



State of New Hampshire
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

LEBANON EDUCATION ASSOCIATION/
NEA-New Hampshire

Complainant

v.

DANIEL J. WHITAKER, In his Capacity as
Superintendent of S.A.U. #32,
Lebanon, New Hampshire

Respondent

CASE NO. T-0240:2

DECISION NO. 82-39

APPEARANCES

Representing the Lebanon Education Association:

John Fessenden, UniServ Director, NEA-NH, Region V
Lucy W. McVitty, LEA
Margaret Jestude, LEA

Representing Daniel J. Whitaker, Superintendent:

David H. Bradley, Esq., Counsel
Daniel J. Whitaker, Superintendent

BACKGROUND

Unfair labor practice charges were filed by the Lebanon Education Association (LEA) alleging a violation of RSA 273-A:5, (i) by the Superintendent and the Lebanon School Board by entering into an agreement with the Lebanon Administrators Group after making an agreement with LEA which allowed the administrators the right to take positions away from teachers covered by the RIF clause in their contract.

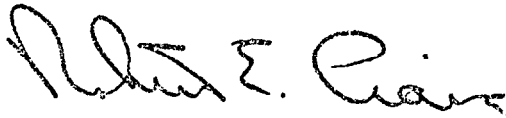
DECISION AND ORDER

After hearing evidence from the parties at a hearing held May 27, 1982 the Board issued the following oral order:

The Board hereby declines to decide this case in view of the fact that it may be resolvable through negotiations.

It is therefore ordered that:

- A. All parties signatory to the agreements; namely, the Lebanon Education Association, NEA-NH, the Lebanon Administrators Group (LAG) and the Lebanon School District, conduct negotiations with respect to their disagreement over the language in their respective contracts dealing with the "Reduction in Force" contingencies.
- B. Further, that progress reports shall be filed with the Public Employee Labor Relations Board by June 15, 1982 and every two weeks thereafter.



ROBERT E. CRAIG, Chairman
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

By unanimous vote. Chairman Robert E. Craig presiding. Members David L. Mayhew, Seymour Osman and Russell Verney present and voting. Also present, Executive Director, Evelyn C. LeBrun.

Signed this 3rd day of June, 1982.