

**State of New Hampshire**

**PUBLIC EMPLOYEE LABOR RELATIONS BOARD**

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ADJUNCT ASSOCIATION OF KEENE :  
STATE COLLEGE, NEA-NEW HAMPSHIRE :

Complainant :

v. :

CASE NO. U-0614

TRUSTEES OF THE UNIVERSITY :  
SYSTEM/KEENE STATE COLLECT :

DECISION NO. 2000-051

Respondent :

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MOTION TO STAY ORDER TO NEGOTIATE

The Board, meeting at its offices in Concord, New Hampshire, on June 15, 2000, took the following actions:

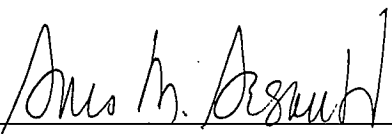
1. It reviewed the University's Motion to Stay Order to Negotiate filed May 30, 2000 and the Association's objections thereto filed June 14, 2000.
2. It examined the Petition for Certification filed June 2, 1999, the Hearing Officer's decision thereon (Decision No. 1999-106) dated June 23, 1999, the denial of the University's Motion to reconsider the hearing officer's decision (Decision No. 1999-125) dated December 9, 1999, its denial of the University's Motion for Rehearing (Decision No. 2000-008) dated January 11, 2000, the April 26, 2000 bargaining agent election results, and its Certification and Order to Negotiate dated May 3, 2000.
3. It noted that the University's Motion to Stay represented that a stay should be granted pending an appeal to the New Hampshire Supreme Court and

that, under these circumstances, such interlocutory relief should be sought from the Court in the course of its deciding to or having decided to accept the appeal.

4. It found that the requirements of RSA 541:18 pertaining to administrative orders, as further explained and referenced in Union Fidelity Life Insurance Company v. Whaland, 114 N.H. 549, 550, 323 A. 2d 585 (1974), and conditions precedent to staying such orders had not been met.
5. It DENIED the University's Motion to Stay order to Negotiate.

So Ordered.

Signed this 23rd day of June, 2000.

  
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DORIS M. DESAUTEL  
Alternate Chairman

Bu unanimous vote. Alternate Chairman Doris Desautel presiding.  
Members E. Vincent Hall and Seymour Osman present and voting.