



Michigan Infrastructure & Transportation Association

September 2, 2010

John Hamilton
General Vice President & Business Manager
Operating Engineers, Local 324
500 Hulet Drive
Bloomfield Township, MI 48302

Dear John,

It has come to my attention that the Operating Engineers, Local 324 ratification meeting is not scheduled until September 9th, 2010, at which time you anticipate membership approval of the recently negotiated table agreement for underground construction between MITA and the Union.

MITA has received an affirmative vote ratifying the contract agreement from those companies for which we hold power of attorney for the Operating Engineers - Underground Agreement.

Due to the fact that the ratification meeting is being held after the September 1st date on the Agreement, I am hereby notifying you that we have told our membership to continue to pay all wages and fringes under the terms and conditions of the previous collective bargaining agreement that was set to expire August 31, 2010. Once you have notified me of an affirmative union ratification vote, I will pass along to my membership that they are to pay the newly negotiated rates back to the first full week following Sept 1, 2010 on a retroactive basis.

If you have any questions, please feel free to call me.

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Nystrom". The signature is fluid and cursive.

Michael A. Nystrom
Executive Vice President