



State of New Hampshire
Public Employee Labor Relations Board
New Hampshire Troopers Association

v.

New Hampshire Department of Safety

Consolidated Cases G-0097-26 & G-0097-27
Decision No. 2021-001

Order

We have reviewed the filings, including the NHTA's offer of proof represented by the Eder-Linell and Dombrowski affidavits, filed pursuant to the pre-hearing order, which provided in relevant part as follows:

During the pre-hearing conference, the Union stated that a hearing is necessary because the Union intends to offer testimony as to bargaining history related to CBA Article XI, Section 11.8. The DOS asserts that such testimony is not relevant and that this case can be decided on briefs and stipulations. Accordingly, on or before November 5, 2020, the Union shall submit to the PELRB a written offer of proof as to the testimony concerning the parties' negotiations on the 2018-19 CBA it intends to elicit from its witnesses at the hearing.

See pre-hearing order, PELRB Decision No. 2020-235 (October 19, 2020). After review, we have determined that the NHTA's offer of proof does not show that testimony as to bargaining history is necessary or relevant as to the meaning of CBA Article 11.8. We will accordingly determine the meaning of CBA Article 11.8 based on the language of the contract. In accordance with prior Decision No. 2020-297 (December 22, 2020), the parties shall submit stipulations and final briefs according to the following schedule:

January 20, 2021: Stipulations and Exhibits
February 3, 2021: Final briefs.

So ordered.

January 7, 2021

/s/ Peter G. Callaghan
Peter G. Callaghan, Esq.
Chair/Presiding Officer

By unanimous vote of Alternate Chair Peter G. Callaghan, Esq., Board Member James M. O'Mara, Jr., and Board Member Richard J. Laughton, Jr.

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