STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)
SEATTLE PROSECUTING ATTORNEYS ASSOCIATION) CASE 12026-E-95-1984
) DECISION 5381 - PECB
Involving certain employees of:) INTERIM CERTIFICATION
CITY OF SEATTLE) Representation Election By Agreement of Parties

<u>James M. Cline</u>, Attorney at Law, appeared on behalf of the petitioner.

<u>Marilyn Sherron</u>, Assistant City Attorney and <u>Jack</u> <u>Johnson</u>, Representative, appeared on behalf of the employer.

FINDINGS OF FACT

- 1. The above-named petitioner timely filed a petition for investigation of a question concerning representation with the Public Employment Relations Commission, involving certain employees of the above-named employer. The showing of interest filed in support of the petition was administratively determined by the Commission to be sufficient. The employer declined voluntarily to recognize the petitioner as the exclusive bargaining representative of its employees.
- 2. As a result of preliminary processing of the petition, the Commission proceeded with determination of the question concerning representation, and issues framed concerning the eligibility of certain employees for inclusion in the bargaining unit were reserved for subsequent determination.
- 3. These representation proceedings were conducted in the bargaining unit described as:

ALL FULL-TIME AND REGULAR PART-TIME ASSISTANT CITY ATTORNEYS OF THE CITY OF SEATTLE CRIMINAL DIVISION, EXCLUDING SUPERVISORS, CONFIDENTIAL, 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. A tally of the result was previously furnished to the parties, and is attached hereto. The reserved eligibility issues do not affect the outcome of the question concerning representation. No meritorious objections have been filed with respect to these proceedings.

CONCLUSIONS OF LAW

- 1. The bargaining unit described in paragraph 3 of the foregoing findings of fact is an appropriate unit for the purposes of collective bargaining.
- 2. All conditions precedent to issuance of an interim certification have been met.

NOW, THEREFORE, it is

ORDERED

1. The employees of the above-named employer in the appropriate bargaining unit described in paragraph 3 of the foregoing findings of fact have chosen:

SEATTLE PROSECUTING ATTORNEYS ASSOCIATION

and that organization is certified 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 previously reserved, as described in paragraph 2 of the foregoing findings of fact.

ISSUED at Olympia, Washington, this <a>8th day of December, 1995.

PUBLIC EMPLOYMENT RELATIONS COMMISSION

MARYIN L. SCHURKE, Executive Director

PUBLIC EMPI/ MENT RELATIONS COMMISSION

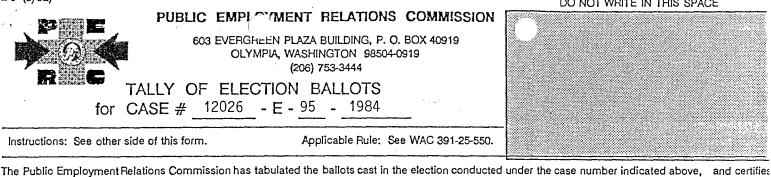
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TALLY OF ELECTION BALLOTS for CASE # 12026 - E - 95 - 1984

Instructions: See other side of this form.

For decertification petitioner:

Applicable Rule: See WAC 391-25-550.



that the results of the election are as follows: EMPLOYER CITY OF SEATTLE 28 APPROXIMATE NUMBER OF ELIGIBLE VOTERS 2. VOID BALLOTS SEATTLE PROSECUTING ATTORNEYS ASSN 3 VOTES CAST FOR: VOTES CAST FOR: VOTES CAST FOR: 6. VOTES CAST FOR: VOTES CAST FOR: NO REPRESENTATION VALID BALLOTS COUNTED (Total of lines 3 through 7) CHALLENGED BALLOTS CAST...... VALID BALLOTS COUNTED PLUS CHALLENGED BALLOTS (Total of lines 8 and 9) 10. NUMBER OF VALID BALLOTS NEEDED TO DETERMINE ELECTION 11. CHALLENGED BALLOTS (check one): 12. - ARE SUFFICIENT IN NUMBER TO AFFECT THE RESULTS OF THE ELECTION. DO NOT AFFECT THE OUTCOME OF THE ELECTION. THE RESULTS OF THE ELECTION APPEAR TO BE (check one): 13. [] - INCONCLUSIVE, SO THAT A RUNOFF ELECTION WILL BE NECESSARY. $oldsymbol{ol}}}}}}}}}}}}}}}}}}}}}}}}$ PUBLIC EMPLOYMENT RELATIONS COMMISSION NOVEMBER 30, 1995 DATE ISSUED: ACKNOWLEDGEMENT OF OBSERVERS The undersigned acted as authorized observers for the parties, and acknowledge service of a copy of this tally of ballots. For Employer: Title: _____ Date: ____ Telephone (For organization listed on Line 3: For organization listed on Line 4: Date: Telephone (For organization listed on Line 5:) Title: _____ Date: _____ Telephone (For organization listed on Line 6:

...... Title: Date: Telephone (