STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

In the Matter of the Petition of :

INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, AFL-CIO :

For a Referendum on the Question of an All-Union Agreement between : Case VI No. 15592 R-5314 Decision No. 11105

URBAN TELEPHONE CORPORATION Clintonville, Wisconsin, Employer :

and INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, AFL-CIO, Union :

CERTIFICATION OF REFERENDUM

Pursuant to a Direction of Referendum made by the Wisconsin Employment Relations Commission in the above entitled case, the Commission conducted a referendum pursuant to Section 111.06, Wis. Stats. The purpose of the referendum was to determine whether the required number of the eligible employes of the above Employer, in the collective bargaining unit set forth in the Commission's Direction, favored an "All-Union Agreement" between the Employer and Union named above.

The result of the referendum was as follows:

1. Total number eligible to vote.....29
2. Total ballots cast.....25
3. Total valid ballots counted.....25
4. Ballots cast in favor of an "All-Union Agreement".....12
5. Ballots cast against an "All-Union Agreement".....13

NOW, THEREFORE, by virtue of and pursuant to the power vested in the Wisconsin Employment Relations Commission by Section 111.06, Wis. Stats.

IT IS HEREBY CERTIFIED that the required number of the eligible employes in the collective bargaining unit consisting of all hourly office clerical employes, excluding salaried, confidential, technical, professionals, supervisors, guards and other exclusions as defined in the Act, failed to vote in favor of an "All-Union Agreement" between the Employer and the Union.

Given under our hands and seal at the City of Madison, Wisconsin, this 24th day of July, 1972

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By _____
Morris Slavney, Chairman

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Gene C. Rice II, Commissioner

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Jos. B. Kerkman, Commissioner

URBAN TELEPHONE CORPORATION, Case VI, Decision No. 11105

MEMORANDUM ACCOMPANYING
CERTIFICATION OF REFERENDUM

After the polls had been closed and during the count of the ballots the Union contended that four of the ballots should be declared void. The agent of the Commission conducting the balloting mistakenly considered these ballots as challenged ballots, and they are so reflected in the original tally of ballots issued to the parties. The Commission has determined to rule on such ballots, and they are identified as Ballots No. 1 through 4.

Ballot No. 1

Ballot No. 1 had an "X" placed in the "NO" box as well as the word "NO" in the center of the ballot. We conclude that the intent of the voter is clear that he did not favor an "All-Union Agreement" between the parties.

Ballot No. 2

The person marking the ballot placed an "X" in the "NO" box and wrote the following on the ballot: "Request a new union vote." Like Ballot No. 1 we conclude that the intent of the person who cast Ballot No. 2 indicated that he did not favor an "All-Union Agreement".

Ballot No. 3

The employe who cast Ballot No. 3 placed an "X" in the "NO" box with a statement on the ballot "We do not want a union." It is clear to the Commission that the employe casting Ballot No. 3 did not favor an "All-Union Agreement".

Ballot No. 4

The employe who cast Ballot No. 4 placed a "NO" in the "NO" box and wrote the words "union out" over the fact of the ballot. It is clear to the Commission that this employe did not favor an "All-Union Agreement".

Therefore, we conclude that the tally sheet of ballots should be revised as follows:

1. Total number eligible to vote.....29
2. Total ballots cast.....25
3. Total valid ballots counted.....25
4. Ballots cast in favor of an "All-Union Agreement".....12
5. Ballots cast against an "All-Union Agreement".....13

Dated at Madison, Wisconsin, this 24th day of July, 1972.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By _____
Morris Slavney, Chairman

_____
Marcella Commissioner

_____
Jos. B. Kerkman, Commissioner