

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)
INTERNATIONAL LONGSHOREMEN'S) CASE 8379-E-90-1419
AND WAREHOUSEMEN'S UNION, LOCAL 7)
Involving certain employees of:) DECISION 3487-A PECB
PORT OF BELLINGHAM)
ORDER CLOSING CASE

On January 22, 1990, International Longshoremen's and Warehousemen's Union, Local 7 (ILWU) filed a petition for investigation of a question concerning representation with the Public Employment Relations Commission, seeking certification as exclusive bargaining representative of certain employees of the Port of Bellingham. The ILWU and the employer thereafter entered into an election agreement pursuant to WAC 391-25-230, and submitted a stipulated list of the employees eligible to vote in the election.

A representation election was conducted by the Commission on May 1, 1990. In addition to those on the eligibility list stipulated by the parties, nine employees not on that list cast challenged ballots. The challenged ballots were not sufficient in number to affect the outcome of the election, and an interim certification was issued, Port of Bellingham, Decision 3487 (PECB, 1990), designating the ILWU as exclusive bargaining representative of the bargaining unit described as:

All non-exempt office clerical employees of the Port of Bellingham; excluding supervisors, guards, ticketing agents at the Bellingham Cruise Terminal, and employees represented by other labor organizations.

The case was held open to resolve any disputes concerning the challenged ballots.

Members of the Commission staff made several subsequent attempts to ascertain the need for additional proceedings regarding the challenged ballots. A letter was directed to the parties on April 8, 1991, giving them until May 1, 1991, to show good cause as to why the challenges to the nine ballots should not be sustained, and the case closed. Nothing further has been heard or received from either of the parties to this proceeding.

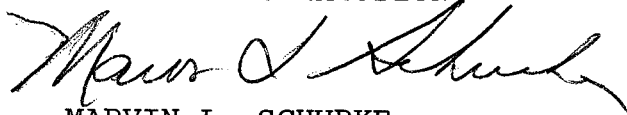
NOW, THEREFORE, it is

ORDERED

1. The challenges to the ballots cast by nine persons not on the stipulated eligibility list are SUSTAINED.
2. The interim certification issued in Port of Bellingham, Decision 3487 (PECB, 1990), will stand as the final certification in the instant representation proceeding.
3. The proceedings in the above-captioned case are closed.

DATED at Olympia, Washington, this 31st day of May, 1991.

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).