



State of New Hampshire
Public Employee Labor Relations Board

State Employees' Association of NH, SEIU Local 1984

v.

State of New Hampshire, Liquor Commission

Case No. G-0202-8
Decision No. 2021-181

Order

This order is issued to address a number of pending matters as follows:

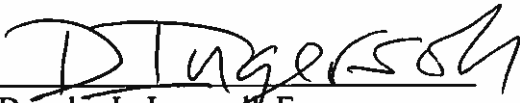
1. The SEA's September 29, 2021 assented to motion to file a second amended complaint is granted.¹
2. Given the October 29, 2021 hearing date, and pursuant to Pub 203.04 (d), any objection to the State's October 19, 2021 Motion to Dismiss for Lack of Jurisdiction and Mootness or, in the Alternative, Motion to Submit on Stipulations, Exhibits and Briefs shall be filed on or before October 27, 2021.
3. The parties shall confer and notify the board no later than October 27, 2021 whether they agree to submit this case for decision on stipulations and briefs. It appears that the core disagreements in this case are not factual but whether the State's actions constituted a violation of RSA 273-A:5, I (a), (b), or (c) as charged as well as the relevance of the Governor's Respect and Civility Policy to the board's evaluation of the complaint in this case.
4. Otherwise, the hearing shall proceed as scheduled on October 29, 2021. The State's motion to dismiss will be addressed at the outset of the hearing, and the parties shall be prepared to proceed with their respective cases in the event the motion is denied or taken under advisement. Additionally, I note that the stipulated facts required by the pre-hearing order have not yet been filed. In the absence of an agreement to submit this case on stipulations and briefs, the stipulated facts shall be submitted no later than October 27, 2021.

¹ The State filed an answer to the second amended complaint on October 14, 2021.

So ordered.

Date:

10/21/2021


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