



State of New Hampshire  
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Non-Supervisory Classified Employees  
of NH Employment Security (S-0306-4)  
and  
Classified Supervisory Employees of  
N.H. Employment Security (S-0306-5)  
And  
Classified Employees of  
NH Employment Security (S-0306-6)

Case No.s: S-0306-4  
S-0306-5  
S-0306-6

Petitioners

And

SEA/SEIU Local 1984, AFL-CIO, CLC

Decision No.: 2006-171

Respondent

PRE-HEARING MEMORANDUM AND ORDER

BACKGROUND

The Petitioners filed for decertification on September 15, 2006.

The SEA/SEIU Local 1984 ("SEA") filed answers to the three petitions on September 30, 2006. The SEA claims 1) that the petitioners lack standing; 2) that the petitioners fail to present the requisite 30% showing of interest; 3) that the SEA requests an informal pre-hearing conference to be conducted prior to an adjudicatory hearing to address the SEA's exceptions and objections to the petition; 4) that a full Board of the PELRB must deem the statutory prerequisites satisfied before any pre-election hearing may be held; 5) the petitions do not adequately describe the bargaining units; and 6) the submission of decertification signature cards for dual purposes acts as a revocation of each of those purposes and the cards must be rejected.

The undersigned hearing officer conducted an informal pre-hearing conference on October 2, 2006 at the PELRB offices in Concord, New Hampshire.

PARTICIPATING REPRESENTATIVES AT PRE-HEARING CONFERENCE

For the Petitioners: Lynn Leslie and Heidi Buck

For the SEA: John Krupski, Esq.

ISSUE PRESENTED

Whether the decertification petitions should proceed to election.

DECISION

- 1) The above captioned cases are consolidated.
- 2) To the extent they have not already done so, and it has not been covered through the pre-hearing, the parties shall submit and exchange a list of all witnesses and the purpose of their testimony and a list of exhibits per Pub 203.
- 3) To the extent they have not already done so, the parties' representatives shall meet, or otherwise confer, on or before October 10, 2006 in order to compose a mutual statement of agreed facts and stipulate to joint exhibits. As part of this process, the SEA shall share documents it has, if any, which show or indicate what employment security positions are in which bargaining unit. The parties' representatives shall memorialize those facts and exhibits upon which they can so stipulate and file that document with the PELRB on or before 9:00 a.m. on October 11, 2006.
- 4) Unless otherwise ordered as a result of the filing of any subsequent motion or for other good cause shown, an evidentiary hearing between the parties will be held on:

**October 11, 2006 @ 9:00 AM**

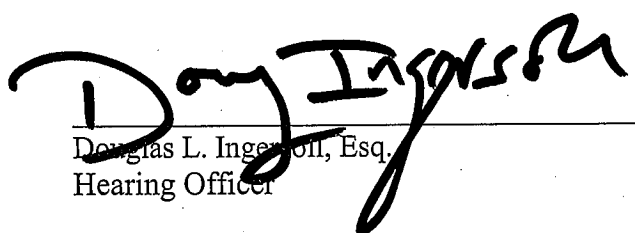
at the offices of the Public Employee Labor Relations Board, Concord, New Hampshire.

So Ordered.

Date Issued: October 5, 2006

Distribution:

Lynn Leslie  
Heidi Buck  
John Krupski, Esq.

  
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Douglas L. Ingersoll, Esq.  
Hearing Officer