



STATE OF NEW HAMPSHIRE
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Teamsters Local 633 of New Hampshire

v.

Town of Plaistow Police Department

Case No. G-0131-2
Decision No. 2011-150

PRE-HEARING MEMORANDUM AND ORDER

Date of Conference: May 20, 2011

Appearances: Jeffrey Padellaro and Kevin Foley for the Teamsters Local 633 of NH

Mark T. Broth, Esq. for the Town of Plaistow Police Dept.

Background and Decision:

The Union filed this complaint alleging, in substance, a lack of progress in bargaining, difficulties in information exchange, and a general breakdown in the negotiation process. The Town has answered the complaint and generally denies that it has committed an unfair labor practice. At the pre-hearing conference both parties expressed a preference for the resumption of constructive negotiations versus adjudication of the issues raised in the Union's complaint. A schedule to provide structure to negotiations going forward, and for the processing of this unfair labor practice complaint, was discussed and agreed to by the parties at the pre-hearing conference, and on that basis the parties and this case shall proceed as follows:

1. On or before May 27, 2011 the Union shall provide the Town's attorney in these proceedings with a description of information and documents the Union seeks for use and reference in the pending negotiations.

2. On or before June 3, 2011 the Town's attorney shall provide the Union with the Town's response to the Union's information and document request.

3. The parties shall return to the bargaining table and resume negotiations on or before June 15, 2011.

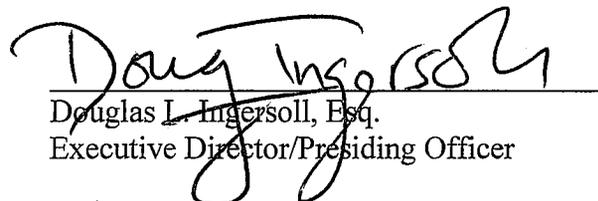
4. The parties presently agree that if they have not reached a tentative agreement by October 1, 2011 they shall proceed with mediation, and they will make arrangements in advance to have a mediator available for service (if needed) in the post October 1, 2011 time period. The parties may modify or amend this aspect of the pre-hearing order by mutual agreement as necessary.

5. The adjudicatory hearing scheduled for June 2, 2011 is cancelled.

6. There shall be no further activity in this matter unless one of the parties submits a filing seeking a hearing or other appropriate relief on or before **October 1, 2011** at which time the request and any responsive filings will be reviewed and a further order will be issued. In the absence of such filings or in the event the parties notify the board that this matter has otherwise resolved, it shall be dismissed. The parties shall immediately notify the board of any settlement.

So ordered.

May 20, 2011


Douglas L. Ingersoll, Esq.
Executive Director/Presiding Officer

Distribution: Jeffrey Padellaro, Business Agent
Mark T. Broth, Esq.