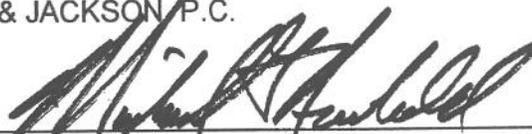




WHEREFORE, for the above stated reasons, and with the agreement of counsel for the Division, Objector requests the Commission to enter an order authorizing the filing of the Supplemental Affidavit of objector witness Mike Burns in the form attached and incorporated herein as Exhibit A.

Respectfully submitted,

ARNOLD, NEWBOLD, WINTER  
& JACKSON P.C.



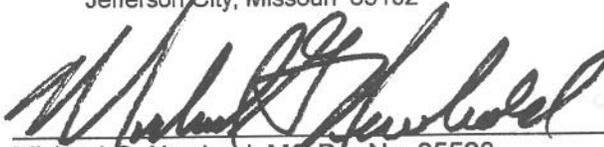
Michael G. Newbold, MO Bar No. 25523  
1125 Grand Boulevard, Suite 1600  
Kansas City, Missouri 64106  
Telephone: (816) 421-5788  
Facsimile: (816) 471-5574  
*Attorneys for Objector BAC Administrative  
District Council of Eastern Missouri*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 29th day of **May, 2014**, a copy of the foregoing **Objector's Motion to File Supplemental Affidavit and Suggestions in Support thereof** was sent to:

Mr. John E. Lindsey, Director  
**Division of Labor Standards**  
3315 West Truman Boulevard, Room 205  
Jefferson City, Missouri 65102

Mr. Jonathan M. Hensley, Assistant Attorney General  
**Department of Labor and Industrial Relations**  
221 West High Street, 6<sup>th</sup> Floor  
P.O. Box 899  
Jefferson City, Missouri 65102



Michael G. Newbold, MO Bar No. 25523



BEFORE THE LABOR AND INDUSTRIAL  
RELATIONS COMMISSION OF MISSOURI

IN RE:           **OBJECTION TO ANNUAL**           )  
                  **WAGE ORDER NO. 21**            )  
  )  
~~Objection No. 006-037 – BAC Administrative~~           )  
~~District Council of Eastern Missouri~~                    )  
(Occupational Title and Rates of Marble Finisher,        )  
Terrazzo Finisher and Tile Finisher – Bricklayers)        )

**SUPPLEMENTAL AFFIDAVIT**

COMES NOW Mike Burns, Tile Setter/Marble Mason/Terrazzo Worker and Business Agent of BAC Local Union No. 18 for Tile Setters/Marble Masons/Tile Workers and Tile Finishers/Marble Finishers/Terrazzo Finishers and states:

1. The current Occupational Title of Work Descriptions at 8 CSR §30.060 do not contain the specific Occupational Title of Work Descriptions for Marble Finisher, Terrazzo Finisher and Tile Finisher as proposed by BAC Administrative District Council of Eastern Missouri in the Objection to Annual Wage Order No. 21.
2. The proposed work descriptions for Marble Finisher, Terrazzo Finisher and Tile Finisher contained a description of tasks and work which are set out in the Objection of BAC Administrative District Council of Eastern Missouri, are distinguishable from the current Occupational Title of Work Descriptions at 8 CSR §30.060(8)(X)and(Y).
3. The proposed Work Descriptions for Marble Finisher, Terrazzo Finisher and Tile Finisher specifically cover preparation work to ensure that the work surface on which the materials placed by the Terrazzo Worker, Marble Mason and Tile Setter is properly cleaned to ensure the bonding of material and is perfectly flat so as to eliminate any crowns or depressions that would be created if not addressed. All of this work is performed by the Marble Finisher, Terrazzo Finisher and Tile Finisher ahead of the work of the Terrazzo Worker, Marble Mason and Tile Setter. In addition, work performed by the Marble Finisher, Terrazzo Finisher and Tile

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Finisher not in the current occupational title is the grouting, filling and cleaning of the installed tile, marble or terrazzo. This work is always performed by the Marble Finisher, Terrazzo Finisher and Tile Finisher and allows the Marble Mason, Terrazzo Worker and Tile Setter to continue to install materials instead of stopping to go back to grout and clean allowing for a more efficient installation process. The Marble Finisher, Terrazzo Finisher and Tile Finisher have traditionally and historically worked alongside the Marble Mason, Terrazzo Worker and Tile Setter in this manner to improve the efficiency to the material installation process. These are examples of work not covered by the current Occupational Title.

4. The Occupational Title of Work Descriptions at 8 CSR §30-3.060(8)(X)and(Y) describe work performed by Terrazzo Workers, Marble Masons and Tile Setters in installation and assembly of various materials as detailed in the Occupational Title of Work Description at 8 CSR §30-3.060(8)(X)and(Y).

5. The proposed Occupational Title of Work Descriptions for Marble Finisher, Terrazzo Finisher and Tile Finishers, as set forth in the Objection of BAC Administrative District Council of Eastern Missouri and my direct testimony previously filed herein, specifically address work and tasks performed by Marble Finishers, Terrazzo Finishers and Tile Finishers in the preparation of structures and materials for the respective Marble Mason, Terrazzo Worker and Tile Setter in order to permit those workers to perform the work described in 8 CSR §30-3.060(8)(X)and(Y), as well as the work required to complete or finish the work described in 8 CSR 30-3.060(8)(X) and (Y).

6. By way of further explanation as to the difference in the current Occupational Title of Work Descriptions and the proposed additional Occupational Title of Work Descriptions, I adopt my testimony as set forth in my affidavit previously filed with the Labor and Industrial Relations Commission on May 6, 2014.

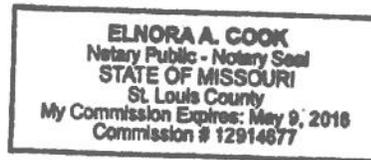
  
MIKE BURNS

STATE OF MISSOURI )  
COUNTY OF St. Louis ) ss

On this 25th day of May, 2014, Mike Burns, of lawful age, being duly sworn upon his oath, states that he has read the foregoing Affidavit and it is true and correct to his best knowledge and belief.

(Seal)

  
Notary Public



**CERTIFICATE OF SERVICE**

I hereby certify that on the \_\_\_\_\_ day of **May, 2014**, a copy of the foregoing **Supplemental Affidavit of Mike Burns** was hand-delivered to:

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Mr. John E. Lindsey, Director  
**Division of Labor Standards**  
3315 West Truman Boulevard, Room 205  
Jefferson City, Missouri 65102

Mr. Jonathan M. Hensley, Assistant Attorney General  
**Department of Labor and Industrial Relations**  
221 West High Street, 6<sup>th</sup> Floor  
P.O. Box 899  
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Michael G. Newbold, MO Bar No. 25523  
ARNOLD, NEWBOLD, WINTER &, JACKSON, P.C.  
1125 Grand Boulevard, Suite 1600  
Kansas City, Missouri 64106  
Telephone: (816) 421-5788  
Facsimile: (816) 471-5574  
Email: mgnewbold@anwjj.com  
*Attorneys for Objector BAC Administrative District  
Council of Eastern Missouri*

