



STATE OF NEW HAMPSHIRE  
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

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Hillsboro-Deering Federation of Teachers, AFT  
Local #2348, AFT-NH, AFL-CIO

Complainant

v.

Richard Nannicelli, Principal,  
Hillsboro-Deering Middle School

Respondent

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Case No. E-0045-2

Decision No. 2008-121

ORDER RE: POSTING OF COMPLAINT

On May 30, 2008 the Hillsboro-Deering School District and Richard Nannicelli filed a Motion for Clarification Regarding Pub 201.02 (e) – Posting Requirement. Pub 201.02 (e) provides:

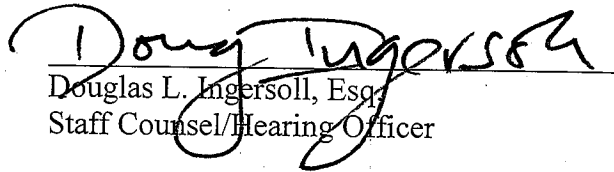
(e) At the time the complainant files a complaint, the complainant shall certify that a copy has been delivered by electronic and regular mail to all parties named in the complaint and, if no public employer is named in the complaint, to the public employer whose employees might be directly affected by the board's disposition of the complaint. The complainant shall contact the parties and involved public employer to obtain electronic and regular mail address information and shall certify in its complaint that it has done so. A public employer shall display copies of any complaint filed by it or against it or delivered to it at locations where such employees work not later than the date on which it files its answer with the board or on which it receives the answer of the charged party, or not later than 15 days after the receipt of the complaint if no answer to the complaint is to be filed.

In accordance with this rule, a public employer is required to display copies of any complaint irrespective of whether the public employer is a named party in the complaint. The

obligation is triggered by the public employer's receipt of the complaint. Accordingly, the district shall immediately post the complaint in compliance with the rule. The district has had ample opportunity to submit any argument as to why posting is not required, and its request in its current motion for additional time to address the issue further is denied.

So ordered.

June 12, 2008.

  
Douglas L. Ingersoll, Esq.  
Staff Counsel/Hearing Officer

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