



**State of New Hampshire**

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

TOWN OF LONDONDERRY,  
NEW HAMPSHIRE

Complainant

v.

CASE NO. M-0656:7

LONDONDERRY ADMINISTRATIVE  
EMPLOYEES ASSOCIATION

Respondent

LONDONDERRY ADMINISTRATIVE  
EMPLOYEES ASSOCIATION

Complainant

v.

CASE NO. M-0656:6

TOWN OF LONDONDERRY,  
NEW HAMPSHIRE

Respondent

DECISION NO. 1998-033

ORDER TO ARBITRATE

The parties, both represented by counsel and appearing before the undersigned hearing officer at the offices of the PELRB in Concord, New Hampshire on April 8, 1998, agreed to the following Stipulated Order in order to dispose of the two above-captioned unfair labor practices:

1. The parties agree to proceed to arbitration on the grievance filed by the LAEA dated January 14, 1998.

2. The issues submitted to the arbitrator shall be:
  - a) Whether Article 12, Section 6 of the parties' collective bargaining agreement permits exempt employees to accrue compensatory time.
  - b) Whether the Town has any obligation to compensate employees for accrued, unused compensatory time upon the employees' separation from employment.
  - c) Whether the Police Department's decision that compensatory time must be used within the pay period next following the one in which it was earned violates the decision of Arbitrator Pagnano and/or the collective bargaining agreement.
  - d) What amount, if any, of compensatory time has been accrued by Captain Melnick.
3. The parties agree to submit these issues to Arbitrator Pagnano.
4. The PELRB will retain jurisdiction of this case pending the completion of the arbitration proceedings.
5. The parties will notify the PELRB within thirty (30) days of the completion of the arbitration proceedings. If neither party requests reopening of the pending unfair labor practice cases within that thirty (30) day period, the cases will thereafter be administratively dismissed from the Board's docket of cases.

The hearing officer adopts the foregoing stipulations of the parties as and for the order in this case.

So ordered.

Signed this 9th day of April, 1998.



Parker Denaco  
Hearing Officer