

Pilot fighting airline to keep damage award

A former Aloha Airlines pilot will seek to uphold his recent arbitration award of more than \$1 million against the airline for terminating him from his job in 1989.

Arbitrator Ted Tsukiyama recently ruled in favor of Harry M. Mathewson, 39, who claimed he was wrongfully fired after he had been black-listed for working with another airline during a strike.

Aloha Airlines last week filed court papers challenging the award, claiming that the company's evaluation found Mathewson's performance to be less than satisfactory.

In his ruling, Tsukiyama said Aloha Airlines knew that the evaluations were done by other pilots seeking to "blacklist" Mathewson for earlier crossing the picket line. And he indicated



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ed that Aloha Airlines condoned the discriminatory "blacklist" treatment through the pilot evaluation process.

The airline argued that the pilots' union was at fault, but Tsukiyama said there was no evidence directly linking the union to the "anti-scab" campaign against Mathewson. In addition, he said the airline, as the employer, is accountable for the actions of the other pilots.

Mathewson said yesterday he

was "grateful" to Tsukiyama for his "fairness and courage" in issuing the award.

And he said the fact that he had been asking for more than \$2 million was a further indication that Tsukiyama acted impartially in rendering his ruling.

His attorneys Jerry Hiatt and Craig Shikuma will be filing court papers seeking to uphold the award.

Court hearings on the award are expected to be heard next month.