

Civil Ser. Forum, L.300, SEIU v. City, 2 OCB 33 (BOC 1968) [Decision No. 33-68 (Cert.)]

OFFICE OF COLLECTIVE BARGAINING
BOARD OF CERTIFICATION

----- x

In the Matter of

CIVIL SERVICE FORUM, LOCAL 300, B.S.E.I.U.,
AFL-CIO

DOCKET NOS. R-59-67 and
R-60-67

-and-

DECISION NO. 33-68

THE CITY OF NEW YORK

----- x

DECISION AND CERTIFICATION

On August 3, 1967, Civil Service Forum Local 300, B.S.E.I.U., AFL-CIO, filed separate petitions with the New York City Department of Labor for certification as the collective bargaining representative of the Shoemakers employed in the Department of Hospitals and the Department of Correction. The proceedings were transferred to the Board of Certification pursuant to Rule 13.13 of the Consolidated Rules of the Office of Collective Bargaining.

Upon consideration of the investigation made by the Department of Labor, and of its own investigation, and after due deliberation, the Board of Certification renders the following decision:

I. Undisputed Matters

It was undisputed, and we find and conclude, that Petitioner is a public employee organization in fact and within the meaning of the New York City Collective Bargaining Law.

II. The Appropriate Unit

In 1963, Local 832, I.B.T., was certified by the Department of Labor as collective bargaining representative of an institutional instructional unit in the Department of Correction, including the title of Shoemaker. The other titles in that unit were unique to the Department of Correction, and thus were deemed to constitute a city-wide unit. The Shoemaker, however, could not be represented on a city-wide basis because that title also is found in the Department of Hospitals.

The shoemakers are skilled employees, constituting a readily identifiable and homogenous group with common interests. Petitioner agrees that a city-wide unit of shoemakers is appropriate, and the City had interposed no objection. Accordingly, we so find and conclude.

III. Representative Status

Our investigation discloses that a majority of the employees in the appropriate unit have authorized dues check-off in behalf of Petitioner. We find and conclude that Petitioner has been designated and selected by a majority of the employees in the appropriate unit as their representative for the purposes of collective bargaining.

CERTIFICATION

Pursuant to the powers vested in the Board of Certification by the New York City Collective Bargaining Law, it is hereby

CERTIFIED, that Civil Service Forum, Local 300, B.S.E.I.U., AFL-CIO, is the exclusive representative for the purposes of collective bargaining of all shoemakers employed by the City of New York.

Dated, New York, N.Y.

June 26, 1968.

ARVID ANDERSON
C h a i r m a n

ERIC J. SCHMERTZ
M e m b e r

SAUL WALLEN
M e m b e r