

In the Matter of the Petition of
OSHKOSH PROFESSIONAL EMPLOYEES UNION
Involving Certain Employees of
CITY OF OSHKOSH

Case XL
No. 26451 ME-1860
Decision No. 18055-A

The Wisconsin Employment Relations Commission heretofore and on September 16, 1980, having issued a Direction of Election in the above-entitled matter based on a stipulation executed by the above-named parties; and the Commission having reconsidered the stipulation and being satisfied that, on the face thereof the unit set forth in the stipulation, and subsequently in the Direction of Election, appears not to be an appropriate unit;

ORDERED

IT IS FURTHER ORDERED that the staff member assigned to the instant matter set hearing to determine, among other things, the appropriateness of the unit involved and any other issues pertaining to the alleged question of representation.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

Morris Slavney, Chairman

Herman Torosian, Commissioner

Gary L. Covelli, Commissioner

MEMORANDUM ACCOMPANYING
ORDER SETTING ASIDE DIRECTION OF ELECTION

The parties involved herein filed a stipulation requesting the Commission to conduct an election among employees of the City of Oshkosh occupying certain identified positions. Said positions were characterized as "professional" positions. The Commission routinely issued its Direction of Election.

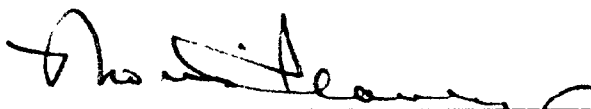
Upon closer scrutiny the Commission is not satisfied with the appropriateness of the unit, since among those classifications included are classifications which, on their face, appear not to constitute "professional" positions. Furthermore, it appears that other "professional" positions have been excluded from the unit involved. Therefore, we have set aside the Direction and have cancelled the election, which was to be held on September 24, 1980.


The Commission has also directed the Examiner originally assigned to the matter to set hearing to take evidence with respect to the unit appropriate for the purposes of an election, as well as the positions to be included in said unit, and to take evidence with regard to any other issues which may be raised either by the parties, or by the Examiner, to determine whether there, in fact, exists a present question of representation among the employees involved.

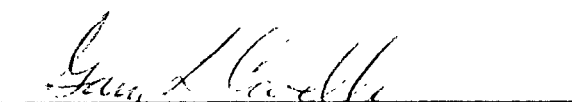
Dated at Madison, Wisconsin, this 18th day of September, 1980.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slavney, Chairman


Herman Torosian, Commissioner


Gary L. Covelli, Commissioner