



State of New Hampshire

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

HAVERHILL COOPERATIVE EDUCATION ASSOCIATION,
NEA-NEW HAMPSHIRE

Complainant

v.

HAVERHILL COOPERATIVE SCHOOL DISTRICT

Respondent

CASE NOS. T-0232:9
T-0232:10

DECISION NO. 84-68

(Appeal of Decision No. 84-63,64)

ORDER DENYING PETITION

FOR REHEARING

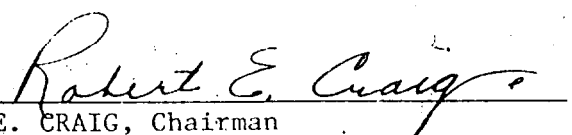
On August 30, 1984, PELRB entered into a unanimous decision wherein it ordered the Haverhill Cooperative School District to renominate, reelect and reemploy both Barry LeBarron and Irving Fountain to their position with no loss in pay, benefits, seniority or changes in schedule or working conditions retroactive to the beginning of the 1984-85 school year.

Further, PELRB ordered the employer to execute and offer to each teacher the contract he would have received for the '84-'85 school year; remove all letters, notes and evaluations placed in their files during the '83-'84 school year made by the Principal or Assistant Superintendent of Schools; cease and desist from any and all actions to interfere with the operations or free discussions between the employee organization or its members, including threats or surveillance; and, that the order be effective and all actions required hereunder to commence on the first regular school day following the date of August 30, 1984 but no later than September 4, 1984.

On September 19, 1984, Counsel for the School District, James L. Burke of the firm Nighswander, Martin, Kidder & Mitchell, filed a Motion for Rehearing on the merits of the unfair labor practice claims of both Irving Fountain and Barry LeBarron; withdrawal of certain paragraphs in PELRB's decision; questioning PELRB's jurisdiction to order the District to reelect, reemploy or issue contracts; and, violation of the School Board's statutory rights under RSA 189:39.

The Board at its meeting, September 20, 1984, reviewed the Motion for Rehearing and in accordance with RSA 273-A:14 ORDERS that the motion for rehearing be, and hereby is DENIED.

Dated this 20th day of September, 1984.


ROBERT E. CRAIG, Chairman

By unanimous vote,