

STATE OF WASHINGTON
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

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In the matter of the petition of:)
)
 WASHINGTON FEDERATION OF)
 STATE EMPLOYEES) CASE 17885-E-03-2889
)
) DECISION 8317 - PSRA
 Involving certain employees of:)
) INTERIM CERTIFICATION
 WASHINGTON STATE DEPARTMENT)
 OF TRANSPORTATION)
) Representation Election
) By Agreement of Parties
)

Gladys Burbank, Director of Activities, appeared on behalf of the petitioner.

Ann Mitchell, Labor Relations Specialists, 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 WASHINGTON STATE DEPARTMENT OF TRANSPORTATION EMPLOYEES COVERED BY RCW 41.80, EXCLUDING SUPERVISORS, CONFIDENTIAL EMPLOYEES, WMS EMPLOYEES, EMPLOYEES IN EXISTING BARGAINING UNITS, ENGINEERS AND RELATED CLASSIFICATIONS REQUIRING ENGINEERING DEGREES, BUILDING, LANDSCAPE, AND MARINE ARCHITECT AND DESIGNERS AND RELATED CLASSIFICATIONS REQUIRING ARCHITECTURAL DEGREES, CARTOGRAPHERS, PHOTOGRAMMETRISTS AND

PHOTOGRAMMETRIC TECHNICIANS, FACILITIES AND ENVIRONMENTAL PLANNERS AND PLANNING SPECIALISTS, BRIDGE TECHNICIANS AND FLEET/SAFETY/TRAINING ADMINISTRATORS.

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:

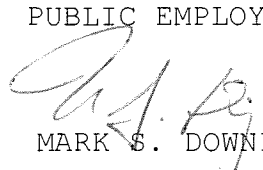
WASHINGTON FEDERATION OF STATE EMPLOYEES

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 16th day of December, 2003.

PUBLIC EMPLOYMENT RELATIONS COMMISSION


MARK S. DOWNING, Unfair Labor Practice Manager



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 17885 E-03-2889 EMPLOYER State - Dept of Transportation

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 578
2. VOID BALLOTS 8
3. VOTES CAST FOR Wash Federation of State Employees 252
4. VOTES CAST FOR _____
5. VOTES CAST FOR _____
6. VOTES CAST FOR NO REPRESENTATION 660
7. VALID BALLOTS COUNTED (Total of lines 3 through 6) 318
8. CHALLENGED BALLOTS CAST 30
9. VALID BALLOTS COUNTED PLUS CHALLENGED BALLOTS (Total of lines 7 and 8) 348
10. NUMBER OF VALID BALLOTS NEEDED TO DETERMINE ELECTION 175
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 3, ABOVE.

PUBLIC EMPLOYMENT RELATIONS COMMISSION

DATE ISSUED Dec 4, 2003BY Sally J. WERSON

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

For organization listed on Line 3

For organization listed on Line 4

For organization listed on Line 5

For decertification petitioner

Title

Title

Title

Title

Title

Date

Date 12-4-03

Date

Date

Date