

February 7, 2020

**Sent via email**

B.C. Labour Relations Board  
Suite 600, Oceanic Plaza  
1066 West Hastings Street,  
Vancouver, British Columbia, V6E 3X1

Mr. Najib Hassan, Registrar and Vice Chair  
Mr. Grant McArthur, Director – Mediation

Dear Sirs and Mesdames:

**RE: Teamsters Local Union No. 155 and Movement of United Professionals  
(Canadian Office and Professional Employee Union, Local 378) – Section 78 Response**

MoveUP (Cope Local 378) writes to oppose the application by Teamsters Local Union No. 155 pursuant to Section 78 of the Labour Relations Code, for a last offer vote.

On January 23, 2020 the parties met at the Board with Mediator Grant McArthur. This was not a formal mediation as neither party made an application to the Board. Neither party asked the mediator to book out as there was no application for mediation, the parties simply could not agree on the packaged offered by Teamsters Local Union No. 155 as it contained the very proposal that resulted in MoveUP filing the Section 11 bad faith bargaining application to the B.C. Labour Relations Board on December 17, 2019.

While the parties had agreed to put the Section 11 in abeyance and enter into discussions to attempt in good faith to reach a tentative agreement we were unable to do so as it was clear that Teamsters Local Union No. 155 was again acting in bad faith.

On January 30, 2020 a conference call between the parties was held with Vice Chair Brett Mathews. The Union asked the Vice Chair to give direction on the Section 11 application. Direction was given and Teamsters Local Union No. 155 was informed to have their response to the Section 11 application into the B.C. Labour Board by February 13, 2020, with MoveUP to submit their rebuttal by February 20, 2020.

We oppose this application because it interferes with our due process at the B.C. Labour Board in respect to the bad faith bargaining application and we would like to have a declaration from the Board regarding our Section 11 complaint prior to any last offer vote being held.

If the B.C. Labour Board indicates that they will proceed with the last offer vote, we would ask that the ballot box be sealed until MoveUP's Section 11 application is finalized through the Labour Relations Board.

Attached as Appendix "A" is the proposal that the Teamsters put on the table after all non-monetary proposals had been dealt with in bargaining and after Article 5 was already signed off by the parties. This Letter of Understanding was tabled on November 25<sup>th</sup>, 2019 at 10:02am and was an add on that violated the already signed off and agreed to language of Article 5 of the Collective Agreement. This LOU became the subject of MoveUP's Section 11 application for bad faith bargaining.

**ALL OF WHICH IS RESPECTFULLY SUBMITTED**

Yours truly,



April Young  
Union Representative

AY:km/usw2009

Cc: Theodore Arsenault, Teamsters 155 Legal Counsel  
Gayle Antoshchuk, Teamsters Office Manager  
Kelly Quinn, Union Representative  
Noel Gulbransen, Union Representative  
Christy Slusarenko, Vice President Combined Units  
Cheryl Popeniuk, Senior Union Representative  
Bargaining Committee