

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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In the Matter of the Petition of  
RACINE UNIFIED SCHOOL DISTRICT  
Involving Certain Employes of  
RACINE UNIFIED SCHOOL DISTRICT  
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Case 10  
No. 39444 ME-218  
Decision No. 10095-A

Appearances:

Melli, Walker, Pease and Ruhly, S.C., Attorneys at Law, by Mr. Thomas R. Crone, Suite 600, Insurance Building, 119 Martin Luther King, Jr. Blvd., P.O. Box 1664, Madison, Wisconsin 53701-1664, appearing on behalf of the Racine Unified School District.  
Schwartz, Weber, Tofte and Nielsen, Attorneys at Law, by Mr. Robert K. Weber, 704 Park Avenue, Racine, Wisconsin 53403, appearing on behalf of the Racine Educational Assistants Association and the Racine Education Association.

ORDER DENYING OBJECTION TO PETITION

On September 28, 1987, the above-named Petitioner filed a Petition for Election in a unit, described as all full-time and part-time aides, excluding supervisors and confidential employes, on the basis that the Racine Educational Assistants Association, the certified bargaining representative for the above-described unit, voted to affiliate with the Wisconsin Education Association Council and to establish a UniServ relationship with the Racine Education Association which the Petitioner asserts represents a substantial and material change in the collective bargaining representative which raises a question concerning representation; and on October 15, 1987, hearing on the petition having been scheduled for December 1, 1987; and on October 23, 1987, the Racine Educational Assistants Association having filed an Objection to the Petition on the basis of timeliness and on the basis that the affiliation did not change the bargaining status of the Racine Educational Assistants Association; and the Commission having considered the matter and having concluded the Objection to Petition should be denied.

NOW, THEREFORE it is

ORDERED

That the Objection to Petition is denied.

Given under our hands and seal at the City of  
Madison, Wisconsin this 6th day of November, 1987.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Stephen Schoenfeld  
Stephen Schoenfeld, Chairman  
Herman Torosian  
Herman Torosian, Commissioner

No. 10095-A

RACINE UNIFIED SCHOOL DISTRICT

MEMORANDUM ACCOMPANYING ORDER  
DENYING OBJECTION TO PETITION

We have denied the Objection to Petition on the ground that the Petition and the Objection to it involved factual determinations which are best resolved in a hearing. Therefore, the Objection is premature and a hearing on the Petition is necessary to resolve the factual disputes.

Dated at Madison, Wisconsin this 6th day of November, 1987.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Stephen Schoenfeld  
Stephen Schoenfeld, Chairman

Herman Torosian  
Herman Torosian, Commissioner