June 6, 2003

**Directed to:** McLennan Ross - Dave Ross, Q.C./Hugh McPhail/Chris Lane, Blair Chahley
Seveny - J. Robert Blair/Yvon Seveny, Burnet Duckworth & Palmer - Daniel McDonald, Q.C.,
MSI Energy Services - Garry McIvor, IGL Canada (Western) Ltd. - c/o McLennan Ross,
Monad Contractors - c/o McLennan Ross, Pyramid Corporation Westbrook Electrical
Services Limited - c/o Daryl Wilson of Fraser Milner Casgrain, Stuart Olson Construction - Al
Stowkowy, J.V. Driver Installations Ltd. - Bill Elkington, International Brotherhood of
Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers, Local Lodge No. 146
- Ian Murphy, International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths,
Forgers and Helpers, Local Lodge No. 146, Dean Milton, Christian Labour Association of
Canada - Rod Schenk, Canem Systems Ltd. - c/o McLennan Ross, United Brotherhood of
Carpenters and Joiners of America, Local Union No. 1325 - Vince Burton, Ledcor Fabricators
Inc./Ledcor Industrial Ltd./Ledcor Industrial Maintenance/Ledcor Industries Ltd./Ledcor
Industries (AB) Inc. - c/o McLennan Ross, North American Pipelines Inc./North American
Construction (1993) - c/o McLennan Ross, Midwest General Contractors/Midwest Projects
Ltd. - c/o McLennan Ross, Quinn Construction Ltd. - c/o McLennan Ross, Vertex - Andy
Robertson, HJB Fabricators - Andy Robertson, TNL Construction Ltd./TNL Paving Ltd./Alpine
Heating Ltd./Bay Acrylic Inc./MCL Contracting Ltd./IGL Canada (Western) Ltd. - c/o
McLennan Ross

**RE:** An application for certification as bargaining agent brought by United
Brotherhood of Carpenters and Joiners of America, Local Union No. 1325,
affecting J.V. Driver Installations Ltd., Board File No. CR-02866

**RE:** An application for certification as bargaining agent brought by the International
Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and
Helpers, Local Lodge No. 146 affecting J. V. Driver Installations Ltd. Board File
No. CR-02899

[1] On April 9, 2003 the applicant Unions requested the opportunity to present new
evidence in the matter. The Board sought written submissions from all parties and particulars
of the evidence the Union’s wish to introduce. The written submissions and particulars were
forwarded to this panel (Howes, Halpen, Campbell) to review. This panel has been asked to
determine whether the Board should re-open the proceedings to hear new evidence from the
applicant Unions.

[2] We dismiss the request by the Applicant Unions to re-open the hearing to present
new evidence. Reasons for our decision will be included in our final reasons on the merits.

[3] For the information of the parties, the panel anticipates releasing the bottom line by

Deborah M. Howes, Vice-Chair