

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)
)
TONY KUHN) CASE 15843-E-01-2633
)
Involving certain employees of:) DECISION 7481 - PECB
)
MERCER ISLAND SCHOOL DISTRICT) CERTIFICATION
) Representation Election
) by Agreement of Parties
)
_____)

Tony Kuhn, appeared pro se.

Michael D. Ziara, Associate Superintendent for Business Services, appeared on behalf of the employer.

Brian K. Beaudry-Council, Union Representative, appeared on behalf of the intervenor, International Union of Operating Engineers, Local 286.

FINDINGS OF FACT

1. The above-named petitioner filed with the Public Employment Relations Commission a petition for investigation of a question concerning representation of employees of the above-named employer. The petition was timely filed and was accompanied by a showing of interest which was administratively determined by the Commission to be sufficient.
2. The organization(s) listed above as intervenors timely moved for intervention in the proceedings, and each motion for intervention was supported by a showing of interest which was administratively determined by the Commission to be sufficient.
3. These representation proceedings were conducted by the Commission in the bargaining unit described as:

ALL FULL-TIME AND REGULAR PART-TIME MAINTENANCE, GROUNDS, WAREHOUSE, AND ACCOUNTS PAYABLE EMPLOYEES OF THE MERCER ISLAND SCHOOL DISTRICT, EXCLUDING SUPERVISORS, CONFIDENTIAL EMPLOYEES 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 their bargaining representative, if any; a tally of the results previously furnished to the parties is attached hereto; and no meritorious objections have been filed with respect to these proceedings.

CONCLUSION OF LAW

1. The unit described in paragraph 3 of the foregoing Findings of Fact is an appropriate unit for the purposes of collective bargaining within the meaning of RCW 41.56.060.
2. All conditions precedent to a certification have been met.

NOW, THEREFORE, it is

CERTIFIED

The employees of the above-named employer in the appropriate bargaining unit described in paragraph 3 of the foregoing Findings of Fact have chosen:

NO REPRESENTATION

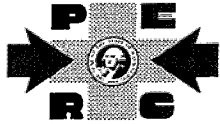
as their representative for the purpose of collective bargaining with their employer.

Issued at Olympia, Washington, this 9th day of August, 2001.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



MARVIN L. SCHURKE, Executive Director



PUBLIC EMPLOYMENT RELATIONS COMMISSION
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DO NOT WRITE IN THIS SPACE

TALLY OF ELECTION BALLOTS

Instructions: See other side of this form.

Applicable Rule: WAC 391-25-550

CASE NUMBER 15843 E-01-2633 EMPLOYER mercer Island SD

The Public Employment Relations Commission has tabulated the ballots cast in the election conducted in this case, and certifies that the results of the election are as follows:

1.	APPROXIMATE NUMBER OF ELIGIBLE VOTERS	<u>12</u>
2.	VOID BALLOTS	<u>0</u>
3.	VOTES CAST FOR <u>IUOE, Local 286</u>	<u>1</u>
4.	VOTES CAST FOR	
5.	VOTES CAST FOR	
6.	VOTES CAST FOR <u>NO REPRESENTATION</u>	<u>8</u>
7.	VALID BALLOTS COUNTED (Total of lines 3 through 6)	<u>9</u>
8.	CHALLENGED BALLOTS CAST	<u>0</u>
9.	VALID BALLOTS COUNTED PLUS CHALLENGED BALLOTS (Total of lines 7 and 8)	<u>9</u>
10.	NUMBER OF VALID BALLOTS NEEDED TO DETERMINE ELECTION	<u>5</u>

11. CHALLENGED BALLOTS (check one):
- ARE SUFFICIENT IN NUMBER TO AFFECT THE RESULTS OF THE ELECTION.
 - DO NOT AFFECT THE OUTCOME OF THE ELECTION.
12. THE RESULTS OF THE ELECTION APPEAR TO BE (check one):
- INCONCLUSIVE, SO THAT A RUNOFF ELECTION WILL BE NECESSARY.
 - CONCLUSIVE, FAVORING THE CHOICE LISTED ON LINE 6, ABOVE.

PUBLIC EMPLOYMENT RELATIONS COMMISSION

DATE ISSUED Aug 1, 2001

BY Sally WEINER

ACKNOWLEDGMENT OF OBSERVERS

The undersigned acted as authorized observers for the parties, and acknowledge service of a copy of this tally of ballots.

For the Employer	Title	Date
For organization listed on Line 3	Title	Date
For organization listed on Line 4	Title	Date
For organization listed on Line 5	Title	Date
For decertification petitioner	Title	Date