

EMPLOYMENT RELATIONS BOARD

OF THE

STATE OF OREGON

Case No. UC-41-04

(UNIT CLARIFICATION)

LABORERS' LOCAL 483,	)	
MUNICIPAL EMPLOYEES,	)	
	)	
Petitioner,	)	
	)	
v.	)	DISMISSAL ORDER
	)	
CITY OF PORTLAND,	)	
	)	
Respondent	)	
_____	)	

On May 19, 2004, Laborers' Local 483, Municipal Employees (Petitioner), filed a unit clarification petition seeking to add a newly created classification to the existing bargaining unit of City of Portland (Respondent) employees Petitioner represents. The petition stated that the new classification of Parking Collection Technician was posted for hiring on May 5, 2004, without prior notice, and that there are currently no incumbents

The petition was filed under OAR 115-25-005(4). OAR 115-25-005(4) states, in part, that " \* \* \* the petition must be supported by a 30 percent showing of interest among the unrepresented employees sought to be added to the existing unit \* \* \* " No showing of interest was filed with this petition

On May 20, the elections coordinator wrote to Petitioner's representative stating that the petition needed to be supported by a 30 percent showing of interest and since there were no incumbents in the position, obtaining such a showing would be impossible at this time. She also stated she could not proceed with the petition without the showing of interest. She gave Petitioner until June 1 to convince her why she should not dismiss the petition. Petitioner did not reply. Accordingly, we will dismiss the petition

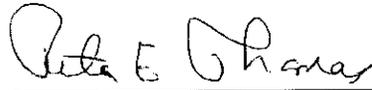
ORDER

The petition is dismissed.

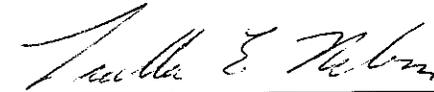
DATED this 9<sup>th</sup> day of June 2004.



Paul B. Gamson, Chair



Rita E. Thomas, Board Member



Luella E. Nelson, Board Member

This Order may be appealed pursuant to ORS 183.482.