

EMPLOYMENT RELATIONS BOARD

OF THE

STATE OF OREGON

Case No. RC-35-04

(PETITION FOR REPRESENTATION)

MEDFORD PROFESSIONAL )  
EMPLOYEES ASSOCIATION, )

Petitioner, )

v. )

CITY OF MEDFORD, )

Respondent, )

and )

MEDFORD MUNICIPAL )  
EMPLOYEES ASSOCIATION )

Incumbent. )

DISMISSAL ORDER

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Stephen M. Terry, Association Planner, Medford Professional Employees Association,  
1016 Aspen Street, Medford, Oregon 97501, represents Petitioner.

Patrick J. Mosey, Mosey Consulting, Inc., 3260 Balsam Drive S., Salem, Oregon 97302,  
represents Respondent.

Allison Hassler, Legal Counsel, AFSCME Council 75, 688 Charnelton Street, Eugene,  
Oregon 97401, represents Incumbent.

On May 3, 2004, Medford Professional Employees Association (Petitioner) filed this representation petition seeking to establish a separate bargaining unit of professional city planners employed by the City of Medford (City). These employees have historically been included as part of a larger bargaining unit represented by AFSCME. Both AFSCME and the City timely objected to the petition.

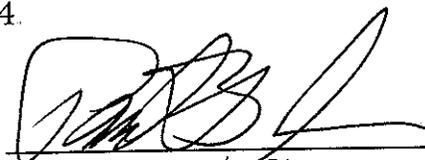
The case was assigned to Administrative Law Judge (ALJ) James W. Kasameyer for processing.

By letter to Petitioner dated July 27, 2004, the ALJ stated that it appeared that the petitioned-for unit was not appropriate under the Public Employees Collective Bargaining Act. The ALJ warned Petitioner that he would recommend this Board dismiss the petition unless Petitioner convinced him to the contrary by August 11, 2004. Petitioner did not respond.

ORDER

The petition is dismissed for want of prosecution. *See Wilson v. Malheur County Employees Association and Malheur County*, Case Nos. UP-74/75-93 (August 1993) (unpublished dismissal order).

DATED this 4<sup>th</sup> day of October 2004.



Paul B. Gamson, Chair



Rita E. Thomas, Board Member

This Order may be appealed pursuant to ORS 183.482.