



NH Supreme Court dismissed appeal of this decision on March 24, 1994, Supreme Court No. 93-196.

**State of New Hampshire**

**PUBLIC EMPLOYEE LABOR RELATIONS BOARD**

NASHUA SCHOOL DISTRICT  
Complainant

v.

NASHUA TEACHERS UNION, LOCAL  
1044, AFT, AFL-CIO  
Respondent

CASE NO. T-0244:9

DECISION NO. 93-13

MOTION FOR SUMMARY JUDGMENT

The Board, meeting at its offices in Concord, New Hampshire, on January 7, 1993, took the following actions:

1. It examined the District's Unfair Labor Practice Complaint filed August 11, 1992 and the Union's answer filed August 25, 1992.
2. It heard opening arguments by both parties and all witnesses appearing on behalf of the District.
3. It received the Union's Motion for Summary Judgment based upon the District's failing to establish either a wrongful demand to arbitrate or a violation of RSA 273-A:5 II (f) as alleged.
4. It GRANTED the Union's Motion for Summary Judgment saying, "Upon consideration of the respondent's Motion and after considering the District's Memorandum of Law, we have decided to grant the Motion for Summary Judgment and in so doing direct the parties to proceed to grievance arbitration over the matter of the non-renewal of the grievant, Mr. Marandos.

Bench decision issued January 7, 1993.  
Signed this 2nd day of March, 1993.

  
JACK BUCKLEY, ALTERNATE CHAIRMAN

By unanimous vote. Alternate Chairman Jack Buckley presiding.  
Members Seymour Osman and Arthur Blanchette present and voting.