

STATE OF ILLINOIS – DEPARTMENT OF LABOR
CONCILIATION/MEDIATION DIVISION
115 S. LASALLE ST. 37th Floor
CHICAGO, IL 60603

RECEIVED
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IDOL - CHICAGO OFFICE

IN THE MATTER OF:)
)
OPERATIVE PLASTERERS')
AND CEMENT MASONS' LOCAL 18)
AND MARK WINKLER AS)
MEMBER OF OPERATIVE)
PLASTERERS' AND CEMENT)
MASONS' LOCAL 18,)

STATE FILE NO.: 2027-H-CC08-2357

)
)
Petitioners,)
v.)
)
JANE R. FLANAGAN, DIRECTOR OF)
THE ILLINOIS DEPARTMENT OF)
LABOR AND THE ILLINOIS)
DEPARTMENT OF LABOR)
)
Respondents.)

BRICKLAYERS AND ALLIED CRAFTWORKERS INTERNATIONAL UNION
LOCAL NO. 8'S PETITION TO INTERVENE

Come now Bricklayers and Allied Craftworkers International Union Local No. 8 ("BAC Local 8"), by and through their authorized representatives, and submit this Petition to Intervene in all proceedings conducted in the above-captioned matter, and in support thereof state as follows:

1. BAC Local 8 is a labor organization representing individuals performing work as bricklayers and related classifications on public works projects throughout its geographic jurisdiction in Illinois, including Logan County.

2. On or about August 6, 2026, Operative Plasterers' and Cement Masons' Local 18 and Mark Winkler ("Petitioners") filed an Objection and Request for Section 9 Hearing pursuant

to the Illinois Prevailing Wage Act, 820 ILCS 130/9 (“IPWA”), challenging the prevailing wage determination published by the Illinois Department of Labor (“IDOL”) on July 15, 2026.

3. Petitioners contend that IDOL's posted prevailing wage rates do not reflect the correct rates for the Cement Mason classifications in Logan County and request that IDOL establish the Cement Mason rates based upon the wage and fringe benefit rates contained in Petitioners' collective bargaining agreements.

4. Section 120.320(a)(1) of Title 56 of the Illinois Administrative Code provides that a party may intervene in a Section 9 hearing where: “(A) The party is so situated that he or she may be adversely affected by a final order arising from the hearing; (B) The party requesting intervention is a necessary party to the hearing proceeding; or (C) A party's claim or defense and the main action have a question of law or fact in common.” 56 Ill. Adm. Code § 20(a)(1).

5. Petitions to Intervene in this matter shall be filed by September 2, 2026.

6. Section 9 of the IPWA further provides that “any interested objectors may introduce such evidence as is material to the issue.” 820 ILCS 130/9.

7. BAC Local 8 and its members have a direct and substantial interest in the issues raised by Petitioners because BAC Local 8’s collective bargaining agreements previously set the rates for the Cement Mason classifications in Logan County.

8. A determination accepting Petitioners’ position and changing the Cement Mason Building and/or Highway prevailing wage rates may directly affect Local 8 and its members, including the prevailing wage rate applicable to Cement Mason work in Logan County.

9. BAC Local 8's collective bargaining agreements, wage information, jurisdictional information, and evidence concerning the work historically performed by its members may

therefore be material to the issues presented in this proceeding and to IDOL's determination of the appropriate classification and prevailing wage rate for work performed in Logan County.

10. Any final order concerning Petitioners' requested Cement Mason prevailing wage rate could have a direct and adverse impact upon BAC Local 8 and its members if the determination affects the classification or prevailing wage rate applicable to work performed by Cement Masons in Logan County.

11. BAC Local 8 is therefore situated such that it may be adversely affected by a final order arising from this proceeding, has claims and interests involving questions of law and fact common to the issues presented by Petitioners, and is a necessary and interested party for purposes of ensuring that IDOL has a complete evidentiary record before making its determination.

12. Permitting BAC Local 8 to intervene will not cause undue delay or prejudice to any party and will instead facilitate a full and fair resolution of the issues presented in Petitioners' Section 9 proceeding.

WHEREFORE, Bricklayers and Allied Craftworkers International Union Local No. 8 respectfully requests that the Illinois Department of Labor grant its Petition to Intervene, permit BAC Local 8 to participate fully in the Section 9 proceeding, including the presentation of evidence and argument concerning any issue that may affect the Cement Mason classification or prevailing wage rate, and grant such other and further relief as the Department deems just and appropriate.

Respectfully submitted,

HARTNETT REYES-JONES, LLC

/s/ Michael A. Evans
MICHAEL A. EVANS, #6291536IL
4399 Laclede Avenue
St. Louis, Missouri 63108
Phone: (314) 531-1054
Fax: (314) 531-1131
mevans@hrjlaw.com

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

The undersigned certifies that he caused copies of the foregoing Petition to Intervene to be served on the following persons, via UPS Next Day (a private delivery service) and email, on this 1st day of September, 2026.

Jane Flanagan
Director of the Illinois Department of Labor
115 S. La Salle Street, 37th Floor
Chicago, IL 60603
Jane.Flanagan@illinois.gov

Stephanie Barton
Deputy General Counsel
Illinois Department of Labor
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Springfield, IL 62701
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Jacob A. Blickhan
Cavanagh & O'Hara LLP
2319 West Jefferson St.
Springfield, Illinois 62702
JacobBlickhan@cavanagh-ohara.com

/s/ Michael A. Evans

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MASONS' LOCAL 18,	)	STATE FILE NO.: 2027-H-CC08-2357
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Respectfully submitted,

HARTNETT REYES-JONES, LLC

/s/ Michael A. Evans
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4399 Laclede Avenue
St. Louis, Missouri 63108
Phone: (314) 531-1054
Fax: (314) 531-1131
mevans@hrjlaw.com

Attorneys for Plaintiffs

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Springfield, Illinois 62702
JacobBlickhan@cavanagh-ohara.com

PLEASE TAKE NOTICE THAT on this 1st day of September, 2026, the undersigned provided the above-listed parties copies of the attached Petition to Intervene and Appearance electronically where noted.

/s/ Michael A. Evans

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DEPARTMENT OF LABOR	)	
	)	
Respondents.	)	

ENTRY OF APPEARANCE

COMES NOW, Michael A. Evans of Hartnett Reyes-Jones, LLC and hereby enters his appearance on behalf of Bricklayers and Allied Craftworkers International Union Local No. 8.

Respectfully submitted,

HARTNETT REYES-JONES, LLC

/s/ Michael A. Evans
MICHAEL A. EVANS, #6291536IL
4399 Laclede Avenue
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4399 LACLEDE AVE
SAINT LOUIS MO 63108

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