

STATE OF WASHINGTON
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)	CASE NO. 1872-E-78-338
)	
RONALD E. WILANDER)	DECISION NO. 2178 - PORT
)	
Involving certain employees of:)	
)	ORDER OF DISMISSAL
PORT OF EDMONDS)	
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Ronald E. Wilander filed a petition with the Public Employment Relations Commission on December 6, 1978, seeking to raise a question concerning representation in a bargaining unit of Port of Edmonds employees represented by Service Employees International Union, Local 120. The union was previously certified by the Commission as exclusive bargaining representative of operations and maintenance employees of the employer. Port of Edmonds, Decision 233 (1977). The petitioner claimed that the employees "do not wish to be represented by any employee organization", and supported the petition with a showing of interest which was administratively determined to be sufficient. A hearing on the matter was convened on March 16, 1979, at which time William Thornton, another bargaining unit employee, acted as spokesman for the decertification petitioners. The testimony of two witnesses was received, after which the hearing was recessed. The hearing was reconvened on April 25, 1979, at which time the employer moved for further delay of the proceedings pending the decision of the employer on whether to lease out the operations theretofore performed by bargaining unit employees. The hearing was then continued to May 4, 1979, and was completed on that date. The union filed unfair labor practice charges concerning the decision to lease out (or subcontract) the operations, and this representation case was held in abeyance under "blocking charge" procedures now specified in WAC 391-25-370. Following final disposition of those unfair labor practice charges on January 3, 1985, the Commission took steps to re-activate the captioned representation proceedings. A letter was directed to Wilander on February 1, 1985, with a copy thereof directed to Thornton, requesting that they respond within ten days if they desired to proceed with the processing of their decertification petition. Copies of that correspondence were directed to Wilander at his last known home address and care of the Port of Edmonds, and both of those envelopes were returned by the U.S. Postal Service as undeliverable. Copies of that correspondence were

directed to Thornton at his last known home address and care of the Port of Edmonds, and the envelope addressed to the home address was returned as undeliverable. The time period specified has passed. Neither Wilander nor Thornton has responded. In the absence of an employee acting as spokesman for decertification petitioners, the petition no longer conforms to the requirements of WAC 391-25-070(6) and (7). The Executive Director has considered the matter and concludes that there is no longer a valid petition before the Commission raising a question concerning representation to challenge the incumbency of Service Employees International Union, Local No. 120 as exclusive bargaining representative of the employees of the Port of Edmonds.


NOW, THEREFORE, it is

ORDERED

The petition for investigation of a question concerning representation filed in the above-entitled matter is dismissed.

DATED at Olympia, Washington this 25th day of February, 1985.

PUBLIC EMPLOYMENT RELATIONS COMMISSION


MARVIN L. SCHURKE, Executive Director

This Order may be appealed
by filing a petition for
review with the Commission
pursuant to WAC 391-25-390(2).