



SCHWABE, WILLIAMSON & WYATT®
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June 26, 2013

VIA E-MAIL, FAX AND OVERNIGHT DELIVERY

Cager Clabaugh
President
ILWU, Local 4
1205 Ingalls Street
Vancouver, WA 98660

Re: Port of Vancouver/UGC
Our File No.: 067855

Dear Cager:

As you know, this office represents the Port of Vancouver. Please be advised that between 6:00 a.m. on Friday, June 28, 2013 and 8:00 p.m. on Wednesday, July 3, 2013, employees of Younglove Construction Company and/or Younglove's subcontractors, Design Space Modulares, Gerlock Towing & Heavy Haul, Bones Construction, Clark Public Utilities, Advanced American Construction and Cherry City Electric will be entering and exiting through the Port's Main Gate for the purposes of (1) removing Younglove's construction trailers, equipment and/or other property including a temporary utility transformer and pole; (2) performing certain concrete work on the recent capital construction project located on the UGC leasehold; and/or (3) engaging in warranty or "punchlist" services regarding said capital construction project. Employees of Younglove and the above-mentioned subcontractors will not be permitted to enter or exit the Main Gate at any other times except as described in this letter, unless specified in a subsequent written notice to you.

Please be advised that, because the employees of Younglove, Design Space Modulares, Gerlock Towing & Heavy Haul, Clark Public Utilities and Advanced American Construction will be using the Main Gate only to remove property, including Younglove's construction trailers and equipment, which was present on UGC's leasehold for purposes of the UGC capital construction project, their use of the Main Gate does not, according to well-established legal precedent, constitute a taint of the Main Gate. Similarly, because it is the Port's understanding that the employees of Younglove and/or Bones Construction will be performing concrete work directly related to the capital construction project and employees of Younglove and/or Cherry

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City Electric will be performing warranty/punchlist items related to the same construction project, their use of the Main Gate during the designated times above also does not constitute a taint according to the same legal precedent.

When conducting normal operations, UGC and its employees, subcontractors, suppliers, visitors, vendors and drivers will at all times continue to use the gate previously designated for UGC use. In light of the above, any failure to confine any picketing to the designated UGC gate is unlawful and will result in appropriate legal action, which may include the filing of an unfair labor practice charge and/or a federal district court lawsuit.

If you have any questions or wish to discuss this matter, please let me know.

Very truly yours,



Michael T. Garone

MTG:kbc

cc: Rob Lavitt
ILWU, Local 40
ILWU, Local 92

