

On January 21, 2005, Petitioner filed a this Redesignation petition. A copy of the current contract was attached to the petition. The petition seeks to amend the bargaining unit description to specifically exclude all parole and probation officer classifications.

Additionally, the petition requested the parole and probation officer classifications be added to the existing strike-prohibited bargaining unit represented by Lane County Peace Officers Association (LCPOA).

On January 24, the Elections Coordinator wrote to Petitioner asking it to amend the petition to request the redesignation only. She explained that the purpose of a redesignation petition is to create a separate bargaining unit for the strike-prohibited parole and probation officers. She further explained that the Petitioner's request to add the employees to the LCPOA was inappropriate and that only LCPOA could file for that clarification if it desired to do so. On January 26, Petitioner filed an amended petition requesting only the redesignation of the parole and probation officer classifications.

The Elections Coordinator served the petition on Respondent on January 27, 2005. On February 2, Petitioner posted notices of the proposed Redesignation petition in the work areas of the affected employees. No objections to the petition were filed.

DISCUSSION

Board Rule 115-25-045 provides that we will conduct a hearing "[w]hen a valid petition has been filed and objections * * * have been timely filed * * *"

We recently concluded that we will grant a redesignation petition when the petition proposes a facially appropriate unit and there are no objections to the petition. See *Jackson County v. SEIU Local 503, OPEU*, Case No. UC-2-04, 20 PECBR 544 (2004), and *Coos County v. Oregon AFSCME Council 75, Local 2936*, Case No. UC-1-04, 20 PECBR 534 (2004). No objections were filed here

The proposed redesignation is facially appropriate. The strike-prohibited parole and probation officers constitute 35 employees in a unit of 600. If the parole and probation officers were to remain in the unit, the entire unit would be strike-prohibited. In such circumstances, we will not permit such a small number of strike-prohibited employees to deny the right to strike to the much larger group. *Jackson County* and *Coos County, supra; Multnomah County v. Multnomah County Employees Union Local 88*, Case No. UC-4-92, 13 PECBR 689, 699-700 (1992).

Because there are no objections to the petition, a hearing is not necessary. The petition proposes a facially appropriate bargaining unit. We shall grant the requested redesignation. Respondent continues to represent the redesignated units.

Based on the foregoing, this Board issues the following order:

ORDER

1. The petition for redesignation is granted. The recognition shall be amended to exclude all adult parole and probation officer classifications. The bargaining unit description is amended to read as follows:

"All temporary, probationary and non-probationary employees in permanent positions exclusive of those employed in a confidential or supervisory capacity, extra help employees, those employees in classifications represented in other bargaining units, parole and probation officers, those employees employed in classifications listed in Appendix A to the CBA or successor classifications, and all employees employed on June 30, 1987 in classifications listed in Appendix B to the CBA or successor classifications, who do not voluntarily join AFSCME."

2. The adult parole and probation officers are redesignated into an appropriate unit described as follows:

"All adult parole and probation officers, as defined in ORS 243.736, employed by Lane County, excluding supervisory and confidential employees."

3. AFSCME, Local 2831 continues to represent both units as redesignated.

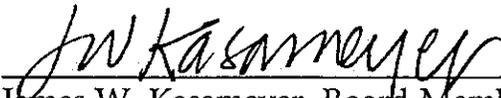
DATED this 25th day of February 2005.



Paul B. Gamson, Chair



Rita E. Thomas, Board Member



James W. Kasameyer, Board Member

This Order may be appealed pursuant to ORS 183.482.