



STATE OF NEW HAMPSHIRE
Public Employee Labor Relations Board

Teamsters Local 633/Plaistow Town Employees

v.

Town of Plaistow

Case No. G-0061-7
Decision No. 2016-015

Pre-Hearing Memorandum and Order

Date of Conference: February 3, 2016

Appearances: William R. Cahill, Jr., Esq., for the Complainant
Mark T. Broth, Esq., for the Respondent

Background:

On November 13, 2015, the Teamsters Local 633/Plaistow Town Employees (Union) filed an unfair labor practice complaint alleging that the Town of Plaistow (Town) violated RSA 273-A:5, I (b) and (e) when it failed to reduce to writing the agreements reached at the negotiating table, to bargain over healthcare and unit composition changes, and "to honor commitments" made during negotiations. The Union requests that the PELRB order the Town to bargain in good faith and to honor commitments pursuant to the CBA and the applicable unit composition. The Town denies the charges.

ISSUES FOR DETERMINATION BY THE BOARD

Whether the Town violated RSA 273-A:5, I (b) and/or (e) as charged by the Union.

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 Pub 203.01. 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 Union, the Town 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 a joint statement of stipulated facts and their final witness and exhibit lists no later than **February 14, 2016**.
3. The requirement that the parties file copies of proposed exhibits prior to the date of adjudicatory hearing is suspended. The parties shall not file, either electronically or via mail, proposed exhibits prior to the day of hearing. The parties shall pre-mark each exhibit by placing identifying markers in the upper right corner of each exhibit, if possible, and bring an original and five (5) copies of each exhibit to the hearing. 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 **February 23, 2016, at 8:30 a.m.** at the offices of the PELRB in Concord. The time set aside for this hearing is 3 hours. If either party believes that additional time is required, a written notice of the need for additional time shall be filed with the PELRB at least 10 days prior to the date of hearing.

So ordered.

Date: 2/3/16



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

Distribution: William R. Cahill, Jr., Esq.
Mark T. Broth, Esq.