

STATE OF WASHINGTON
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)	
)	
INTERNATIONAL ASSOCIATION OF)	CASE 9526-E-91-1580
FIRE FIGHTERS, LOCAL 1983)	
)	DECISION 4199-A - PECB
Involving certain employees of:)	
)	
CITY OF MOUNT VERNON)	ORDER FOR RECONSIDERATION
)	
)	

James L. Hill, International Vice-President, appeared on behalf of the petitioner.

Mark Knowles, Finance Director, and Heller, Ehrman, White & McAuliffe, by Bruce L. Schroeder, Attorney at Law, appeared on behalf of the employer.

Aitchison, Hoag, Vick & Tarantino, by James M. Cline, Attorney at Law, appeared on behalf of the intervenor, Mount Vernon Police Services Guild.

A Direction of Election was issued in the above-captioned matter on October 26, 1992.¹ On November 3, 1992, the Mount Vernon Police Services Guild filed an "objection", asserting that there are disputed facts which were not considered in the Direction of Election. On November 16, 1992, the same organization filed a brief in support of its "objection".

This case remains in the hands of the Commission's Executive Director and staff, and is not ripe for transfer to the Commission at this time. WAC 391-25-390(1) expressly limits the "appeal" rights of parties in representation cases. The interlocutory steps of case processing, including showing of interest determinations, other preliminary procedures, pre-hearing conferences, hearings, and even the direction of an election or cross-check, are not

¹ City of Mount Vernon, Decision 4199 (PECB, 1992).

subject to review by the Commission until the election or cross-check has been conducted and a tally has been issued under WAC 391-25-410 or 391-25-550.²

The Executive Director has re-examined the case file, and is satisfied that the Direction of Election contains certain errors and omissions. Moreover, it appears that withdrawal and reconsideration of that decision by the Executive Director will avoid a potential for compounding of errors.

NOW, THEREFORE, it is

ORDERED

1. The Direction of Election issued in this matter is WITHDRAWN.
2. The parties may file briefs or written arguments on the issues in the case on or before November 30, 1992, after which the matter will be reconsidered by the Executive Director.

ENTERED at Olympia, Washington, this 18th day of November, 1992.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



MARVIN L. SCHURKE, Executive Director

²

An exception, not applicable here, is for rulings as to the jurisdiction of the Commission over the parties.