

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Case III  
No. 19195 ME-1200  
Decision No. 13803

City of Brillion having filed a petition with the Wisconsin Employment Relations Commission requesting that an election be conducted among employees in an existing certified unit of law enforcement employees of the City of Brillion, Wisconsin; to determine whether said employees desired to continue to be represented by Local 1362, Wisconsin Council of County and Municipal Employees, AFSCME - AFL-CIO; and prior to the conduct of a hearing on such petition, said labor organization, having advised the Commission, by a letter dated June 12, 1975, that it had no interest in continuing to represent the employees involved; and the Commission being satisfied that a question of representation does not exist among the law enforcement employees of the above named Municipal Employer;

ORDERED

Given under our hands and seal at the  
City of Madison, Wisconsin this 16th  
day of July, 1975.

*Herman Torosian*  
Herman Torosian, Commissioner

Decision 13803

MEMORANDUM ACCOMPANYING ORDER OF DISMISSAL

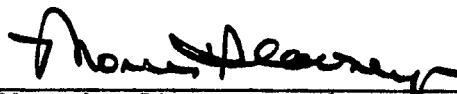
On August 29, 1974, following an election conducted by the Commission, Local 1362, Wisconsin Council of County and Municipal Employees, AFSCME, AFL-CIO, hereinafter referred to as the Union, was certified as the collective bargaining representative of all regular law enforcement employees with police powers employed by the City of Brillion, excluding the Chief of Police and all other employees.

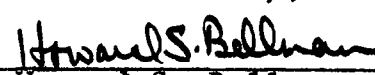
The instant proceeding was initiated by a petition filed by the City of Brillion, hereinafter referred to as the City, on May 27, 1975 requesting the Commission to conduct an election among the law enforcement employees in the above-described bargaining unit to determine whether said employees desired to continue their representation by the union. Following the setting of hearing on said petition, the Union notified the Commission by letter dated June 12, 1975, that the Union disclaimed any jurisdiction over the City's law enforcement employees and, further, that it would no longer be representing said employees.

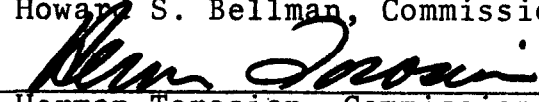
The City desired a finding by the Commission, through a decision or an election, which would bar the Union from seeking to again represent the City's law enforcement employees for a minimum period of one year. Inasmuch as the certified representative has disclaimed its representative status for the unit involved herein, the Commission deems it unnecessary to proceed to an election, and therefore, the Commission is hereby dismissing the instant petition with prejudice to the filing of a petition for an election by the union involved herein for a period of one year from the date hereof.

Dated at Madison, Wisconsin this 15th day of July, 1975.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By   
Morris Slavney, Chairman

  
Howard S. Bellman, Commissioner

  
Herman Torosian, Commissioner