

IN THE MATTER OF AN ARBITRATION

BETWEEN

The Corporation of the City of Hamilton

("City")

and

Hamilton Professional Fire Fighters' Association

("Association")

Grievance of Shawn Elliott

SOLE ARBITRATOR: James Hayes

APPEARANCES

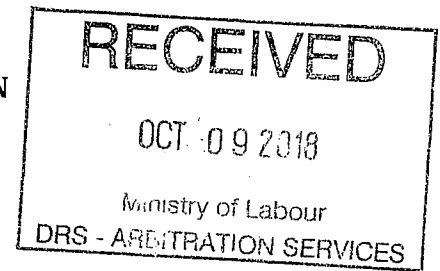
For the Association:

Heather Ann McConnell, Counsel

For the City:

Mark H. Mason, Counsel

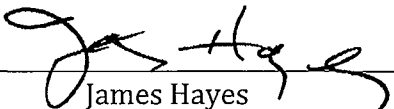
Hearings were held in Hamilton on October 10, 2017 and October 4, 2018.



AWARD

1. This matter arises from an earlier decision concerning the discharge of Mr. Elliott reported at 2015 CanLII 79046 (ON LA).
2. The parties continued to differ concerning the appropriate remedial reach of that award.
3. Having regard to the submissions of counsel and consultations with the parties directly, I direct that the City shall promote the Grievor to the rank of Captain effective December 1, 2018.
4. While I remain seized if and as may be required, I expect that this longstanding grievance is now finally resolved for all purposes.

Dated at Toronto, Ontario this 9th day of October, 2018.


James Hayes