



STATE OF NEW HAMPSHIRE
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Teamsters Local Union 633

v.

State of New Hampshire, Department of Corrections

Case No. G-0109-10
Decision No. 2014-143

PRE-HEARING MEMORANDUM AND ORDER

Date of Conference: June 9, 2014

Appearances: Jeffrey Padellaro, Business Agent, for the Complainant

Rosemary Wiant, Esq., and Michael K. Brown, Esq., for the Respondent

Background:

On May 5, 2014 the Teamsters Local Union 633 (Union) filed an unfair labor practice complaint claiming that the State of New Hampshire, Department of Corrections (State) refused to negotiate over health care options in violation of the parties' contract and RSA 273-A:5, I (e). The Union requests that the PELRB order the State to bargain in good faith within the guidelines of applicable law and the parties' CBA. The State denies the charges.

ISSUES FOR DETERMINATION BY THE BOARD

Whether the State violated RSA 273-A:5, I (e) as charged by the Union.

WITNESSES and EXHIBITS:

As outlined in the parties' Joint Pre-Hearing Worksheet. Both parties reserve the right to amend their lists of witnesses and exhibits in conformity with Pub 203.01. It is understood that each party may rely on the representations of the other party that witnesses and exhibits appearing on their respective lists will be available at the hearing.

DECISION

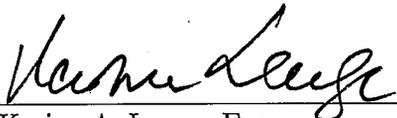
1. "Parties" means the Union, the State or their counsel/representative appearing in the case. The parties shall simultaneously copy each other electronically on all filings submitted in these proceedings.
2. At the pre-hearing conference, the State moved to continue the adjudicatory hearing currently scheduled for June 24, 2014. The Union did not object. The State's motion to continue is granted. The adjudicatory hearing is rescheduled for **July 15, 2014, at 8:30 a.m.**
3. The parties shall file their final witness and exhibit lists and a joint statement of stipulated facts no later than July 7, 2014.
4. The requirement that the parties file copies of proposed exhibits prior to the date of adjudicatory hearing is suspended. The parties shall not file, either electronically or via mail, proposed exhibits prior to the day of hearing.
5. The parties shall pre-mark each exhibit by placing identifying markers in the upper right corner of each exhibit, if possible, and bring an original and five (5) copies of each exhibit to the hearing. To facilitate access to a particular exhibit, the parties shall use tabs to separate exhibits.

HEARING

Unless otherwise ordered as a result of the filing of any subsequent motion, the adjudicatory hearing in this case will be held on **July 15, 2014, at 8:30 a.m.** at the offices of the PELRB in Concord. The time set aside for this hearing is 5 hours. If either party believes that additional time is required, a written notice of the need for additional time shall be filed with the PELRB at least 10 days prior to the date of hearing.

So ordered.

June 9, 2014



Karina A. Lange, Esq.
Staff Counsel/Hearing Officer

Distribution: Jeffrey Padellaro, Business Agent
Matthew Newland, Employee Relations Manager
Rosemary Wiant, Esq.
Michael K. Brown, Esq.