

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

IN THE MATTER OF:)
)
PIPE FITTERS ASSOCIATION, LOCAL 597)
UNITED ASSOCIATION,)
)
PETITIONER(S),) STATE FILE NO. 2018-H-AS09-1974
)
v.)
)
JOSEPH BEYER, ACTING DIRECTOR OF THE)
ILLINOIS DEPARTMENT OF LABOR, and)
THE ILLINOIS DEPARTMENT OF LABOR,)
)
RESPONDENTS.)
)

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, Respondent's Motion to Extend Answer Date pursuant to 56 Illinois Administrative Code 120.400 (a) (1-6) all parties having been duly advised on the premises issues this order;

IT IS HEREBY ORDERED:

1. The parties agree to accept service via email as does the undersigned.
2. General discovery (e.g., deposition, interrogatories or request to produce or admit) is not permitted. 56 Ill. Adm. Code 120.410 (a).
3. Any discovery dispute is to be addressed with the opposing party prior to filing a motion. Evidence demonstrating said outreach will be required before a motion will be entertained regarding same.
4. All Petitions to Intervene shall comply with 56 Ill. Adm. Code 120.320.
5. Failure to file the Petition 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 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. Respondent's Motion to Extend the Answer Date is granted. Respondent shall file an answer on or before **November 3, 2017**.
8. Each party shall provide the opposing party with a copy of any document that it may offer into evidence. The parties shall exchange documents on or before **November 8, 2017**. Each party shall provide newly discovered documents, except for witness statements, as they become known to the party intending to introduce the document. Any newly discovered documents must be produced on or before **November 15, 2017**. A party will require leave of the administrative law judge to provide any documents after this date, except for documents obtained pursuant to a third-party subpoena.

9. The parties shall file motions for third party subpoenas, along with a draft copy of a subpoena (the subpoena shall show on its face the name and address of the party) at whose request the subpoena was issued with the undersigned on or before **November 22, 2017**. The parties maintain a duty to supplement document exchange wherein documents have been obtained in this fashion. In any case, those documents shall not be produced to the opposing parties after **December 13, 2017** without leave of the administrative law judge or as agreed to among the parties.
10. Subpoenas for the attendance and testimony of witnesses shall be filed on or before **November 22, 2017**. The subpoena shall show on its face the name and address of the party at whose request the subpoena was issued.
11. Each party shall provide to the opposing party and the undersigned a witness list containing the name, address and affiliation with the matter of any witness who may be called to testify on or before **December 12, 2017**. Witnesses not on these lists will require leave of the administrative law judge to be allowed to testify.
12. This matter is set for a **telephonic status conference** on **December 13, 2017 at 11:30 a.m.** at which time all outstanding issues will be discussed as well as any pending motions. The undersigned will initiate the conference at previously provided phone numbers.
13. This matter is scheduled for in person hearing on **December 19 and 20, 2017¹ at 9:00 a.m.** at the **Illinois Department of Labor, 160 N. LaSalle St., Ste. C-1300, Chicago, IL 60601**. The parties shall be prepared to proceed.

DATE: 10/23/17

/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
DOL.hearings@illinois.gov

NOTE: Entrance into the building requires security screening and presentation of valid government issued photo identification.

¹ Dates agreed to at the time of pre-hearing conference are no longer available.

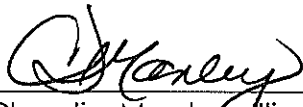
CERTIFICATE OF SERVICE

Under penalties as provided by law, including pursuant to Section 1-109 of the Code of Civil Procedure, I Claudia Manley, an 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-AS09-1974 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 24th 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/

Pipefitters Assoc./Local 597
c/o Joseph Mallon
Johnson Krol
311 S. Wacker Dr., Ste. 1050
Chicago, IL 60606
mallon@johnsonkrol.com

Via messenger:

Benno Weisberg
Illinois Department of Labor
General Counsel
160 N. LaSalle St., Ste. C-1300
Chicago, IL 60601



Claudia Manley, Illinois Department of Labor
Chief Administrative Law Judge