

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

WESTERN WISCONSIN TECHNICAL INSTITUTE

ORDER DISMISSING PETITION

NOW, THEREFORE, it is

ORDERED

Given under our hands and seal at the  
City of Madison, Wisconsin, this 10th  
day of October, 1974.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Howard S. Bellman, Commissioner

MEMORANDUM ACCOMPANYING ORDER DISMISSING PETITION

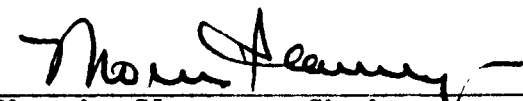
In ruling on the underlying objections herein, the Commission's August 2, 1974 Order provided that the Petitioner would be given until October 1, 1974, to indicate whether it wished to participate in a new election, and that, if it did not manifest such an intent by that date, the petition would be dismissed. Pursuant thereto, and inasmuch as the Petitioner has failed to indicate by October 1, 1974, that it desired a new election, the Commission is hereby dismissing the instant petition.

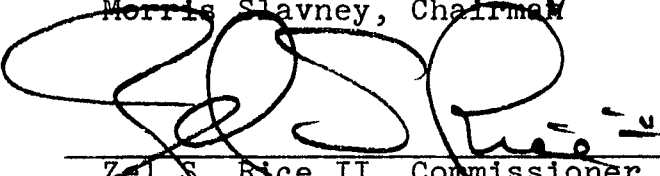
In so doing, the Commission desires to make clear to the parties involved that the instant dismissal does not affect the Commission's determination in the related prohibited practice case<sup>1/</sup> to the effect the Municipal Employer's prohibited conduct of manifesting preference for a particular labor organization which did not appear on the ballot interfered with the election, or the Commission's order therein that the Municipal Employer "refrain from bargaining and/or recognizing any formal organization or informal organization of employees for one year following the holding of a newly directed election, unless such organization has first been certified as the collective bargaining representative for the employees herein in a Commission-directed election." Said Order was issued in anticipation that the Petitioner would request the Commission to conduct a new election.

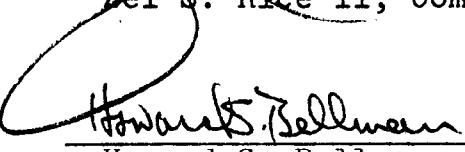
However, as indicated, the Petitioner did not so request. Therefore, in order to effectuate the Commission's Order in the prohibited practice case, the Municipal Employer cannot voluntarily recognize any organization for a period of one year commencing August 2, 1974, and, further, should any organization desire to file a petition for a representation election among the employees involved, the timely filing of such petition shall commence after June 2, 1975. Any petition filed prior to that date shall be deemed to be untimely filed and shall be dismissed.

Dated at Madison, Wisconsin, this 10th day of October, 1974.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By   
Morris Slavney, Chairman

  
Zel S. Rice II, Commissioner

  
Howard S. Bellman, Commissioner

<sup>1/</sup> Decision No. 12355-B, 8-2-74.