

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

In the Matter of the Stipulation of
SHOPMEN'S LOCAL UNION NO. 665 OF THE
INTERNATIONAL ASSOCIATION OF BRIDGE,
STRUCTURAL AND ORNAMENTAL IRON WORKERS
and ALKAR - A DIVISION OF DEC
INTERNATIONAL, INC.

For a Referendum on the Question of
an All-Union Agreement between

ALKAR - A DIVISION OF DEC INTERNATIONAL,
INC., Lodi, Wisconsin, Employer,

and SHOPMEN'S LOCAL UNION NO. 665 OF THE
INTERNATIONAL ASSOCIATION OF BRIDGE,
STRUCTURAL AND ORNAMENTAL IRON WORKERS,
Union.

Case IV
No. 16857 R-5504
Decision No. 11957-A

ORDER DISMISSING OBJECTIONS
TO THE CONDUCT OF THE REFERENDUM

Pursuant to a Direction issued by it, the Wisconsin Employment Relations Commission on July 25, 1973, conducted a referendum among certain employes of Alkar - A Division of Dec International, Inc., to determine whether said employes favored the authorization of an "All-Union Agreement" between said Employer and Shopmen's Local Union No. 665 of the International Association of Bridge, Structural and Ornamental Iron Workers; of 52 employes eligible to vote, 47 cast ballots, 22 voting in favor of authorizing an "All-Union Agreement" while 25 voted against such authorization; and on July 27, 1973, the Union having timely filed objections to the conduct of said referendum; and the Commission having reviewed said objections, the report of its agent who conducted the balloting, and being satisfied that the objections are without merit and should, therefore, be dismissed;

NOW, THEREFORE, it is

ORDERED

That the objections filed to the conduct of the referendum be, and the same hereby are, dismissed.

Given under our hands and seal at the
City of Madison, Wisconsin, this 14th
day of August, 1973.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Morris Slavney
Morris Slavney, Chairman

[Signature]
Del S. Rice II, Commissioner

MEMORANDUM ACCOMPANYING
ORDER DISMISSING OBJECTIONS
TO THE CONDUCT OF THE REFERENDUM

In its objections to the conduct of the referendum the Union alleged that employes who "were not on the agreed eligibility list were allowed to vote, employees hired after the Cut-Off date of June 4, 1973 had voted and the voting poles (sic) were not open the time specified on the ballots (notices)." The Commission thereupon requested the Commission's election agent to file a report with regard to the matter, and on August 2, 1973, such report was filed as follows:

"2 employees added to eligibility list by agreement of observers, no challenge by either although option fully explained by WERC Agent. If any employee hired after cut-off date voted, it is the fault of the observers since I must rely on them for correct information. Polls were open at the specified times except for the 2 minutes it took to drive from Plant No. 1 to Plant No. 2. Five employees eligible did not vote: 2 were on vacation, 2 were truck drivers on assignment outside Lodi and the fifth potential voter left Plant No. 1 15 minutes prior to start of vote, despite request by union steward (observer) to stay."

On August 2, 1973, the Commission forwarded a copy of said report to both the Employer and the Union wherein it inquired as to whether either the Union or the Employer or both wished to make any response to the report. Neither the Union nor the Employer responded thereto, and, therefore, we deem the report of the Commission's agent to stand un rebutted.

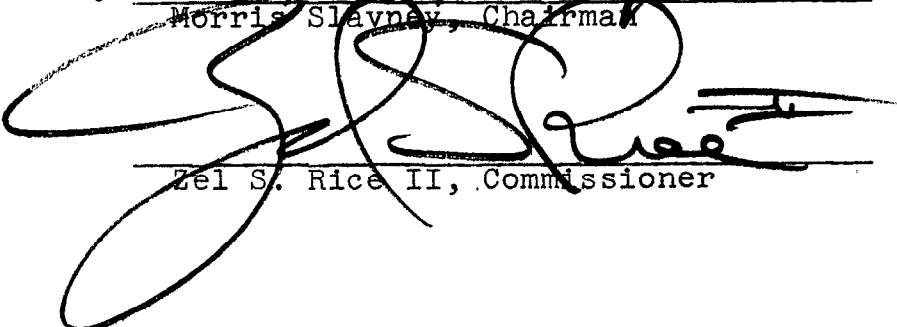
Since, during the conduct of the referendum there were no challenges to any of the ballots cast by the employes voting, and since the minimal delay in opening the polls at Plant No. 2 did not deprive any employe of his opportunity to vote, the objections are not meritorious and, therefore, have been dismissed. The Commission is today certifying the results of the referendum.

Dated at Madison, Wisconsin, this 14th day of August, 1973.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slaveny, Chairman


Zel S. Rice II, Commissioner