

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of the Petition of  
AMALGAMATED TRANSIT UNION  
AFL-CIO-CLC  
  
Involving certain employees of  
BEN FRANKLIN TRANSIT

TYPE OF PROCEDURE: (Check One)  
 - Representation Election  
 - Cross-Check of Records  
CONDUCTED PURSUANT TO: (Check One)  
 - Consent Agreement  
 - PERC Direction

Case Number 5145-E-84-926  
Decision Number 1941 - PECB

CERTIFICATION

Appearances:

- For Petitioner: Melvin W. Schoppert, International Vice-President
- For Employer: John Olson, General Manager
- For Intervenor: Tom Saling, Ben Franklin Transit Coach Operators Ass'n.
- For Intervenor: Ron McLean, International Union of Operating Engineers

FINDINGS OF FACT

1. The above-named Petitioner timely filed with the Commission a petition for investigation of a question concerning representation of employees of the above-named employer; said petition was accompanied by a showing of interest which was administratively determined by the Commission to be sufficient; and the employer declined voluntarily to extend recognition to the Petitioner as the exclusive bargaining representative of its employees.
2. The organization(s), if any, listed as intervenors above timely moved for intervention in the captioned proceedings; and said motion(s) for intervention was in each case 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 employees classified as coach operators.
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 was previously furnished to the parties and is attached hereto; and no meritorious objections have been filed with respect to these proceedings.

CONCLUSIONS OF LAW

The unit described in finding of fact number 3 is an appropriate unit for the purposes of collective bargaining within the meaning of RCW 41.56.060; and all conditions precedent to a certification have been met.

NOW, THEREFORE, it is

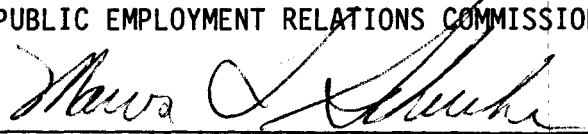
CERTIFIED

The majority of the employees of the above named employer employed in the appropriate collective bargaining unit described in finding of fact number 3 have chosen:

AMALGAMATED TRANSIT UNION AFL-CIO-CLC

as their representative for the purposes of collective bargaining with their employer with respect to wages, hours and conditions of employment.

Issued at Olympia, Washington, this 21st day of May, 1984.

PUBLIC EMPLOYMENT RELATIONS COMMISSION  
  
MARVIN L. SCHURKE, Executive Director

E-9  
1/78

STATE OF WASHINGTON  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

TALLY SHEET

NAME OF EMPLOYER BENTON FRANKLIN TRANSIT CASE NUMBER 5145-E-84-926

PART 1 - CROSS-CHECK OF RECORDS

The undersigned agent of the Public Employment Relations Commission certifies that he/she has conducted a cross-check of records in the above case, and that the results were as follows:

Number of Employees in Bargaining Unit.....  
Number of Employee Records Examined.....  
Number of Employee Records Counted as Valid Evidence of Representation...

PART 2 - SECRET BALLOT ELECTION

The undersigned agent of the Public Employment Relations Commission certifies that the results of the tabulation of ballots cast in the election held in the above case, and concluded on the date indicated below, were as follows:

- 1. Approximate number of eligible voters..... 82
- 2. Void Ballots.....
- 3. Votes Cast For: AMALGAMATED TRANSIT UNION AFL-CIO-CLC ... 65
- 4. Votes Cast For: BEN FRANKLIN TRANSIT COACH COPERATOR ASSOCIATION ... 1
- 5. Votes Cast For: INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 280 ... 10
- 6. Votes Cast For: NO REPRESENTATION..... - 0 -
- 7. Valid Ballots Counted.(total of 3, 4, 5, and 6)..... 76
- 8. Challenged Ballots..... - 0 -
- 9. Valid Ballots Counted plus Challenged Ballots (total of 7 and 8)..... 76
- 10. Number of Valid Ballots Needed to Determine Election..... 39

Challenges  are  are not sufficient in number to affect the results of the election.

The results of the election appear to be  inconclusive.  conclusive favoring choice on line 3

PUBLIC EMPLOYMENT RELATIONS COMMISSION

DATE ISSUED 4-24-84

By [Signature]

The undersigned acted as authorized observers in the counting and tabulating of ballots indicated above. We hereby certify that the counting and tabulating were fairly and accurately done, that the secrecy of the ballots was maintained, and that the results were as indicated above. We also acknowledge service of this tally.

For James D. Sauer For BEN-  
FRANKLIN TRANSIT

For I.U.O.F. Loc. 280  
[Signature]

Norma J. Bender

For Albert W. Zullo  
A.T.U.

For association