



STATE OF NEW HAMPSHIRE
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Teamsters Union Local 633 of NH

v.

Rockingham County Sheriff's Department

Case No. G-0031-1

Decision No. 2010-213

PRE-HEARING MEMORANDUM AND ORDER

Date of Conference: November 19, 2010

Appearances: Jeffrey Padellaro, Business Agent for the Teamsters Union Local 633 of New Hampshire

Thomas J. Flygare, Esq. for the Rockingham County Sheriff's Department

Background:

The Teamsters Union Local 633 of New Hampshire (Union) filed an unfair labor practice complaint against the Rockingham County Sheriff's Department (County) on September 17, 2010. The Union claims that the County committed an unfair labor practice in violation of RSA 273-A when it unilaterally changed its practice of approving bargaining unit members' requests for outside employment at the 2010 Deerfield Fair. The Union requests that the PELRB order the County to reinstate past practice, to pay for any lost opportunity, to bargain over the changes to outside employment approval policy, and to pay any fees or expenses incurred by the Union as

a result of the unilateral change. The County denies the charge and requests that the PELRB dismiss the unfair labor practice complaint and order the Union to reimburse the County for its fees and expenses.

DECISION

1. "Parties" means the Union, the County, or their counsel/representative appearing in the case. The parties shall simultaneously copy each other electronically on all filings submitted in these proceedings.
2. At the pre-hearing conference, the parties indicated that they are engaged in settlement discussions in an attempt to resolve this matter and jointly requested the continuance of the adjudicatory hearing. The parties' request for continuance is hereby granted. Accordingly, the adjudicatory hearing currently scheduled for November 30, 2010 is cancelled.
3. There will be no further proceedings in this matter for 45 days. This matter shall be dismissed after **January 3, 2011** unless a party files a request for a hearing, or a request to submit this case on stipulated facts, joint exhibits, and briefs, on or before that date.
4. The parties shall promptly inform the PELRB of any resolution of this matter in the interim.

So ordered.

November 19, 2010


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

Distribution:
Jeffrey Padellaro, Business Agent
Thomas J. Flygare, Esq.