

IN THE MATTER OF AN ARBITRATION

BETWEEN:

LABOURERS' INTERNATIONAL UNION OF NORTH AMERICA, LOCAL 183

(the "Union")

and

**2660699 ONTARIO CORPORATION c.o.b. as FIVE STAR GROUP DEMOLITION and
GABRIEL CORNELIO FRANCO c.o.b. as VIDA LIFE GROUP**

(Collectively, the "Employer")

Re: Grievance dated July 16, 2020

Sole Arbitrator: Norm Jesin

The parties have entered into Minutes of Settlement of this matter and have requested that I incorporate their agreement into an Order. Having regard to their agreement I hereby grant the following Orders:

1. A Declaration that the Employer is bound to the collective agreement between the Union and the Residential Framing Contractors' Association of Metropolitan Toronto & Vicinity Inc., effective on its face from May 1, 2019 to April 30, 2022 and continuing thereafter in accordance with its terms and by statute (the "Collective Agreement").
2. A Declaration that the Employer has violated the Collective Agreement by failing to pay to the Union, dues, benefits and other amounts described in the Collective Agreement in the amount of \$6,113.11 for 465.5 hours of work performed at the project located at 20174 Kennedy Road, Caledon, Ontario (the "Caledon Project") by the following employees:
 - i. Daniel C. Ferreira;
 - ii. Cruz Delgado;
 - iii. Alex Foster Brown;
 - iv. Jose Manuel Sibaja Burke;
 - v. Betuel Gonzalez Figueroa;
 - vi. Luis A. Cardenas Contrera; and
 - vii. Gabriel Cornelio Franco.
3. A Declaration that that the Employer has violated to Collective Agreement by failing to pay wages in the amount of \$1,400.00 to its employee, Gabriel Cornelio Franco for 40 hours of work performed at the Caledon Project.

4. A Declaration that 2660699 Ontario Corporation c.o.b. as Five Star Group Demolition and Gabriel Cornelio Franco c.o.b. as Vida Life Group are jointly and severally responsible for the amount ordered to be paid to the Union herein.
5. An Order that the Employer pay forthwith to the Union, the amount of \$8,643.11 for work performed by the Union's members at the Project and the arbitration fees in this matter.

Dated this 18th day of August, 2020.

A handwritten signature in black ink, appearing to read 'NJ', is written over a horizontal line.

Norm Jesin