

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)
)
TEAMSTERS UNION, LOCAL 117) CASE 18081-E-03-2913
)
) DECISION 8502-A - PSRA
Involving certain employees of:)
) CORRECTED INTERIM
) CERTIFICATION
STATE - DEPARTMENT OF CORRECTIONS)
) Representation Election
) By Agreement of Parties
)
_____)

Leonard Smith, Director of Organizing, appeared on behalf of the petitioner.

Brad Garrett, Labor Relations Manager, appeared on behalf of the employer.

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. Following an investigation conference, 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 by the Commission in the bargaining unit described as:

ALL NON-SUPERVISORY EMPLOYEES COVERED UNDER RCW 41.80 OF THE WASHINGTON STATE DEPARTMENT OF CORRECTIONS AT: AIRWAY HEIGHTS CORRECTIONS CENTER, CEDAR CREEK CORRECTIONS CENTER, CLALLAM BAY CORRECTIONS CENTER, COYOTE RIDGE CORRECTIONS CENTER, LARCH CORRECTIONS CENTER, MCNEIL ISLAND CORRECTIONS CENTER, MONROE CORRECTIONS CENTER, OLYMPIC CORRECTIONS, STAFFORD CREEK CORRECTIONS CENTER, WASHINGTON CORRECTIONS CENTER, WASHINGTON CORRECTIONS CENTER FOR WOMEN, WASHINGTON STATE PENITENTIARY, CORRECTIONAL INDUSTRIES PROGRAM,

SEX OFFENDER TREATMENT PROGRAM AND REGIONAL BUSINESS SERVICE CENTER, EXCLUDING SUPERVISORS, CONFIDENTIAL EMPLOYEES, WMS EMPLOYEES AND THOSE EMPLOYEES HISTORICALLY EXCLUDING FROM THE BARGAINING UNIT.

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.

CONCLUSIONS 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 41.80.
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 3 of the foregoing Findings of Fact have chosen:

TEAMSTERS UNION, LOCAL 117

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 9th day of April, 2004.

PUBLIC EMPLOYMENT RELATIONS COMMISSION


MARVIN L. SCHURKE, Executive Director