



State of New Hampshire
Public Employee Labor Relations Board

**Internal Affairs Association of New Hampshire
and
State of New Hampshire, Department of Corrections
and
SEA, SEIU Local 1984**


**Case No. G-0258-2
Decision No. 2018-028**

Order

Pursuant to the February 28, 2018 order for election, the PELRB is scheduled to conduct a representation election in the above captioned matter at 2 p.m. on March 20, 2018 at the Internal Affairs office at the Department of Corrections in Concord. This election date and time was established during a pre-election conference held on March 9, 2018, and is documented in a pre-election conference report signed by all parties. Earlier today the State filed an appeal (see Pub 205.01) of the hearing officer unit determination set forth in PELRB Decision No. 2018-020 (February 28, 2018) and a request to stay the election pending an order on this motion. The State explains that the timing of its filings is due, at least in part, to the recent unavailability of the State Employee Relations Manager. Ideally, any issues concerning the timing/scheduling/coordination of the election with possible motions for review like the one that has been filed should have been raised and addressed at the pre-election conference. Unfortunately, the PELRB representative who presided at the pre-election conference is not available for consultation, and the topic of potential motions for review is not specifically referenced in the pre-election conference report. In the circumstances I must presume that subject was overlooked at the pre-election conference. Taking into account the foregoing, as well as the fact that this election only involves ten employees, and that its cancellation pending action on the State's motion for review will likely not cause undue disruption in the workplace, I find that the State's request to stay the election is reasonable and within my discretion to approve. Therefore, the above-referenced election is stayed pending a ruling on the State's motion for review of the hearing officer's unit determination decision. The State shall immediately post this order, and the accompanying PELRB Notice informing employees of the cancellation of the election scheduled for today, at the election site and in the same areas where election material has been posted.

So ordered.

Date: 3-20-2018



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

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