

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

CITY OF KAUKAUNA (CITY HALL)

Case XX
No. 27641 ME-1985
Decision No. 18675

By Morris Slavney -
Morris Slavney, Chairman

Herman Torosian
Herman Torosian, Commissioner

Gary L. Covelli
Gary L. Covelli, Commissioner

MEMORANDUM ACCOMPANYING
ORDER DISMISSING PETITION

Upon receipt of the petition, which was supported by a showing of interest executed by employees in the bargaining unit involved, the Commission, in writing, requested the City to furnish the Commission with a list of employees in the bargaining unit, as well as a copy of the collective bargaining agreement, if any, in existence between the City and the Union.

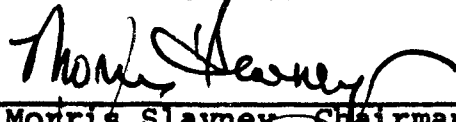
In response to such request, the Commission, on March 26, 1981, received a list of employees in the unit. However, it did not receive a copy of the collective bargaining agreement until April 10, 1981.

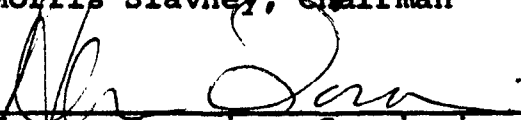
The Commission reviewed the agreement, and noted therein that it was in effect from January 1, 1981 through December 31, 1981 and that it could be reopened on August 1, 1981 for negotiations in a new agreement. As a result, the Commission, in a letter over the signature of its Chairman, on April 13, 1981, sent a letter to the Petitioner, with copies to the City and the Union, indicating that the petition appeared not to have been timely filed, since it was not filed within a 60 day period immediately preceding the date on which the agreement could be reopened for negotiations. 1/ The Commission further advised that should the Petitioner desire his petition to be timely filed, the Petitioner "should advise the Commission, in writing, on any date between May 2 and June 30, 1981, that you desire the Commission to consider your petition to be filed as of the date the Commission receives such notification, . . ."

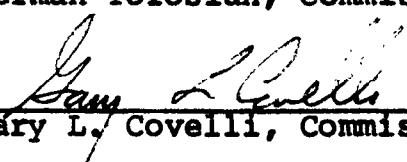
Prior to any further action, and on May 7, 1981, the Commission received a letter from the Petitioner indicating that the employees in the unit had determined to discontinue their efforts to seek to decertify the Union as their bargaining representative, and that, therefore, the Commission should close the matter. In light of such request, the Commission today has dismissed the petition.

Dated at Madison, Wisconsin this 12th day of May, 1981.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By 
Morris Slavney, Chairman


Herman Torosian, Commissioner


Gary L. Covelli, Commissioner

1/ City of Milwaukee (8622) 7/68; City of Kenosha (16278) 3/78.