



State of New Hampshire
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

International Chemical Workers Union Council
UFCW, Local 1046C

Complainant

v.

Merrimack County Nursing Home
and County of Merrimack

Respondent

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Case No. M-0738-9

Decision No. 2008-017

ORDER

On January 15, 2008 both parties filed a status report as contemplated by the December 12, 2007 order granting the parties' Joint Motion to Postpone Hearing. Since the parties have not reached agreement as to back pay, a hearing will be held to resolve the outstanding back pay calculation issue(s). The parties have agreed that the board's decision as to the back pay dispute will constitute a resolution of all other issues remanded to the PELRB by the New Hampshire Supreme Court in its decision issued August 23, 2007. The pre-hearing schedule is as follows:

- 2-12-08: Joint or individual filing(s) containing a statement of the parties' respective positions on the issue of back pay and a summary of the factual basis for each parties' respective position.
- 2-15-08: Filing and exchange of witness and exhibits lists.
- 2-22-08: Exchange of exhibits.
- 2-29-08: Deadline to stipulate to the submission of this case in writing. In the event of such a stipulation, the parties shall so notify the board by the filing of a joint statement on or before 2-29-08. The joint statement shall include a schedule for filing a joint stipulation of facts, exhibits and briefs provided that all such material must be filed on or before 3-31-08.

2-29-08: Deadline to agree upon joint exhibits and mutual statement of agreed facts.

3-4-08 Deadline for filing of all joint exhibits, factual stipulations, and other exhibits properly marked for identification.

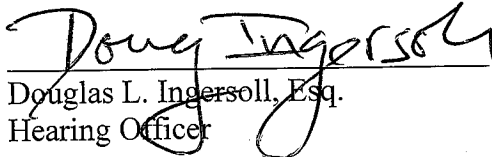
Unless otherwise ordered as a result of the filing of any subsequent motion or for other good cause shown, an evidentiary hearing between the parties will be held on:

March 5, 2008 @ 9:00 a.m.

at the offices of the Public Employee Labor Relations Board in Concord.

So ordered.

January 31, 2008.


Douglas L. Ingersoll, Esq.
Hearing Officer

Distribution:
Randall Vehar, Esq.
Warren D. Atlas, Esq.