



**GOVERNMENT OF PRINCE EDWARD ISLAND
LABOUR RELATIONS BOARD**

Michele D. Sanderson, B.A., LL.B.
Chair

Roy J. Doucette
Chief Executive Officer

DEPARTMENT OF LABOUR
P.O. BOX 2000
CHARLOTTETOWN
PRINCE EDWARD ISLAND
C1A 7N8

RE: JURISDICTIONAL DISPUTE

BETWEEN:

**INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS,
LOCAL 1432**

APPLICANT

AND:

EASCO ELECTRIC LIMITED

RESPONDENT

Panel:

**Michele D. Sanderson, Chair
J. Marc Gallant, Member
Judy Goodwin, Member**

D E C I S I O N

BACKGROUND

On August 16, 1993 the Complainant, International Brotherhood of Electrical Workers, Local 1432 filed a Jurisdictional Dispute Complaint against the Respondent, Easco Electric Limited. Upon receipt and review of the Complaint by the Chief Executive Officer of the Labour Relations Board (hereinafter referred to as the "Board"), and upon consultation with the Complainant regarding further particulars, the Complaint was returned accompanied by a letter of explanation.

On September 13, 1993 the Complainant returned the same Complaint to the Board with a cover letter dated August 31, 1993 giving a brief explanation of the matter.

On September 16, 1993 a panel of the Board met to review the Complaint. After much discussion, the Board feels bound to dismiss the Complaint for lack of evidence.

DECISION

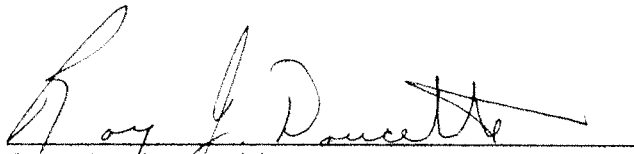
When a party comes before the Board through an expedited process, such as Section 38, where the Board is asked to make an Interim Order on the basis of the documentation filed, the Board requires sufficient detail within the Complaint to determine the matter. In this particular Complaint there simply is not enough evidence upon which the Board can be either

- (a) satisfied that a stoppage of work is likely to occur; or
- (b) persuaded to grant an Interim Order directing the assignment of work.

The Board notes that Sections 7 and 8 of Form 13, regarding relief requested by the Complainant, were left blank. As well Section 4, 6 and 10 of the Complaint ought to contain detailed descriptions, thereby enabling the Board to thoroughly consider the substantive issues and make a timely and informed decision.

The Board hereby dismisses the Complaint. This Decision does not preclude the Complainant from filing another Complaint containing detailed information and evidence for the Board to consider.

THIS DECISION made by the Labour Relations Board on this 16th day of September, 1993 and issued under the hand of its Chief Executive Officer.



Roy J. Doucette
Chief Executive Officer