

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:

TEAMSTERS LOCAL 38

Involving certain employees of:

EVERETT SCHOOL DISTRICT

CASE 129024-E-17

DECISION 12762 - PECB

CERTIFICATION

Cross-Check by

Agreement of Parties

Jacob H. Black, Attorney at Law, Robblee Detwiler & Black, P.L.L.P., for Teamsters Local 38.

Lester "Buzz" Porter Jr., Attorney at Law, Porter Foster Rorick LLP, for the Everett School District.

FINDINGS OF FACT

1. Teamsters Local 38 filed with the Public Employment Relations Commission a petition concerning representation of employees of the Everett School District. The petition was timely filed and accompanied by a showing of interest administratively determined by the Commission to be sufficient. No other organization is known to claim to represent the employees involved.
2. These representation proceedings were conducted under the supervision of the Commission in the bargaining unit described as:

All full-time and regular part-time Bus/Van Drivers employed by the Everett School District, excluding supervisors, confidential employees, and all other employees.
3. All proceedings were conducted in a manner designed to afford the affected employees a free choice in the selection of a bargaining representative, if any; a confidential cross-check of employer and union documents has been conducted by Commission staff and a tally of the results previously furnished to the parties is attached hereto; and no meritorious objections have been filed with respect to these proceedings.

CONCLUSIONS OF LAW

1. The unit described in Finding of Fact 2 is an appropriate unit for the purpose of collective bargaining within the meaning of RCW 41.56.060.
2. All conditions precedent to a certification have been met.

CERTIFICATION

The employees of the Everett School District in the appropriate bargaining unit described in Finding of Fact 2 have chosen

TEAMSTERS LOCAL 38

as their representative for the purpose of collective bargaining with their employer.

ISSUED at Olympia, Washington, this 10th day of August, 2017.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



MICHAEL P. SELLARS, Executive Director



TALLY OF CROSS-CHECK

PUBLIC EMPLOYMENT RELATIONS COMMISSION
PO Box 40919, Olympia, WA 98504
360.570.7300 | www.perc.wa.gov

Case Number 129024-E-17 Employer Everett School District

The Public Employment Relations Commission has conducted a confidential cross-check under WAC 391-25-410 and certifies the results as follows:

- | | |
|---|-----------|
| 1. Employees eligible to be in the bargaining unit | <u>40</u> |
| 2. Employees whose inclusion in the unit is challenged | <u>0</u> |
| 3. Total employees to be considered (Total of Lines 1 and 2) | <u>40</u> |
| 4. Valid authorization cards required (Majority of Line 3) | <u>21</u> |
| 5. Total cards of eligible employees examined | <u>29</u> |
| 6. Cards rejected as invalid | <u>0</u> |
| 7. Valid cards accepted in support of <u>Teamsters Local 38</u> | <u>29</u> |
| 8. The Result of the Cross-Check is: | |
| <input type="checkbox"/> Eligibility challenges affect the result | |
| <input checked="" type="checkbox"/> In favor of the organization listed on line 7 | |
| <input type="checkbox"/> In favor of No Representation | |

Date Issued July 28, 2017 By: 



PUBLIC EMPLOYMENT RELATIONS COMMISSION

112 HENRY STREET NE SUITE 300
PO BOX 40919
OLYMPIA, WASHINGTON 98504-0919

MARILYN GLENN SAYAN, CHAIRPERSON
MARK E. BRENNAN, COMMISSIONER
MARK R. BUSTO, COMMISSIONER
MIKE SELLARS, EXECUTIVE DIRECTOR

RECORD OF SERVICE - ISSUED 08/10/2017

DECISION 12762 - PECB has been mailed by the Public Employment Relations Commission to the parties and their representatives listed below:

BY: VANESSA SMITH

CASE NUMBER: 129024-E-17

EMPLOYER: EVERETT SCHOOL DISTRICT

REP BY: LESTER "BUZZ" PORTER JR.
PORTER FOSTER RORICK LLP
800 TWO UNION SQUARE
601 UNION ST
SEATTLE, WA 98101-2341
buzz@pfrwa.com
(206) 622-0203

GARY COHN
EVERETT SCHOOL DISTRICT
3900 BROADWAY
EVERETT, WA 98201
gcohn@everettsd.org
(425) 385-4000

PARTY 2: TEAMSTERS LOCAL 38

REP BY: JACOB H. BLACK
ROBBLEE DETWILER & BLACK, P.L.L.P.
2101 4TH AVE STE 1000
SEATTLE, WA 98121-2392
jblack@unionattorneysnw.com
(206) 467-6700

SAMANTHA KANTAK
TEAMSTERS LOCAL 38
2601 EVERETT AVE
EVERETT, WA 98201
skantak@teamsters38.org
(425) 252-3800