GRAFTON COUNTY NURSING HOME/
FEDERATION OF NURSES AND HEALTH
PROFESSIONALS, AFT, NNEC,
AFL-CIO

        Petitioner

        and

GRAFTON COUNTY NURSING HOME

        Respondent

CASE NO. M-0688

DECISION NO. 93-156

ORDER DIRECTING RE-ELECTION

The Board, meeting at its offices in Concord, New Hampshire, on December 2, 1993 took the following actions:

1. It reviewed the Tally of Ballots for the bargaining agent election held for the above-captioned parties on November 22, 1993, noting in particular, 71 votes cast for the Federation, 69 votes cast for No Representative, and 4 voided ballots because of extraneous markings.

2. It reviewed the Objection to Election filed by Grafton County on November 29, 1993, which referenced three "No" ballots described in more detail in Item 3, below.

3. It examined the 4 ballots voided because of extraneous markings and determined that the ballot with both alternatives checked was void because of the manner in which it was marked. It determined that the three remaining ballots all had the alternative of "No Representative" checked along with extraneous written notations of "No" or "No Union" written in or about the "No Representative" box on the ballot which produced confusion and resulted in unauthorized markings on the ballots cast.

4. It determined that ruling for or against the inclusion of the three ballots with "No" or "No Union" written on them would be determinative of the outcome of the election given the Tally of Ballots.

5. It directed that the election be re-conducted with the same voter eligibility list as was used for the November 22, 1993 election, said balloting to be arranged at the Board's earliest convenience. Any hearing on the County's Objection to Election will be held in abeyance pending the result of the re-election directed herein.

So ordered.

Signed this <u>2nd</u> day of <u>December</u>, 19<u>93</u>.
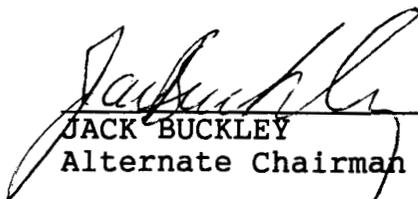
JACK BUCKLEY
Alternate Chairman

By unanimous vote. Alternate Chairman Jack Buckley presiding. Members Richard W. Roulx and E. Vincent Hall present and voting.