34
36996	Vivian C. Salcido-Torres	02/01/16	21
131153	Albert O. Nakazawa Jr.	03/01/16	14
38919	Anita Vega	03/01/16	16
34993	Archie Simmons	03/01/16	34
133808	Benito Caserma	03/01/16	10
38789	Cathy Hamilton	03/01/16	17
37089	Clifford Stroud	03/01/16	21

*Rest  
In  
Peace*

# May 15, 2016

## The Day We Remember Our Fallen Brother's

### Men Who Have Died on the Waterfront.

Arthur Ginger  
John W. Keith  
Pat Nieto  
James Stricky  
Bob Sanderson  
Dan Prlia  
Joe Chuka  
Jesse Duran  
Freddie Ponce  
Mark Whitney  
Benjamin Evans  
Jerry Ponce  
Ines Gaxiola  
Ed Casares  
Steve Suryan  
John Magby  
Ronald Morgan  
John Babich  
Steve Marinkovich Jr.  
Carlos Spinosa  
Mario Medina  
Rene Origel  
Rick Muller  
Michael Melgoza  
Vito Dacquisto  
Sam Ardaiz  
John Foss Jr.  
Tex Chesney  
Ramon Rodriguez  
Bob Regina  
John Kiser  
Richard Gomez  
John Logan  
Art Jacobsen

Sam Puccio  
Willie Calandrino  
Eddie Mondor  
Jim Magallanes  
Sam Thomas  
John Prohoroff  
Paul Alba  
Joe Karuza  
Freddie Negrete  
Matt Petrasich  
Don Prestlien  
Benjamin Paton  
Milton Flores  
Henry Gibbons  
Richard Mraz  
Art Lopez  
Erv Palica  
Julian Temblador  
Mit Short Sr.  
Mitch Vladimir  
Paul Tipich  
Vito Monreal  
Stan Huckaby  
Frenchy Augereau  
Arthur Leroy Able  
George Trinkle  
Frank Russell  
Ross Cornell  
Carlos Rivera  
Steve Saggiani  
Bert Tufele  
Felix Meraz Jr.

