

STATE OF ILLINOIS – DEPARTMENT OF LABOR  
160 N. LASALLE ST., STE. C-1300  
CHICAGO, ILLINOIS 60601

IN THE CONSOLIDATED MATTER OF: )  
)  
INTERNATIONAL UNION OF OPERATING )  
ENGINEERS, LOCAL #318, )  
)  
Petitioner(s), )  
v. )  
)  
JOSEPH BEYER, DIRECTOR OF THE )  
ILLINOIS DEPARTMENT OF LABOR and )  
the ILLINOIS DEPARTMENT OF )  
LABOR, )  
)  
Respondent. )

STATE FILE NO. 2018-H-AS09-1971

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INTERNATIONAL UNION OF OPERATING )  
ENGINEERS, LOCAL #318, )  
)  
Petitioner(s), )  
v. )  
)  
JOSEPH BEYER, DIRECTOR OF THE )  
ILLINOIS DEPARTMENT OF LABOR and )  
the ILLINOIS DEPARTMENT OF )  
LABOR, )  
)  
Respondent(s), )  
)  
LABORERS' INTERNATIONAL UNION OF )  
NORTHAMERICAN SOUTHERN & CENTRAL )  
LABORERS' DISTRICT COUNCIL and their )  
affiliated LOCAL UNIONS, )  
)  
Intervenor. )

STATE FILE NO. 2018-H-PK07-1916

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ORDER

**THIS MATTER COMING** on to be heard under the Prevailing Wage Act, 820 ILCS 130/0.01-12 and Notice of Hearing issued thereunder; and, the International Union of North America, Southern and Central Illinois Laborers' District Council and their affiliated unions Petition to Intervene and Motion to Consolidate and Respondents' Motion to Extend Time to Answer Petitioner's Objection and Request for Section 9 Hearing, and the Parties' Agreed Motion to Continue pursuant to 56 Illinois Administrative Code 120.400 (a) (1-6) all parties having been duly advised in the premises, the undersigned issues this order;

**IT IS HEREBY ORDERED:**

1. By written agreement of the parties, the hearing currently scheduled in the matter of *International Union of Operating Engineers, Local #318 v. Joseph Beyer, Director of the Illinois*

*Department of Labor and the Illinois Department of Labor, 2018-H-AS09-1971 for October 19, 2017 at 9:00 a.m. is continued.*

2. Pursuant to 56 Ill. Adm. Code 120.310 and by agreement of the parties and the proposed intervenor, the International Union of North America, Southern and Central Illinois Laborers' District Council and their affiliated unions on 2018-H-AS09-1971, and the *International Union of Operating Engineers, Local #318 v. Joseph Beyer, Director of the Illinois Department of Labor and the Illinois Department of Labor, 2018-H-PK07-1916* are consolidated to provide for convenient, expeditious and complete determination of the matters.
3. Respondents' Motion(s) to Extend the Answer date is granted and Respondents shall file an answer in this consolidated matter on or before **November 2, 2017**.
4. 2018-H-AS09-1971 and 2018-H-PK07-1916 are set for hearing concurrently at **9:00 a.m. on November 7, 8, 9, 2017** at the Illinois Department of Labor, 160 N. LaSalle St., Ste. C-1300, Chicago, IL 60601 at which time the participants shall be ready to proceed. Entrance into the building requires presentation of valid government issued photo identification and security screening.
5. The Petition to Intervene filed by the International Union of North America, Southern and Central Illinois Laborers' District Council and their affiliated unions' Petition to Intervene in the matter of the *International Union of Operating Engineers, Local #318 v. Joseph Beyer, Director of the Illinois Department of Labor and the Illinois Department of Labor 2018-H-AS09-1971* is entered and continued.
6. The parties, intervenor and potential intervenor have represented that an oral agreement settling these matters has been reached in this newly consolidated matter. The date previously set for **production of witness lists, October 20, 2017 is vacated** and reset on both matters to **November 2, 2017**. Witnesses not listed will require leave of the administrative law judge to be allowed to testify.
7. The **telephonic status conference** set for **October 26, 2017 at 11:30 a.m.** is continued to **November 2, 2017 at 12:30 p.m.**
8. **Petitioner Attorney** will be contacted at **314.396.6479**. **Respondent Attorney** will be contacted at **312.793.1966**. Attorney representing potential intervenor will be contacted at **217.522.3381**. The undersigned will initiate the telephone call. If the contact number listed is incorrect, contact information should be corrected by sending an email to [DOL.hearings@illinois.gov](mailto:DOL.hearings@illinois.gov) on or before **October 30, 2017**.

DATE: 10/18/17

*/s/ Claudia D. Manley*

Claudia D. Manley  
Chief Administrative Law Judge

Claudia D. Manley  
Chief Administrative Law Judge  
Illinois Department of Labor  
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STATE OF ILLINOIS        )  
  )  
  )  
COUNTY OF COOK         )

CERTIFICATE OF SERVICE

Under penalties as provided by law, including pursuant to Section 1-109 of the Code of Civil Procedure, I Ann Harrison a non-attorney, affirm, certify or on oath state, that I served notice of the attached Order upon all parties to this case, or their agents appointed to receive service of process, by enclosing a copy of the Order in Case No. 2018-H-PK-07-1916 and 2018 H-PK09-1971 and a copy of the Certificate of Service in an envelope addressed to each party or party's agent at the respective address shown on the Order or on the Certificate of Service, having caused each envelope to be served by U.S. mail with postage prepaid at 100 W. Randolph Street, Chicago, Illinois on the 18 day of October, 2017 prior to 4:30 p.m. and placed on the Illinois Department of Labor's official website at and placed on the Illinois Department of Labor's official website at www.state.il.us/agency/idol/

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160 N. LaSalle St., Ste. C-1300  
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/s/ Ann Harrison *ah*  
Illinois Department of Labor  
Executive Secretary II