The court remanded this case (and this decision) to the PELRB per January 14, 2009 Supreme Court Order in *Appeal of State Employees' Association of New Hampshire, Inc., SEIU, Local1984*, NH Supreme Court Case No. 2008-032.

State of New Hampshire

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

NEPBA Local 255/NH Supervisory Corrections Officers, IUPA, AFL-CIO Petitioner and State of New Hampshire, Department of Corrections Respondent	Case No. S-0438-1
NEPBA Local 250/New Hampshire Corrections Officers Unit, IUPA, AFL-CIO Petitioner and State of New Hampshire, Department of Corrections Respondent	Case No. S-0437-1 Decision No. 2007-157

AMENDED DECISION

The October 25, 2007 decision (No. 2007-153) in this matter inadvertently failed to reflect the agreement between the State of New Hampshire, Department of Corrections, and NEPBA Local 255/NH Supervisory Corrections Officers, IUPA, AFL-CIO to exclude the position of major from the proposed supervisory bargaining unit. Therefore, finding of fact 25 in the decision is amended to read as follows:

> 25. The State of New Hampshire, Department of Corrections ("State"), is the public employer in this matter and appeared in this case on the date of the September 12, 2007 hearing. The State did not file any exceptions or objections to the composition of the proposed bargaining units, and counsel for the State confirmed at the hearing that apart from the inclusion of the position

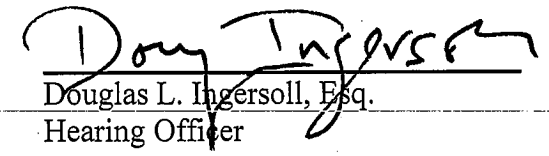
of major in the proposed supervisory bargaining unit, the State does not have any such objections or exceptions. The State and the NEPBA reached agreement during a hearing recess to exclude the position of major from the proposed supervisory bargaining unit.

Accordingly, the description of the supervisory bargaining unit which appears at p. 10 of the decision is amended to read as follows:

> Supervisory Corrections Officers, Case No. S-0438-1: All Corrections Officer Captains (5); Corrections Officer Lieutenants (30); and Corrections Officer Sergeants (74) but excluding the position of Corrections Officer Major employed by the State of New Hampshire, Department of Corrections.

So ordered.

November 1, 2007



Douglas L. Ingersoll, Esq.
Hearing Officer

Distribution:

Peter J. Perroni, Esq.
Glenn R. Milner, Esq.
Commissioner William L. Wrenn
Michael K. Brown, Esq.