



## State of New Hampshire

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

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|-----------------------------|---|--------------------|
| STATE EMPLOYEES ASSOCIATION | : |                    |
| OF NEW HAMPSHIRE FOR EXETER | : |                    |
| TOWN EMPLOYEES              | : |                    |
|                             | : | CASE NO. S-0370:4  |
| Complainant                 | : |                    |
| v.                          | : | DECISION NO. 95-97 |
|                             | : |                    |
| TOWN OF EXETER              | : |                    |
|                             | : |                    |
| Respondent                  | : |                    |

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### APPEARANCES

#### Representing State Employees Association:

Michael Reynolds, Esq.

#### Town of Exeter:

Mark Gerrald, Esq.  
(not present at hearing)

### BACKGROUND

The State Employees' Association of New Hampshire, Inc., Local 1984 (Union) filed unfair labor practice (ULP) charges against the Town of Exeter (Town) on February 19, 1992 alleging violations of RSA 273-A:5 I (a), (g) and (h). The Town filed its answer on March 5, 1992. This matter was then heard by the PELRB on May 7, 1992 and May 22, 1992.

The PELRB issued its decision by a 2 to 1 vote, on December 29, 1992 (Decision No. 92-131.) Thereafter, the Union requested reconsideration on January 5, 1993. The Town objected by filing on January 20, 1993. The PELRB denied rehearing on January 28, 1993. (Decision No. 93-12.)

This case was then appealed to and accepted by the New Hampshire Supreme Court. By decision of March 23, 1995, the Supreme Court reversed and remanded on limited issues concerning the commission of unfair labor practices. (139 N.H. 441.) After a continuance sought by and granted to the parties, this matter was heard by the PELRB on remand on October 5, 1995.

DECISION AND ORDER

At the opening of the remand hearing on October 5, 1995, counsel for the Union, representing that he was speaking for all parties involved, reported to the PELRB that the parties had reached a settlement of all unresolved issues the prior evening and that the hearing on remand would not be required. He then moved that this matter be withdrawn from the PELRB's docket of cases.

The PELRB then GRANTED the Motion to Withdraw and directed that this matter be removed from its docket of cases without further action.

So ordered.

Signed this 19th day of October, 1995.

  
EDWARD J. HASELTINE  
Chairman

By unanimous vote. Chairman Edward J. Haseltine presiding.  
Members E. Vincent Hall and William Kidder present and voting.