

STATE OF MONTANA
BEFORE THE BOARD OF PERSONNEL APPEALS

IN THE MATTER OF UNIT DETERMINATION NO. 6-2005:

TEAMSTERS UNION LOCAL NO. 2,) Case No. 1044-2005

affiliated with the INTERNATIONAL)

BROTHERHOOD OF TEAMSTERS,)

Petitioner,)

vs.)

UNIVERSITY OF MONTANA,)

MONTANA UNIVERSITY SYSTEM,)

Respondent.)

RECOMMENDED ORDER

The Board of Personnel Appeals received a petition for Unit Determination and Election from the petitioner. The petition proposed a bargaining unit defined as Equipment Mechanic I, Equipment Mechanic II, Equipment Mechanic Foreman, Machinist I, Machinist II and Maintenance Worker, all of the University of Montana, excluding statutory exclusions. The respondent filed a counter petition. The Board transferred the case to the Hearings Bureau, requesting expedited hearing. The undersigned was appointed as Hearing Officer and set a schedule for hearing. The respondent has now withdrawn its counter petition. THEREFORE, the Hearing Officer recommends the following order:

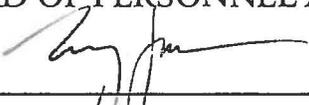
1. The contested case proceeding IS DISMISSED.

2. The Board having received from the employer identification of the four eligible employees, it is HEREBY ORDERED that an election be held by secret ballot, involving the members of the proposed bargaining unit, being Equipment Mechanic I, Equipment Mechanic II, Equipment Mechanic Foreman, Machinist I, Machinist II and Maintenance Worker, all of the University of Montana, excluding statutory exclusions, as soon as possible, in accordance with the rules and regulations of the Board of Personnel Appeals.

DATED this 21st day of March, 2005.

BOARD OF PERSONNEL APPEALS

By:



TERRY SPEAR

Hearing Officer

NOTICE: Unless exceptions to this Recommended Order are filed pursuant to Admin. R. Mont. 24.26.215 within twenty (20) days after the day the decision of the hearing officer is mailed, as set forth in the certificate of service below, this Recommended Order shall become the Final Order of the Board of Personnel Appeals. Mont. Code Ann. § 39-31-406(6). Notice of Exceptions must be in writing, setting forth with specificity the errors asserted in the proposed order and the issues raised by the exceptions, and shall be mailed to:

Board of Personnel Appeals
Department of Labor and Industry
P.O. Box 6518
Helena, MT 59624-6518

CERTIFICATE OF MAILING

The undersigned hereby certifies that true and correct copies of the foregoing document were, this day, served upon the parties or their attorneys of record by depositing them in the U.S. Mail, postage prepaid, and addressed as follows:

Kathy Crego,
Director of Labor Relations
Montana University System
2500 Broadway
Helena, MT 59620

Daniel J. Doogan
Teamsters Union Local No. 2
P.O. Box 8144
Missoula, MT 59806-8144

DATED this 21st day of March, 2005.

Sandy Duncan