



STATE OF NEW HAMPSHIRE
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Hollis Education Association/NEA-NH

v.

Hollis School Board

Case No. E-0037-3

Decision No. 2010-162

(Corrected)

PRE-HEARING MEMORANDUM AND ORDER

Date of Conference: September 13, 2010

Appearances: James F. Allmendinger, Esq. for the Complainant
Thomas M. Closson, Esq. for the Respondent

Background:

The Hollis Education Association/NEA-NH (Association) filed an unfair labor practice complaint against the Hollis School Board (School Board) on August 17, 2010. The Association claims that the School Board committed an unfair labor practice in violation of RSA 273-A:5, I (a), (d), (g), and (h) by failing to fully comply with the arbitrator's award. The Association requests that the PELRB order the School Board to fully comply with the arbitrator's award by paying the grievant additional \$1018.17.

The School Board denies that it has committed an unfair labor practice and asserts that it has fully complied with the arbitrator's award by issuing a payment in the amount of \$5675.67 to the grievant. The School Board requests that the PELRB dismiss the complaint.

ISSUES FOR DETERMINATION BY THE BOARD

Whether the School Board has fully complied with the arbitrator's award by issuing a payment in the amount of \$5675.67.

WITNESSES and EXHIBITS:

As outlined in the parties Joint Pre-Hearing Worksheet. Both parties reserve the right to amend their List of Witnesses and Exhibits in conformity with the schedule contained in the DECISION SECTION appearing at the conclusion of this order or, upon proper showing, later with reasonable notice to the other party. It is understood that each party may rely on the representations of the other party that witnesses appearing on their respective list will be available at the hearing. Copies of all exhibits are to be submitted to the presiding officer in accordance with Pub 203.02. ~~It is understood that each party may rely on the representations of the other party that the exhibits listed above will be available at the hearing.~~

DECISION

1. "Parties" means the Association, the School Board, or their counsel/representative appearing in the case. The parties shall simultaneously copy each other electronically on all filings submitted in these proceedings.
2. With the exception of amendments requested during the course of an adjudicatory hearing, all requests for amendment shall be presented to the PELRB by a separately filed motion no later than **September 20, 2010**. Pub 201.04.
3. The parties shall prepare and file a final statement of stipulated facts on or before **September 24, 2010**.
4. The parties shall exchange and file their final Witness and Exhibit lists on or before **September 24, 2010**.

HEARING

Unless otherwise ordered as a result of the filing of any subsequent motion or for other good cause shown, the adjudicatory hearing between the parties will be held on **October 5, 2010 immediately following the hearing in Case No. E-0037-2** at the offices of the Public Employee Labor Relations Board in Concord. The time set aside for this hearing is 2 hours.

So ordered.

September 14, 2010


Karina A. Mozgovaya, Esq.
Staff Counsel/Hearing Officer

Distribution:

Thomas M. Closson, Esq.
James F. Allmendinger, Esq.
Philip Pratt, UniServ Director