STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

SHELTON EDUCATION ASSOCIATION,

Complainant,

CASE NO. 293-U-76-25 (293-ULW-205)

VS.

SHELTON SCHOOL DISTRICT NO. 309,

Respondent.

SHELTON SCHOOL DISTRICT NO. 309,

CASE NO. 523-U-76-64

Complainant,

DECISION NO. 579-A EDUC

vs.

SHELTON EDUCATION ASSOCIATION,

Respondent.

ORDER GOVERNING PROCEEDINGS ON REMAND

This matter has been remanded to the Public Employment Relations Commission by the Superior Court for Mason County, for further proceedings in conformity with RCW 34.04.110. The statute states:

CONTESTED CASES--PROCEDURE WHEN DECIDING OFFICIALS HAVE NOT HEARD OR READ EVIDENCE. Whenever in a contested case a majority of the officials of the agency who are to render the final decision have not heard or read the evidence, the decision, if adverse to a party to the proceeding other than the agency itself shall not be made until a proposal for decision, including findings of fact and conclusions of law has been served upon the parties, and an opportunity has been afforded each party adversely affected to file exceptions and present written argument to a majority of the officials who are to render the decision, who shall personally consider the whole record or such portions thereof as may be cited by the parties. Oral arguments may be heard in the discretion of the agency.

The Commission, having reviewed the matter and the order of the Court, makes the following

ORDER

- The text, findings of fact, conclusions of law and order issued by the Public Employment Relations Commission on January 30, 1979 as its Decision No. 579-EDUC are withdrawn as the final order of the agency in the matter.
- 2. The text, findings of fact, conclusions of law and order issued by the Public Employment Relations Commission as its Decision No. 579-EDUC, a copy of which is attached hereto and incorporated herein, hereby are reissued as a proposal for decision pursuant to RCW 34.04.110.
- 3. All parties are afforded a period of forty-five (45) days following the date of this order to file and serve exceptions and to present to the Commission written argument including specific citations to such portions of the record as are claimed to be germane to the exceptions taken.

ISSUED at Olympia, Washington, this _____ day of September, 1983.

PUBLIC EMPLOYMENT RELATIONS COMMISSION

JANE R. WILKINSON, Chairman

MARK C. ENDRESEN, Commissioner

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