



STATE OF NEW HAMPSHIRE
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

**State Employees' Association of New Hampshire, Inc.,
SEIU Local 1984**

v.

State of New Hampshire, Liquor Commission

**Case No. G-0202-2
Decision No. 2013-006**

PRE-HEARING MEMORANDUM AND ORDER

Date of Conference: January 3, 2013

Appearances: Richard E. Molan, Esq. for the Complainant

Rosemary Wiant, Esq. for the Respondent

Background:

On December 6, 2012 the Association filed an unfair labor practice complaint claiming that the State violated RSA 273-A:5, I (a), (d), and (g) when it took certain allegedly discriminatory actions against four Association stewards in retaliation for their union activity. The Association requests that the PELRB order the State to cease and desist from violating RSA 273-A:5, I (a), (d), and (g).

The State denies the charges and asserts that its actions were justified and were in accordance with written procedures.

ISSUES FOR DETERMINATION BY THE BOARD

Whether the State violated RSA 273-A:5, I (a), (d), and/or (g) as charged by the Association.

WITNESSES and EXHIBITS:

As outlined in the parties' Joint Pre-Hearing Worksheet. Both parties reserve the right to amend their lists 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 and exhibits appearing on their respective lists will be available at the hearing.

DECISION

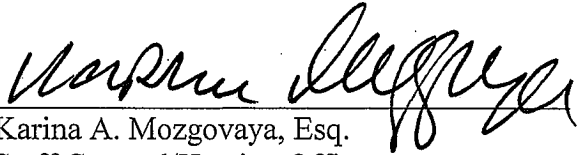
1. "Parties" means the Association, the State or their counsel/representative appearing in the case. The parties shall simultaneously copy each other electronically on all filings submitted in these proceedings.
2. The parties shall file their final witness and exhibit lists and a statement of stipulated facts no later than **January 10, 2013**.
3. The parties shall pre-mark exhibits by placing identifying markers in the upper right corner of each exhibit, if possible. To facilitate access to a particular exhibit, the parties shall use tabs to separate exhibits.

HEARING

Unless otherwise ordered as a result of the filing of any subsequent motion, the adjudicatory hearing in this case will be held on **January 16, 2013 at 1:00 p.m.** at the offices of the PELRB in Concord. The time set aside for this hearing is 4 hours.

So ordered.

January 3, 2013


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

Distribution:

Richard E. Molan, Esq.
Rosemary Wiant, Esq.
Robert F. Berry, Jr., Esq.