

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

BERNIE JIRICEK, as a Member of Local 126  
of the INTERNATIONAL ASSOCIATION OF  
MACHINISTS and AEROSPACE WORKERS,  
and LOCAL 126 OF THE INTERNATIONAL  
ASSOCIATION OF MACHINISTS AND  
AEROSPACE WORKERS,

PETITIONER(S),

v.

JOSEPH BEYER, ACTING DIRECTOR OF THE  
ILLINOIS DEPARTMENT OF LABOR, and  
THE ILLINOIS DEPARTMENT OF LABOR,

RESPONDENTS.

STATE FILE NO. 2018-H-AS09-1992

ORDER

**THIS MATTER COMING** on to be heard under the Prevailing Wage Act, 820 ILCS 130/0.01-12 and Notice of Hearing issued there under; and, pursuant to an Order for Pre-hearing Conference and Respondents' Motion to Extend Time for Respondents to Answer Petitioners' Objection and Request for Section 9 hearing, 56 Illinois Administrative Code 120.400 (a) (1-6) and 100-670 all parties having been duly advised on the premises issues this order;

**FINDINGS:**

The undersigned has received written communications from Petitioners and Respondents agreeing that the hearing date in this matter currently set for October 18, 2017 be vacated and postponed. The parties have further agreed in writing to set this matter for a status date and that Respondents' Motion to Extend Time for Respondents to Answer Petitioners' Objection and Request for Section 9 Hearing be allowed.

**IT IS HEREBY ORDERED:**

1. Respondents' Motion to Extend the Answer Date is granted. A date will be set if it becomes necessary.
2. Petitioners and Respondents agree to accept service of all motions and documents regarding this matter via email.
3. Any and all Petition(s) to Intervene shall be filed by all interested persons/entities as defined by 56 Ill. Adm. Code 120.320 on or before **October 31, 2017**.
4. All Petitions to Intervene shall comply with 56 Ill. Adm. Code 120.320. Any brief accompanying the response shall comply with 56 Ill. Adm. Code 120.301.
5. Failure to file the Petition to Intervene in accordance with 56 Ill. Adm. Code 120.320 will result in the Petition not being in compliance with this order and subsequent denial.
6. Any Petition to Intervene filed **after October 31, 2017** will be deemed untimely and will unduly delay or prejudice the adjudication of rights of the original parties 56 Ill. Adm. Code 120.320 (2).

7. Any and all written responses regarding timely Petition(s) to Intervene shall be filed on or before **November 14, 2017**. Any brief accompanying the response shall comply with 56 Ill. Adm. Code 120.301.
8. By agreement of the parties in writing, the hearing date currently scheduled for **October 18, 2017** at **11:00 a.m.** at the Illinois Department of Labor, 160 N. LaSalle St. is **vacated**. The matter is set for a **telephonic status conference** regarding possible settlement of the matter on **November 21, 2017** at **11:30 a.m.** The undersigned shall initiate the calls at the phone numbers previously used for the pre-hearing conference.

DATE: 10/17/17

/s/ Claudia D. Manley

Claudia D. Manley  
Chief Administrative Law Judge

Claudia D. Manley  
Chief Administrative Law Judge  
Illinois Department of Labor  
160 N. LaSalle St., Ste. C-1300  
Chicago, IL 60601  
V: 312-793-1805  
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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-AS09-1992 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 Certificate of Service, having caused each envelope to be served by U.S. Mail at 100 W. Randolph Street, Chicago, Illinois on the 17 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/](http://www.state.il.us/agency/idol/)

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Via messenger:

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