

LOS ANGELES COUNTY
EMPLOYEE RELATIONS COMMISSION

In the Matter of)	
ELIZABETH M. PATTERSON,)	
et al.,)	
)	
Charging Parties)	
)	
v.)	UFC 70.17
)	
SOCIAL SERVICES UNION, LOCAL)	
535, SEIU, AFL-CIO)	
)	
Respondent)	

DECISION AND ORDER

Following the filing of a Charge by Elizabeth M. Patterson on her behalf and certain other Assistant Nursing Directors, the Employee Relations Commission (Commission) appointed Abraham Siegel as Hearing Officer to inquire into the matter and to prepare a report thereon.

A hearing was held on Thursday, May 29, 1980. Full opportunity was afforded the parties to offer argument and evidence and to examine and cross-examine witnesses. A post hearing brief was filed by the Charging Parties;

Respondent did not file a brief. The report of the Hearing Officer was submitted to the Commission on August 28, 1980. No Exceptions were filed.

The Charging Parties alleged that a number of Assistant Nursing Directors were induced to sign a petition because of misrepresentations made by representatives of the Social Services Union, Local 535, SEIU (Union). This document was subsequently used to help satisfy the showing-of-interest requirements in a Petition for Certification filed by the Union for a unit of Nursing Administrators. The Charging Parties contended that the Union's conduct violated Sections 4 and 12(b)(1) of the Employee Relations Ordinance. The Union denied the allegations and asserted that the purpose of the petition had been explained to the Assistant Nursing Directors.

The Commission has studied the entire record and, although not in complete agreement with the Hearing Officer's reasoning, concludes that his recommended decision is supported by the evidence. Inasmuch as the petition was clear on its face and the potential signatories had ample opportunity to consider its purpose, the Commission is of the view that a reasonable, prudent person concerned with affixing his signature would not have done so if opposed to the Union's objectives.

O R D E R

The Charge in Case No. UFC 70.17 is hereby
dismissed.

DATED at Los Angeles, California, this 7th day
of November, 1980.



LLOYD H. BAILER, Chairman


JOSEPH F. GENTILE, Commissioner


FREDRIC N. RICHMAN, Commissioner