

P.E.R.C. NO. 2003-56

STATE OF NEW JERSEY  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

STATE OF NEW JERSEY  
(DEPARTMENT OF HUMAN SERVICES),

Respondent,

-and-

Docket No. CO-H-97-298

COMMUNICATIONS WORKERS OF  
AMERICA, AFL-CIO,

Charging Party.

SYNOPSIS

The Public Employment Relations Commission dismisses in part a Complaint based on an unfair practice charge filed by the Communications Workers of America against the State of New Jersey (Department of Human Services). The charge alleges that the employer violated the New Jersey Employer-Employee Relations Act, N.J.S.A. 34:13A-1 et seq., when it unilaterally removed four doctors from CWA's negotiations unit of professional employees and reduced their compensation, hours, and benefits and when it did not provide requested information concerning the doctors' current employment status. The Hearing Examiner's decision to grant summary judgment dismissing as untimely the allegations concerning the removal from the negotiations unit was affirmed. Her recommendation to find that the employer violated the Act by refusing to provide CWA with relevant information concerning the employment status of the asserted employees was adopted.

This synopsis is not part of the Commission decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commission.

P.E.R.C. NO. 2003-57

STATE OF NEW JERSEY  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

CITY OF JERSEY CITY,

Petitioner,

-and-

Docket No. SN-2003-9

UNIFORMED FIRE FIGHTERS ASSOCIATION  
OF JERSEY CITY, IAFF LOCAL 1066,  
AFL-CIO,

Respondent.

SYNOPSIS

The Public Employment Relations Commission grants, in part, the request of the City of Jersey City for a restraint of binding arbitration of a grievance filed by the Uniformed Fire Fighters Association of Jersey City, IAFF Local 1066, AFL-CIO. The grievance contests changes in sick leave procedures. The Commission restrains arbitration over a change in a doctor's note requirement and in the definition of excessive absenteeism. The Commission declines to restrain arbitration over a requirement that employees endeavor to schedule elective surgery on days off.

This synopsis is not part of the Commission decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commission.

P.E.R.C. NO. 2003-58

STATE OF NEW JERSEY  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

FRANKLIN TOWNSHIP BOARD  
OF EDUCATION,

Petitioner,

-and-

Docket No. SN-2003-16

FRANKLIN TOWNSHIP EDUCATION  
ASSOCIATION,

Respondent.

SYNOPSIS

\_\_\_\_\_The Public Employment Relations Commission grants, in part, the request of the Franklin Township Board of Education for a restraint of binding arbitration of a grievance filed by the Franklin Township Education Association. The grievance asserts that a teacher should receive additional compensation for having to teach two additional students who were added to her eighth period resource center classroom. The Commission restrains arbitration to the extent the Association seeks that the Board maintain class size in compliance with the State's special education code. The Commission declines to restrain arbitration to the extent the Association claims that the parties' contract requires that the teacher be awarded additional compensation.

This synopsis is not part of the Commission decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commission.

P.E.R.C. NO. 2003-59

STATE OF NEW JERSEY  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

CITY OF CLIFTON,

Petitioner,

-and-

Docket No. SN-2003-15

CLIFTON P.B.A. LOCAL NO. 36,

Respondent.

SYNOPSIS

The Public Employment Relations Commission determines that it will decide a scope of negotiations petition filed by the City of Clifton after completion of interest arbitration proceedings between the City and Clifton P.B.A. Local No. 36. The petition was filed while the interest arbitration hearings were already in progress. The Commission declines to dismiss the petition as untimely, and notes that the City's supervision concerns did not arise until after a memorandum of agreement was rejected by the PBA. The City is directed to submit transcripts of the arbitration hearings together with the parties' documentary submissions.

This synopsis is not part of the Commission decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commission.