



MM&P Notice to Members

Email: mmpinfo@bridgedeck.org

410-582-7046

OSG Fleet and ATC Fleet Newsletter 14th Edition 8/4/2023 In Response to CAO Communication to the OSG Fleet and ATC Fleet

ATC NLRB ELECTION PROGRESS BAR



What was said

IT HAS COME TO OUR ATTENTION THAT THE CHIEF ADMINISTRATIVE OFFICER OF OSG HAS SENT A MESSAGE TO THE CAPTAINS OF EACH SHIP AS WELL AS TO ALL OF THE LDOs PERSONAL EMAIL ADDRESSES REGARDING THE RECENT NLRB ATC ELECTION HEARING. SOME OF THE INFORMATION IN THIS EMAIL MISREPRESENTED MM&P'S POSITION AND SOME OF THE INFORMATION THREATENED PROMOTIONAL OPPORTUNITIES FOR LDOs WHO MAY CHOOSE TO VOTE FOR MM&P AS THEIR REPRESENTATIVE UNION. BELOW WE WOULD LIKE TO CLARIFY POINT BY POINT SO THE RECORD IS CLEAR ON WHERE MM&P STANDS:

1. IN THE AFOREMENTIONED EMAIL MR. MOTE STATED:



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"ALTHOUGH BOTH MM&P AND MEBA CLAIM THAT CAPTAINS ARE NOT SUPERVISORS, AND 100% OF MM&P DEEP-SEA CONTRACTS INCLUDE CAPTAINS, THEY WANT TO EXCLUDE THE CAPTAINS FROM THE VOTE."

THE COMPANY'S INITIAL POSITION STATED THAT THE CAPTAINS' AND CHIEF MATES' ARE SUPERVISORS AS DEFINED UNDER THE NATIONAL LABOR RELATIONS ACT (NLRA). AT THE SAME TIME THE COMPANY ALSO PROPOSED TO ***INCLUDE*** THE CAPTAINS WHO THEY CLAIM ARE SUPERVISORS IN THE UNIT. THE NATIONAL LABOR RELATIONS BOARD (NLRB) WILL NOT CERTIFY A BARGAINING UNIT WITH BONA FIDE SUPERVISORS IN IT. THE POSITION THAT THE COMPANY IS TAKING IS DUPLICITOUS, CONTRADICTORY, AND UNTENABLE. IT IS A LEGAL STRATEGY TO DELAY THE DECISION AND WEAR DOWN OUR RESOLVE.

MASTERS, MATES, AND PILOTS HAS A PROUD HISTORY OF REPRESENTING CAPTAINS DATING BACK TO OUR ORIGINS IN THE 1880'S IN NEW YORK HARBOR WHEN CAPTAIN CHARLES SMITH STAYED AT THE HELM OF A BURNING PADDLE WHEELER AND WAS SUMMARILY SCAPEGOATED FOR A BOILER EXPLOSION THAT WAS OUT OF HIS CONTROL. SHORTLY THEREAFTER, A COMMITTEE WAS FORMED BY THE LOCAL CAPTAINS AND PILOTS TO CLEAR CAPTAIN SMITH'S NAME. TODAY, SIMILAR COMMITTEES HAVE FORMED IN BOTH OSG FLEETS AND ATC FLEETS BY LDOs TO OBTAIN THEIR RIGHTFUL SEATS AT THE TABLE. THEIR SKILL AND PROFESSIONALISM HAVE EARNED THEM THE RIGHT TO DETERMINE THEIR WORKING CONDITIONS AND WAGES. OF COURSE, MM&P WOULD BE PROUD TO REPRESENT THE CAPTAINS IF THEY WANT UNION REPRESENTATION.

2. IN AN EFFORT TO DEFEND HIS UNTENABLE LEGAL POSITION AND COERCE LICENSED DECK OFFICERS, MR. MOTE POSED THE QUESTION IN HIS COMMUNICATION TO THE OSG FLEET AND ATC FLEET:

"IF CAPTAINS AND THE BALANCE OF THE OSG FLEET ARE NOT PART OF A BARGAINING UNIT, WHAT HAPPENS TO OUR MATES' PROMOTIONAL OPPORTUNITIES?"

THE UNION CERTAINLY WILL NOT STAND IN THE WAY OF ANY PROMOTION OF AN LDO. WE HAVE TWO TRAINING SCHOOLS DEDICATED TO ADVANCING LDOs CAREERS AND UPGRADING YOUR LICENSES. THIS STATEMENT INSINUATES THAT THE COMPANY WOULD NOT PROMOTE LDOs WHO ARE PART OF A COLLECTIVE BARGAINING UNIT WHICH IS ILLEGAL AND RUNS AFOUL OF THE NLRA. WE HAVE THEREFORE FILED AN **UNFAIR LABOR CHARGE** AGAINST THE COMPANY FOR THREATS AGAINST LDOs PROMOTIONAL OPPORTUNITIES. THIS WILL NOT BE TOLERATED AND WE WILL PRESS THIS ISSUE WITH THE NLRB UNTIL WE HAVE RECEIVED A FULL AND FAIR RESOLUTION. FOR TRANSPARENCY A COPY OF THE CHARGE CAN BE FOUND ON THE FOLLOWING PAGE.



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FORM NLRB-501
(3-21)

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE	
Case	Date Filed

INSTRUCTIONS:

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT	
a. Name of Employer Alaska Tanker Company LLC	b. Tel. No. 503-207-0046
	c. Cell No.
	f. Fax No.
d. Address (Street, city, state, and ZIP code) 15220 NW Greenbrier Pkwy Atrium Bldg Suite 270 Beaverton, OR 97006	e. Employer Representative Damon Mote
	g. e-mail dmote@osg.com
	h. Number of workers employed 15+
i. Type of Establishment (factory, mine, wholesaler, etc.) Marine transportation company	j. Identify principal product or service Energy transportation
The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.	
2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices) Within the last six months, the Employer, through its officers, supervisors, and agents, has restrained and coerced employees in the exercise of their Section 7 rights by threatening that forming a union with the bargaining unit described in the Union's election petition would interfere with unit employees' promotional opportunities.	
3. Full name of party filing charge (if labor organization, give full name, including local name and number) International Organization of Masters, Mates & Pilots	
4a. Address (Street and number, city, state, and ZIP code) 700 Maritime Boulevard Suite B Linthicum Heights, MD 21090	4b. Tel. No. 410-691-8148
	4c. Cell No.
	4d. Fax No.
	4e. e-mail gterrasa@bridgedeck.org
5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization) American Federation of Labor and Congress of Industrial Organizations (AFL-CIO)	
6. DECLARATION I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.	
 (signature of representative or person making charge)	Jason Wojciechowski, Bush Gottlieb (Printtype name and title or office, if any)
801 N. Brand Blvd., Suite 950, Glendale, CA 91203 Address	818-973-3200 Tel. No.
Date August 2, 2023	Office, if any, Cell No.
	Fax No.
	e-mail jasonw@bushgottlieb.com

**WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)
PRIVACY ACT STATEMENT**

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information may cause the NLRB to decline to invoke its processes.



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3. LASTLY MR. MOTE STATED:

"IT WILL BE MONTHS BEFORE THERE IS A DECISION. AS MUCH AS WE WOULD LIKE TO RESOLVE THIS, TOO MUCH OF OUR FUTURE IS AT STAKE TO AGREE TO THIS"

IT WILL TAKE MONTHS TO GET A DECISION BECAUSE THE COMPANY HAS CHOSEN THAT COURSE. IF THE COMPANY WANTED A QUICK RESOLUTION, A HEARING WOULD NOT HAVE BEEN NECESSARY AND YOU WOULD BE RECEIVING A BALLOT FROM THE NLRB THIS MONTH. A HEARING WAS HELD BECAUSE THE COMPANY INSISTED THAT ATC LDOs SHOULD NOT HAVE A RIGHT TO BARGAIN SEPARATELY FROM OSG LDOs DESPITE THE FACT THAT ATC ENGINEERS AND ATC UNLICENSED CREWS BARGAIN SEPARATELY.

UNTIL OUR ELECTION IS CALLED:



[AMO Withdraws motion to Intervene](#)

AMO has disclaimed interest in the ATC bargaining unit and has withdrawn its motion to intervene with the election. This means that AMO will not be a choice on the election ballot. You can find the official order issued by the NLRB approving the request to withdraw by [clicking here](#).



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IF YOU WANT TO JOIN OUR MAILING LIST, AND HAVE MM&P REPRESENTATION AND/OR SEE MM&P ON A BALLOT AS AN OPTION TO JOIN, PLEASE REQUEST AND FILL OUT AN ELECTRONIC PLEDGE CARD BY CLICKING HERE:

[HTTPS://BRIDGEDECK.ORG/REQUEST-A-PLEDGE-CARD/](https://bridgedeck.org/request-a-pledge-card/)



MM&P IS HERE TO LISTEN



If you have any questions, you can reach Captain Shawn Tucz or Captain Tom Larkin at mmpinfo@bridgedeck.org or call 410-582-7046. Want to meet off the ship? We will pick you up. Send us an email or call.

[Looking for more information about MM&P?](#)

Click the links below for past editions of the newsletters:

[Open Letter](#) to OSG/ATC officer

[First Edition](#) OSG Fleet & ATC Fleet newsletter sent on 5/5/2023

[Second Edition](#) OSG Fleet & ATC Fleet newsletter sent on 5/12/2023

[Third Edition](#) OSG Fleet & ATC Fleet newsletter sent on 5/19/2023

[Fourth Edition](#) OSG Fleet & ATC Fleet newsletter sent on 5/26/2023

[Fifth Edition](#) OSG Fleet & ATC Fleet newsletter sent on 6/2/2023

[Sixth Edition](#) OSG Fleet & ATC Fleet newsletter sent on 6/9/2023

[Seventh Edition](#) OSG Fleet & ATC Fleet newsletter sent on 6/16/2023

[Special Edition](#) OSG Fleet & ATC Fleet newsletter sent on 6/23/2023

[Ninth Edition](#) OSG Fleet & ATC Fleet newsletter sent on 6/30/2023

[Tenth Edition](#) OSG Fleet & ATC Fleet newsletter sent on 7/7/2023

[Eleventh Edition](#) OSG Fleet & ATC Fleet newsletter sent on 7/14/2023

[Twelfth Edition](#) OSG Fleet & ATC Fleet newsletter sent on 7/21/2023

[Thirteenth Edition](#) OSG Fleet & ATC Fleet newsletter sent on 7/28/2023