

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

ERIC HOOD,

Complainant,

vs.

SOUTH WHIDBEY SCHOOL DISTRICT,

Respondent.

CASE 23680-U-10-6040

DECISION 10939 - EDUC

ORDER OF DISMISSAL

On December 13, 2010, Eric Hood (Hood) filed a complaint charging unfair labor practices with the Public Employment Relations Commission under Chapter 391-45 WAC, naming South Whidbey School District (employer) as respondent. The complaint was reviewed under WAC 391-45-110.¹ The allegations of the complaint are substantially the same as those filed by Hood against the employer in Case 23511-U-10-5993. That case was dismissed as untimely on November 1, 2010, in *South Whidbey School District, Decision 10880 (EDUC, 2010)*. Hood appealed the dismissal, and the matter is currently before the Commission. The purpose of the new complaint is unclear; in any event, Hood's claim remains untimely.


NOW, THEREFORE, it is

ORDERED

The complaint charging unfair labor practices in Case 23680-U-10-6040 is DISMISSED.

ISSUED at Olympia, Washington, this 15th day of December, 2010.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



DAVID I. GEDROSE, Unfair Labor Practice Manager

This order will be the final order of the agency unless a notice of appeal is filed with the Commission under WAC 391-45-350.

¹ At this stage of the proceedings, all of the facts alleged in the complaint are assumed to be true and provable. The question at hand is whether, as a matter of law, the complaint states a claim for relief available through unfair labor practice proceedings before the Public Employment Relations Commission.