

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:

RACHAEL PROBSTFELD

Involving certain employees of:

CLARK COUNTY

CASE 127678-E-15

DECISION 12491 - PECB

CERTIFICATION
Representation Election
by Agreement of Parties

Rachael Probstfeld, the decertification petitioner.

Emily Sheldrick, Deputy Prosecuting Attorney, Prosecuting Attorney Anthony F. Golik, for the employer, Clark County.

Sean Lemoine, Attorney at Law, Lemoine Legal Services, P.C., for the incumbent, Clark County Prosecutors Guild.

FINDINGS OF FACT

1. Rachael Probstfeld filed with the Public Employment Relations Commission a petition concerning representation of employees of Clark County. The petition was timely filed and accompanied by a showing of interest administratively determined by the Commission to be sufficient.
2. The Clark County Prosecutors Guild is the incumbent labor organization that represented the petitioned-for employees and was granted status as intervenor in this proceeding.
3. These representation proceedings were conducted by the Commission in the bargaining unit described as:

All regular full-time and part-time Prosecuting Attorneys of Clark County, excluding employees in the Civil Division except employees in Child Enforcement, supervisors, confidential employees, the positions of Chief Criminal Deputy and Chief Deputy, 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.

CONCLUSIONS OF LAW

1. The unit described in paragraph 3 of the foregoing Findings of Fact is an appropriate unit for the purpose 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 Clark County 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 2nd day of December, 2015.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



MICHAEL P. SELLARS, Executive Director



TALLY OF ELECTION

PUBLIC EMPLOYMENT RELATIONS COMMISSION

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

Case Number 122678-5-15

Employer Clark County

The Public Employment Relations Commission has conducted an election of ballots cast and certifies the results as follows:

- | | | | |
|-----|--|---|-----------|
| 1. | Number of Eligible Voters | | <u>37</u> |
| 2. | Void Ballots | | <u>0</u> |
| 3. | Votes Cast for | <u>Clark County Prosecuting Attorney's Guild</u> | <u>11</u> |
| 4. | Votes Cast for | _____ | _____ |
| 5. | Votes Cast for | _____ | _____ |
| 6. | Votes Cast for | <u>NO REPRESENTATION</u> | <u>23</u> |
| 7. | Valid Ballots Counted (Total of lines 3-6) | | <u>34</u> |
| 8. | Challenged Ballots Cast | | <u>0</u> |
| 9. | Total Ballots Cast (Total of lines 7-8) | | <u>34</u> |
| 10. | Number of Valid Ballots Needed to Determine Election | | <u>18</u> |
| 11. | Eligibility Challenges: | <input type="checkbox"/> Affect the results of the election
<input checked="" type="checkbox"/> Do not affect the outcome of the election | |
| 12. | The results are: | <input type="checkbox"/> Undetermined, requiring a run-off election
<input checked="" type="checkbox"/> In favor of line <u>6</u> listed above | |

Date Issued: November 23, 2015

By: [Signature]

Acknowledgement of Observers

The undersigned acted as authorized observers for the parties, and acknowledge service of a copy of this tally. Those not present will be mailed a copy.

For Employer	_____	Title	_____	Date	_____
For Line 3	_____	Title	_____	Date	_____
For Line 4	_____	Title	_____	Date	_____
For Line 5	_____	Title	_____	Date	_____
For Decertification	_____	Title	_____	Date	_____



PUBLIC EMPLOYMENT RELATIONS COMMISSION

112 HENRY STREET NE SUITE 300
PO BOX 40919
OLYMPIA, WASHINGTON 98504-0919

MARILYN GLENN SAYAN, CHAIRPERSON
THOMAS W. McLANE, COMMISSIONER
MARK E. BRENNAN, COMMISSIONER
MIKESELLARS, EXECUTIVE DIRECTOR

RECORD OF SERVICE - ISSUED 12/2/2015

DECISION 12491 - PECB has been mailed by the Public Employment Relations Commission to the parties and their representatives listed below:

BY: VANESSA SMITH

CASE NUMBER: 127678-E-15

EMPLOYER: CLARK COUNTY
ATTN: CLARK COMMISSIONERS
1300 FRANKLIN ST
PO BOX 5000
VANCOUVER, WA 98666-5000
boardcom@clark.wa.gov
(360) 397-2232

REP BY: EMILY SHELDRIK
CLARK COUNTY
PO BOX 5000
VANCOUVER, WA 98666-5000
emily.sheldrick@clark.wa.gov
(360) 397-2478

PARTY 2: RACHAEL PROBSTFELD
501 N. SANTA FE DR
VANCOUVER, WA 98661
rachael.probstfeld@gmail.com
(360) 947-4805

PARTY 3:
ATTN: CLARK COUNTY PROSECUTORS GUILD
SEAN LEMOINE
LEMOINE LEGAL SERVICES, P.C.
515 NW SALTZMAN RD #836
PORTLAND, OR 98229
sean@lemoinelawyer.com
(503) 746-4766