



State of New Hampshire

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

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Town of Seabrook		*
		*
Complainant		*
	Case No. M-0591-38	*
		*
v.		*
	Decision No. 2002-138	*
Local 1984 SEIU, SEA		*
Seabrook Employees Association		*
		*
Respondent		*
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AMENDED PRE-HEARING DECISION and ORDER

The parties have jointly requested that the initial Pre-Hearing Decision and Order (Decision No. 2002-120) be amended to allow the parties to brief and argue the issue of standing prior to their undertaking the deposition of certain witnesses who they have identified and for whom they have already made application to the board. The board has granted the applications of both parties.

The previous order is hereby amended, as follows:

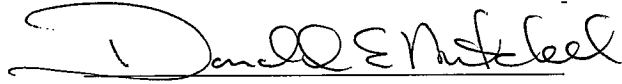
1. The parties shall hereby file their respective legal memoranda on the following issue:

“Does the Town have standing to file a complaint of unfair labor practice against the Union alleging that the Union has failed to fairly represent members of the bargaining unit?”

2. The parties shall each be allotted 15 minutes for oral argument before the board commencing with the Town’s argument in support of its standing. Oral argument is scheduled to commence on Thursday December 12, 2002 beginning at 9: 00 AM.

3. All other provisions of the previous Order not inconsistent with this amended Order shall remain in effect with the exception that Paragraph 7 regarding the date for the conclusion of all depositions is extended from December 13, 2002 to January 10, 2003.

Counsel are advised to immediately schedule the deposition date and times so that they may proceed with this case in the event that the Town prevails on the issue of standing.



Donald E. Mitchell, Esq.
Hearings Officer

So ordered.
Signed this 20th day of November, 2002

Distribution:

Robert D. Ciandella, Esquire
Jeffrey L. Brown, Union Field Representative, SEIU, SEA