



State of New Hampshire
Public Employee Labor Relations Board

New England Police Benevolent Association

v.

Hillsborough County
(County Attorney's Office)

Case No. G-0278-3
Decision No. 2020-156

Order

The board will conduct a hearing on the pending motion for a cease and desist order and the County's objection. Two hours are reserved for the hearing, and it will be held during the week of July 27 by WebEx video. Accordingly, the parties are directed to proceed as follows:

1. The parties shall confer and notify the board no later than 5:00 p.m. on July 24, 2020 of dates and times when both are available for hearing during the week of July 27.

2. The parties shall prepare written stipulations which, together with any other filings, inclusive of briefs, shall be submitted at least 48 hours prior to hearing. The board expects the parties' submissions will include, but are not necessarily limited to:

- a) All written Covid-19 related guidelines applicable to County Attorney's office bargaining unit employees who are not tele-working;
- b) The bargaining history of the March 27, 2020 Tele-Work Agreement;
- c) Any minutes, memorandum, or other writings documenting the reasons for the County's June 30, 2020 decision to terminate the Tele-Work Agreement effective as of

July 18, 2020;

d) An explanation of whether the termination of the Tele-Work Agreement effective on July 18, 2020 is necessary in order for County Attorney's office bargaining unit employees to perform their job duties;

e) An explanation of whether the County's current plan and intent is to require that all County Attorney's office bargaining unit employees return to work in County facilities or whether exceptions are being made for any reason for employees on an individual basis; and

f) A projection of the amount of time reasonably necessary to bargain the topics listed in paragraph 12 of the NEPBA's complaint in the event the parties proceed with negotiations by agreement or otherwise.

So ordered.

July 22, 2020

/s/ Peter G. Callaghan
Peter G. Callaghan, Esq., Alternate Chair

By unanimous vote of Alternate Chair Peter G. Callaghan, Esq., Board Member Carol M. Granfield, and Board Member Richard J. Laughton, Jr.

Distribution: Peter Perroni, Esq.
Carolyn M. Kirby, Esq.