

The City University of New York

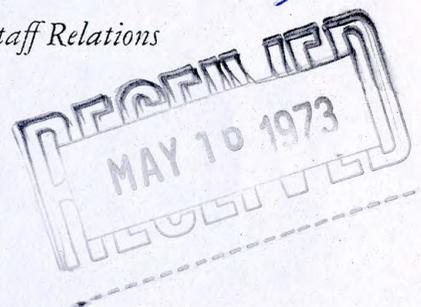


Office of the Vice Chancellor for Faculty and Staff Relations

535 East 80 Street, New York, N. Y. 10021

212/360-2233

File Adjuncts



May 14, 1973

Mr. David Y. Allen
311 W. 107th Street, Apt. 5M
New York, New York 10025

Dear Mr. Allen:

Chancellor Kibbee has asked that I reply to your letter. As you know, the University is currently engaged in contract negotiations with the Professional Staff Congress. The New York State Public Employment Relations Board has certified the PSC as the collective bargaining agent for a unit that includes adjuncts and part-time faculty. This long delayed response to your letter was necessitated by a careful investigation of the Taylor Law legalities with regard to the rights and responsibilities of both employees and the employer in this instance.

You state in your letter that you are writing "on behalf of the Adjunct and Part-Time Faculty Caucus", but fail to further identify this organization. If the "Caucus" is an entity of the PSC, it would be appropriate for you to arrange for any meeting with the Chancellor's Office through the regular channels available to the union. On the other hand, even if the "Caucus" is not affiliated with the PSC, its members, individually and collectively, are represented only by the PSC for purposes of collective bargaining with the University under the PERB certification and unit determination ruling. The University could be subject to an Unfair Labor Practice charge under the Taylor Law if it were to meet with any employee or representative of an employee organization other than the legal certified collective negotiation representative (in this case, the PSC) for purposes of reaching any collective bargaining agreement.

I am certain that you recognize the constraints placed upon the University as a public employer and appreciate its position under the law. Given these constraints and circumstances, it would be helpful if you could more clearly identify

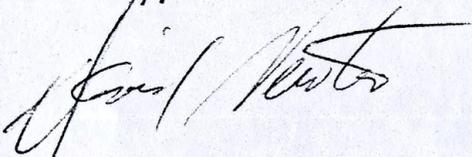
Mr. David Y. Allen

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and describe the employee organization you claim to represent. Should you wish to meet with a member of my staff for this purpose, I would be happy to make arrangements for such a meeting.

Sincerely,

A handwritten signature in cursive script, appearing to read "David Newton".

David Newton
Vice Chancellor for Faculty and Staff Relations

DN:mj

cc: ✓ Chancellor Robert J. Kibbee
✓ Mr. Arnold Cantor, PSC