



Michigan Infrastructure & Transportation Association

July 8, 2014

Mr. Douglas W. Stockwell, Business Manager
International Union of Operating Engineers
Local 324
500 Hulet Drive
Bloomfield Township, MI 48302

Re: Utility Distribution CBA

Dear Mr. Stockwell:

We are in receipt of your June 26, 2014 letter. The letter attempts to force contractors who are signatory to the MITA Distribution Collective Bargaining Agreement (CBA) to sign a fringe benefits Participation Agreement, thus altering our existing CBA with your Union, which has a term through April 30, 2018. Although there are many fatal flaws in your letter, I will only address one here. Under the threat of litigation, you have demanded, among other things, that signatory contractors take on new contractual obligations, impose new obligations on their subcontractors and guaranty any fringe benefits payments not made by subcontractors. These are new contractual obligations, which do not exist in the CBA.

Because of its long relationship with the Operating Engineers, Local 324, MITA will treat your June 26th letter (Participation Agreement) as a mid-term request to modify the CBA, which is rejected and must be dropped by the Union. If you continue to pursue the demands in your letter, MITA will of course, be forced to utilize all available remedies.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "Michael A. Nystrom".

Michael A. Nystrom, Executive Vice President/Secretary

Cc: All MITA Distribution Members