

**Arbitration Award 01/18/1935**

Award of Arbitrator for Pacific Coast Ports

I. Basis of Arbitration

II. Questions Presented for Decision

III. Hearing and Stipulation of Parties

IV. Decision and Award

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In the Matter of )

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INTERPRETATION OF SECTION 4 )

OF AWARD OF NATIONAL )

LONGSHOREMEN'S BOARD )

)

RELATING TO METHODS OF )

HIRING AND DISPATCHING )

AWARD OF ARBITRATOR FOR PACIFIC COAST PORTS

Dated:

M.C. Sloss,

San Francisco, California

Arbitrator for Pacific Coast Ports

January 18, 1935

In the Matter of )

)

INTERPRETATION OF SECTION 4 )

OF AWARD OF NATIONAL )

LONGSHOREMEN'S BOARD )

)

RELATING TO METHODS OF )

HIRING AND DISPATCHING )

I. BASIS OF ARBITRATION

The undersigned was designated by the Secretary of Labor of the United States as general arbitrator for Pacific Coast ports to decide basic questions arising under the award of the National Longshoremen's Board, dated October 12, 1934. The present controversy relates to the interpretation of Section 4 and other sections of "Arbitrators' Award" of the National Longshoremen's Board, and particularly to the manner of hiring and dispatching longshoremen through the hiring halls provided for in the award.

II. QUESTIONS PRESENTED FOR DECISION

The contention of the International Longshoremen's Association is that, under the award, men must appear physically at the hiring hall in order to be dispatched to work. The employers contend that the purpose and intent of the arbitrators' award of the National Longshoremen's Board can be fully satisfied by arrangements for keeping a record of men dispatched to work, without the necessity of the men appearing physically at the hall before each assignment.

III. HEARING AND STIPULATION OF PARTIES

There were three hearings before the arbitrator. After considerable testimony had been offered, the parties stipulated and agreed upon an interpretation satisfactory to both sides. The following award is in accordance with the agreement so made.

IV. DECISION AND AWARD

In accordance with the agreement of the parties the arbitrator decides as follows:

The provision of the award that the hiring and dispatching of all longshoremen shall be done through a hiring hall or halls (Section 4 of Award) does not require that the dispatching shall necessarily be preceded or accompanied by a physical appearance of the men in the hiring halls. On the other hand, the award does not prohibit or exclude an arrangement under

which such physical appearance shall be called for. Any of the following methods of dispatching would be in accordance with the award of the National Longshoremen's Board:

(a) Dispatching through physical appearance at the halls;

(b) Dispatching without physical appearance at the halls;

(c) A combination of the two methods, certain men being required, and others not being required, to physically appear.

The method to be followed in any port may be determined by the Labor Relations Committee for that port, or in the event that such Labor Relations Committee fails to agree, by the arbitrator for that port.

(Signed) M.C. Sloss

Arbitrator for Pacific Coast Ports

Dated:

January 18, 1935.