

State of New Hampshire
Public Employee Labor Relations Board

Teamsters Local Union 633

v.

Captain Gary Burke of the SEA, SEIU Local 1984, State of NH Corrections Supervisors

Case No. G-0109-17

State Employees' Association of NH, SEIU Local 1984
and
State of New Hampshire, Department of Corrections
and
Teamsters Local Union 633

Case No. G-0109-16

Decision No. 2024-149

Order

The parties in the above-captioned matters appeared for a status conference on July 26, 2024, to discuss issues and scheduling. Case G-0109-16 is a Petition for Certification-Challenge to Existing Representative requesting a representation election for certain Department of Corrections employees currently represented by Teamsters Local 633 (Teamsters). Case G-0109-17 is an Unfair Labor Practice complaint filed by the Teamsters claiming violations of RSA 273-A:5, I (a), (b), and (c). The Teamsters allege that member(s) of a State Employees' Association of NH, SEIU Local 1984 (SEA) Department of Corrections supervisors bargaining unit and SEA employee(s) improperly solicited confidential authorization cards¹ from employees represented by the Teamsters. As relief, the Teamsters request a cease and desist order and the rejection of

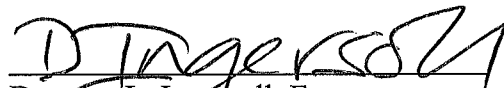
¹ See RSA 273-A:10, I and N.H. Admin. Rules, Pub 301.

any authorization cards signed within the confines of the secure facilities at the request of a superior officer. After extensive discussion about relevant background and how to structure these cases going forward, the parties agreed to proceed as follows:

1. The answer to the complaint in Case No. G-0109-17 is still due on or before July 31, 2024 (but an appearance and answer by the State is deferred per below).
2. The parties shall meet and confer to develop pre-election conduct ground rules and file same on or before August 15, 2024. All other applicable election ground rules shall also apply.
3. The PELRB will review the parties' submission and issue orders on the pending election petition with the objective of completing a pre-election conference on or before September 4, 2024.
4. Further docket activity in Case No. G-0109-17 is deferred pending completion of an election in Case No. G-0109-16.
5. Any objections to the conduct of the election shall be filed per the requirements of N.H. Admin. Rules, Pub 303.11.
6. Within ten days after the tally of ballots, the Teamsters shall submit a filing stating whether or not the complaint in Case No. G-0109-17 should be scheduled for a pre-hearing conference and hearing or is withdrawn.
7. The State's appearance and answer is due in Case G-0109-17 within fifteen days after the Teamsters request for a pre-hearing conference and hearing in the event such a request is filed.

Date:

7/29/2024



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

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Helen E. Hanks, Commissioner, N.H. Dept. of Corrections