

union's not accepting Hartwig's designation of a charity, and by the union's unilateral designation of the charity. It is not possible to conclude that a cause of action exists at this time. The complaint is defective.

Complaints charging interference must state facts, that if true, would prove that an employee could reasonably perceive the respondent's actions as a threat of reprisal or force, or promise of benefit, associated with the employee's pursuit of collective bargaining rights. *City of Tacoma*, Decision 6793-A (PECB, 2000); *City of Omak*, Decision 5579-B (PECB, 1998). Hartwig's complaint uses exactly the same wording as his petition for a ruling on a non-association claim filed in Case 20860-N-07-54. The facts alleged in that petition are insufficient to conclude that the union made any threats of reprisal or force, or promise of benefit, in violation of RCW 41.80.110(2)(a).


NOW, THEREFORE, it is

ORDERED

The complaint charging unfair labor practices in the above captioned matter is DISMISSED for failure to state a cause of action.

ISSUED at Olympia, Washington, this 9th day of May, 2007.

PUBLIC EMPLOYMENT RELATIONS COMMISSION


for DAVID I. GEDROSE, Unfair Labor Practice Manager

This order will be the final order of the agency unless a notice of appeal is filed with the Commission under WAC 391-45-350.

PUBLIC EMPLOYMENT RELATIONS COMMISSION

112 HENRY STREET NE
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OLYMPIA, WASHINGTON 98504-0919

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The attached document identified as: **DECISION 9674 - PSRA** has been served by the Public Employment Relations Commission by deposit in the United States mail, on the date issued indicated above, postage prepaid, addressed to the parties and their representatives listed in the docket records of the Commission as indicated below:

PUBLIC EMPLOYMENT RELATIONS COMMISSION


BY: S/ ROBBIE DUFFIELD

CASE NUMBER: 20861-U-07-05315 FILED: 01/19/2007 FILED BY: PARTY 2
DISPUTE: UN MISC ULP
BAR UNIT: ALL EMPLOYEES
DETAILS: -
COMMENTS:

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