

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Case VI
No. 21274 ME-1402
Decision No. 15770-A

Case VII
No. 21700 ME-1443
Decision No. 15771-A

Mr. Michael L. Stoll, Staff Counsel, appearing on behalf of ULE.
Quarles & Brady, Attorneys at Law, by Mr. Michael J. Spector,
 appearing on behalf of Hamilton.
Ms. Dencie Munns, appearing on behalf of HDE.

Pursuant to an order 1/ dated August 24, 1977, further hearing on the above-entitled petitions was held at Waukesha, Wisconsin on September 9, 1977 before George Fleischli, Examiner, and at the outset of the hearing the parties agreed that in order to avoid the delay that would occur before any election could be conducted, if such an election were directed on the basis of said petitions, that an election should be conducted pursuant to the terms of a stipulation of the parties to determine whether a majority of the employees in the existing voluntarily recognized bargaining unit desired to be represented for purposes of collective bargaining by the United Lakewood Educators (ULE) [affiliated with WEAC and NEA] or by Hamilton District Educators (HDE) [presently unaffiliated with any other labor organization]; 2/ that the parties further agreed that if the Commission rejected said stipulation by reason of the fact that it did not provide the employees in question with a choice of rejecting representation by either of said organizations, that an election should be conducted pursuant to the other terms of said stipulation, except that the purpose of said election would be to determine whether a majority of the employees in the existing voluntarily recognized bargaining unit desired to be represented for purposes of collective bargaining by the United Lakewood Educators (ULE) [affiliated with WEAC and NEA], or by Hamilton District Educators (HDE) [presently unaffiliated with any other labor organization], or by neither of said organizations; and the parties having, on September 13, 1977 executed said stipulation; and the Commission being fully advised

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premises, and being satisfied that an election should be conducted to determine whether a majority of the employees in the bargaining unit in question desire to be represented for purposes of collective bargaining by the United Lakewood Educators (ULE) [affiliated with WEAC and NEA], or by the Hamilton District Educators (HDE) [presently unaffiliated with any other labor organization], or by neither of said organizations;

NOW, THEREFORE, it is

DIRECTED

That an election by secret ballot be conducted on September 28, 1977 in a collective bargaining unit consisting of all full-time and part-time certified teaching personnel, excluding administrative and supervisory staff, teacher aides (whether certified or not) and per diem substitute teachers, who were employed by Hamilton Joint School District No. 16 on September 15, 1977, for the purpose of determining whether a majority of said employees voting desire to be represented for purposes of collective bargaining by United Lakewood Educators (ULE) [affiliated with WEAC and NEA], or by the Hamilton District Educators (HDE) [presently unaffiliated with any other labor organization], or by neither of said organizations.

Given under our hands and seal at the
City of Madison, Wisconsin this 15th
day of September, 1977.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Thomas Slavney
Morris Slavney, Chairman

Herman Torosian
Herman Torosian, Commissioner

Charles D. Hoornstra
Charles D. Hoornstra, Commissioner

HAMILTON JOINT SCHOOL DISTRICT NO. 16, VI and VII, Decision Nos. 15770-A and 15771-A

MEMORANDUM ACCOMPANYING DIRECTION OF ELECTION

The proposed stipulation would limit the purpose of the election to determining whether a majority of the eligible voters desired to be represented by the ULE or the HDE. The Commission has directed an election pursuant to the stipulation of the parties but has noted that the purpose of the election is to determine whether a majority of the eligible employees voting desire to be represented by the ULE, or the HDE, or by neither of said organizations in order to comply with the requirements of Section 111.70(4)(d)3, Stats., and to ensure that the rights of said employees contained in Section 111.70(2), Stats. are preserved. 3/

Dated at Madison, Wisconsin this 15th day of September, 1977.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Morris Stavney
Morris Stavney, Chairman

Herman Torosian
Herman Torosian, Commissioner

Charles D. Hoornstra
Charles D. Hoornstra, Commissioner

3/ The Commission refusal to accept the initial stipulation of the parties has not caused any delay in the issuance of the Direction of Election.