



STATE OF NEW HAMPSHIRE

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

OYSTER RIVER EDUCATION SUPPORT	:	
PERSONNEL ASSOCIATION	:	
	:	
PETITIONER	:	CASE NOS. T-0326
	:	T-0326:1
and	:	
	:	
OYSTER RIVER SCHOOL BOARD	:	DECISION NO. 81-51
and its Agents	:	
	:	
RESPONDENTS	:	
	:	

APPEARANCES

Representing the Petitioner, ORESPA:

Cathy Hall, UniServ Director NEA/NH, Region II
John Fessenden, UniServ Director NEA/NH, Region II

Representing the Respondents, School Board and its Agents:

Glenn G. Davis, Esq., Counsel
William Sowers, Asst. Superintendent

BACKGROUND

The Oyster River Education Support Personnel Association, (ORESPA) on July 2, 1981 filed a petition for certification under RSA 273-A composed of custodial and office personnel employed by the Oyster River Cooperative School District. (District)

The District by Counsel objected to the combining of the two groups on the basis that they lacked the community of interest aspect, and worked in separate crafts, different hours and under different supervision.

ORESPA thru its representative produced various documents which indicated that the groups did in fact have the community of interest required, shared the same benefits and were employed by the same employer, the District.

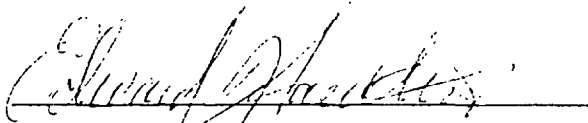
FINDINGS OF FACT

The secretaries and custodians are: (a) all employees of the District, (b) all work in the school buildings, (c) all are paid from the same payroll office, (d) all share the same benefits, (e) all are subject to the same board policy, (f) although not in the educational field, all are in daily contact with students.

BOARD DECISION

After considering all evidence, oral and written, presented at the October hearing, the Board rules, as follows:

1. A bargaining unit is hereby created composed of office personnel and custodians in the Oyster River School District.
2. The petition for certification filed in July was timely in accordance with 273-A and due to the workload and scheduling of the Board ORESPA should not be constrained for time in any way.
3. That an election be held within thirty days.
4. The unfair labor charge filed by ORESPA on August 5, 1981 is hereby dismissed.


Edward J. Haseltine, Chairman

Signed this 26th day of October, 1981

By unanimous vote, Chairman Haseltine presiding, members Osman and Hilliard present and voting. Also present, Executive Director LeBrun.