

ROPER GREYELL LLP  
800 PARK PLACE, 666 BURNARD STREET, VANCOUVER, BC, CANADA, V6C 3P3  
TELEPHONE 604.806.0922 FACSIMILE 604.806.0933 ropergreyell.com

**ROPERGREYELL** EMPLOYMENT + LABOUR LAWYERS

Drew Demerse  
Law Corporation\*  
Direct Line: 604 806 3852  
ddemerse@ropergreyell.com

FILE NO. 3621-006

March 10, 2015

VIA FAX

Labour Relations Board  
Suite 600, Oceanic Plaza  
1066 West Hastings Street  
Vancouver, BC V6E 3X1

Attention: **Jacquie de Aguayo**

Dear Madam:

**Re: Wolverine Coal Partnership -and- United Steel, Paper and Forestry, Rubber,  
Manufacturing, Energy, Allied Industrial and Service Workers International  
Union, Local 1-424**

**Section 54-Remittal-Case No. 67987/14T**

We write further to the Board's letter to the parties dated March 3, 2015 wherein the Board advised that it wishes to hear oral evidence about the "dispute with respect to what the Union refers to as the Phase 4a Recall Issue".

We write to advise that the Employer intends to call several witnesses with knowledge of the material facts in dispute. As a consequence, we believe it is unlikely that the matter will conclude in the one day that was previously set for oral argument (March 19). As the parties and their witnesses all reside outside Vancouver (in the Employer's case, Tumbler Ridge, BC, and Alabama) we request that two consecutive days be set for the hearing. We have contacted counsel for the Union to advise them of this position.

It is our view that a case management conference should be scheduled as soon as possible to resolve this issue.

Yours very truly,

**Roper Greyell LLP**

Per: 

Drew Demerse\*

DGD:sh

cc: Victory Square Law Office LLP, Attn: Craig Bavis and Stephanie Drake  
Client

Reply to: **STEPHANIE DRAKE**

**BY FACSIMILE (604) 660-1892**

telephone direct: 604.602.7982  
e-mail: [sdrake@vslo.ca](mailto:sdrake@vslo.ca)

March 11, 2015

Labour Relations Board  
of British Columbia  
6<sup>th</sup> Floor - 1066 West Hastings Street  
Vancouver, BC V6E 3X1

**Attention: Jacquie de Aguayo, Vice-Chair**

Dear Madam:

**Re: Wolverine Coal Partnership (the “Employer”) -and- United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union, Local 1-424 (the “Union”); Section 54 (Remittal) - Case 67987/14T**

We are in receipt of Employer counsel’s letter of March 10, 2015. The Union does not agree that the witnesses the Employer wishes to call in addition to Mr. Kingwell are necessary, or consistent with the narrow basis upon which this matter was referred by the reconsideration panel for re-hearing. We agree that case management is required to resolve this matter. Mr. Bavis is in Court this week until Thursday, March 12, but is available for a case management call either first thing on the morning of March 12 (the Court proceeding begins at 11:00 a.m. on that day), or on Friday March 13.

Yours truly,

VICTORY SQUARE LAW OFFICE LLP

per:



Stephanie Drake

cc: Roper Greyell LLP, Attn: Thomas Roper Q.C. and Drew Demerse (by email)  
client (by email)

**BRITISH COLUMBIA  
LABOUR RELATIONS BOARD**

LABOUR RELATIONS CODE

AMENDED NOTICE OF HEARING

Re: Western Coal Corp. (Wolverine Mine) -and- United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union, Local No. 1-424  
**(Section 54 (Remittal) - Case No. 67987/14T)**

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The Labour Relations Board has decided to conduct a hearing with respect to the above-noted application.

This will confirm by agreement between the parties, the hearing originally scheduled for March 19, 2015, has been rescheduled to **May 4 and 5, 2015**, each day commencing at **9:30 a.m.** as the date(s) and time(s) of the hearing, to be held at the **Labour Relations Board, 6<sup>th</sup> Floor, 1066 West Hastings Street, Vancouver, B.C.**

You, or your representative, are requested to attend and present such evidence and make such representations as you choose and to hear submissions by other persons. It is the responsibility of the parties to ensure sufficient copies of all documents are available for the full Panel and other parties at the commencement of the hearing.

The fact that a formal hearing has been scheduled does not preclude the parties from reaching a settlement prior to the hearing or during the hearing with the assistance of the Board.

DATED: March 23, 2015



JACQUIE DE AGUAYO  
VICE-CHAIR

Interested Parties listed on Page 2