

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:

WASHINGTON FEDERATION OF
STATE EMPLOYEES

Involving certain employees of:

STATE - COMMERCE

CASE 27005-E-15-3915

DECISION 12321 - PSRA

INTERIM CERTIFICATION

Cross-Check by Agreement of Parties

Lewis Woods, Director of PERC Activities, for the Washington Federation of State Employees.

Robert W. Ferguson, Attorney General, by *Kelly M. Woodward*, Assistant Attorney General, for the Department of Commerce.

FINDINGS OF FACT

1. The above-named petitioner filed a timely representation petition with the Public Employment Relations Commission seeking to represent certain employees of the above-named employer. The petition was accompanied by a sufficient showing of interest.
2. Following an investigation conference, the agency determined whether the petitioned-for employees desired to be represented. Issues concerning the eligibility of certain employees for inclusion in the bargaining unit were reserved for a subsequent determination.
3. The existing bargaining unit represented by the Washington Federation of State Employees is described as:

All non-supervisory civil service employees of the Washington State Department of Commerce working to develop community programs, and all clerical positions (including employees in the Forms and Records Analyst job class), excluding confidential employees, internal auditors, supervisors, non-supervisory Washington Management Service employees (on and after July 1, 2004), and all other employees.

4. All proceedings were conducted under the supervision of the Commission in a manner designed to afford the affected employees a free choice in the selection of a bargaining representative, if any; a tally of the results was previously furnished to the parties and is attached hereto; the reserved eligibility issues do not affect the outcome of the question concerning representation; and no meritorious objections have been filed with respect to these proceedings.

5. The existing bargaining unit represented by the Washington Federation of State Employees shall be modified to include the employees in the Management Analyst, Facilities and Safety Manager, and Procurement and Supply Specialist job series in a bargaining unit described as:

All non-supervisory civil service employees of the Washington State Department of Commerce working to develop community programs, all clerical positions (including employees in the Forms and Records Analyst job class), and all employees in the Management Analyst, Facilities and Safety Manager, and Procurement and Supply Specialist job series, excluding confidential employees, internal auditors, supervisors, non-supervisory Washington Management Service employees (on and after July 1, 2004), and all other employees.

CONCLUSIONS OF LAW

1. The unit described in paragraph 5 of the foregoing Findings of Fact is an appropriate unit for the purposes of collective bargaining within the meaning of RCW 41.80.070.
2. All conditions precedent to issuance of an interim certification have been met.

NOW, THEREFORE, it is

CERTIFIED

1. The employees of the above-named employer in the appropriate bargaining unit described in paragraph 5 of the foregoing Findings of Fact have chosen:

WASHINGTON FEDERATION OF STATE EMPLOYEES

as their exclusive bargaining representative for the purpose of collective bargaining with their employer.

2. The above-captioned matter is remanded for further proceedings on the eligibility issues reserved as described in paragraph 2 of the foregoing Findings of Fact.

Issued at Olympia, Washington, this 27th day of April, 2015.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



MICHAEL P. SELLARS, Executive Director



TALLY OF CROSS-CHECK

PUBLIC EMPLOYMENT RELATIONS COMMISSION

PO Box 40919, Olympia, WA 98504
360.570.7300 www.perc.wa.gov

Case Number 27005-E-15-315

Employer State - Criminal

The Public Employment Relations Commission has conducted a confidential cross-check under WAC 391-25-410 and certifies the results as follows:

- | | |
|--|----------|
| 1. Employees eligible to be in the bargaining unit | <u>6</u> |
| 2. Employees whose inclusion in the unit is challenged | <u>2</u> |
| 3. Total employees to be considered (Total of Lines 1 and 2) | <u>8</u> |
| 4. Valid authorization cards required (Majority of line 3) | <u>5</u> |
| 5. Total cards of eligible employees examined | <u>5</u> |
| 6. Cards rejected as invalid | <u>0</u> |
| 7. Valid cards accepted in support of <u>CWFE</u> | <u>5</u> |

8. The Result of the Cross-Check is:
- Eligibility challenges affect the result
 - In favor of the organization listed on line 7
 - In favor of No Representation

Date Issued: April 1, 2015

By: [Signature]



PUBLIC EMPLOYMENT RELATIONS COMMISSION

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PUBLIC EMPLOYMENT RELATIONS
COMMISSION

BY:/S/ VANESSA SMITH

CASE NUMBER: 27005-E-15-03915 FILED: 02/09/2015 FILED BY: PARTY 2
DISPUTE: MISC QCR
BAR UNIT: SUPERVISORS
DETAILS: -
COMMENTS:

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