

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

In the Matter of the Petition of

LOCAL 150, SERVICE EMPLOYEES' INTERNATIONAL
UNION, AFL-CIO, C.L.C.

For Determination of Bargaining
Representatives for Certain Employees of

PARK MASTERS ATTRACTIONS, INC.
Muskego, Wisconsin

Case I
No. 15849 E-2750
Decision No. 11273

Appearances:

Mr. Don Beatty, President, and Mr. William Knudsen, appearing
on behalf of the Petitioner.
Peck, Brigden, Petajan, Lindner, Honzik & Peck, S.C., Attorneys
at Law, by Mr. Dennis G. Lindner, appearing on behalf of the
Employer.

ORDER OF DISMISSAL

Local 150, Service Employees' International Union, AFL-CIO,
C.L.C., having petitioned the Wisconsin Employment Relations Commission
to conduct an election among certain employees of Park Masters
Attractions, Inc., Muskego, Wisconsin; and a hearing on such petition
having been conducted at Milwaukee, Wisconsin, on August 4, 1972, by
Stanley H. Michelstetter II, Hearing Officer, and the Commission
having considered the evidence and arguments of the parties, and
being satisfied that no question of representation presently exists
among employees of the Employer named above;

NOW, THEREFORE, it is

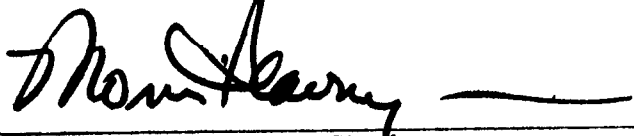
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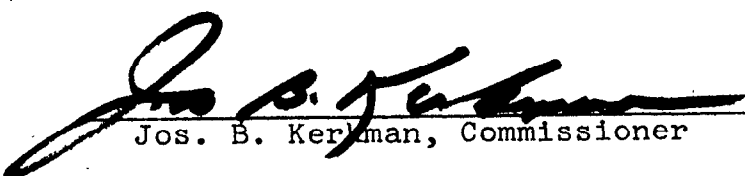
That the petition filed in the instant matter be, and the same
hereby is, dismissed.

Given under our hands and seal at the
City of Madison, Wisconsin, this 8th
day of September, 1972.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slavney, Chairman


Jos. B. Kerkman, Commissioner

MEMORANDUM ACCOMPANYING ORDER OF DISMISSAL

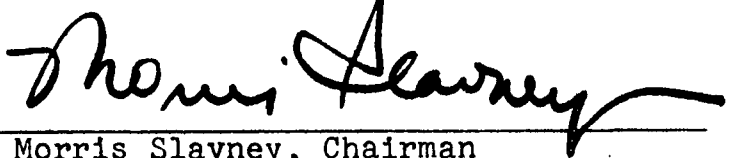
The Employer is engaged in operating an amusement park on a seasonal basis, the season usually running from the second week of May through Labor Day. During the 1972 season he employed a total of 170 individuals, 10 of whom are regular employees employed from season to season. The remaining 160 employees are seasonal employees, not all of whom were employed during the full 1972 season. The greatest number of seasonal employees employed in any one period of time during the season approximated 75. The Union seeks a unit consisting of all regular full-time, regular part-time and seasonal employees. The Employer objects to the inclusion of the seasonal employees in a unit with the regular employees.

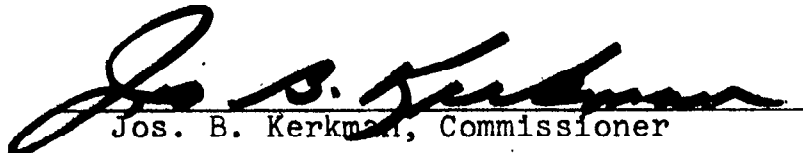
Hearing on the instant petition was held in August. The Employer closed his operation after the Labor Day weekend and thus there are no seasonal employees employed at the present time. If this petition had been filed at the outset of the 1972 season, the Commission would have included the seasonal employees who were employed as of the date of the hearing in the bargaining unit. Since the season is now over, we deem that the petition should be dismissed without prejudice to the refiling of a new petition at the outset of the 1973 season should the Union still claim to represent the employees involved.

Dated at Madison, Wisconsin, this 8th day of September, 1972.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slavney, Chairman


Jos. B. Kerkman, Commissioner