

NOTICE OF APPEARANCE

IN THE MATTER OF City University of New York

CASE NO. C-3174

The undersigned hereby enters an appearance in the above matter on behalf of

Name

Address

Telephone Number

Date: _____



CASE NO. C-3174

The following matter has been filed with this Board, a copy of which is attached. All communications should be directed to the Administrative Law Judge assigned to the matter, John M. Crotty, Esq. (518) 457-6410

- An Improper Practice Charge** (Within ten (10) working days after receipt hereof, the respondent(s) should file its Answer to the Charge or a Motion for Particularization of the Charge. *Failure to file a timely Answer may constitute an admission of the material facts alleged in the charge and a waiver of a hearing.*);
- An Application for Designation of Persons as Managerial or Confidential ;**
- A Petition for Certification/Decertification:** (Within seven (7) working days, the employer should submit to the Administrative Law Judge (1) an alphabetized list of the employees, with job titles, in the negotiating unit described in the petition; (2) a copy of the most recent contract(s), if any, affecting employees in the unit; and, (3) the date of commencement of the employer's fiscal year.);
- A Petition for Unit Clarification and/or Placement.**

CONFERENCE

A conference will be conducted on January 26, 1987 at 11:30 a.m.

at PERB's New York City office, 250 Broadway, 20th floor

The purpose of the conference is to assist the parties in settling the matter or, in the alternative, to clarify the issues and obtain stipulations of fact. If there are factual issues, a hearing will be held as scheduled in the Notice of Hearing below. At the conference and at the hearing, a party may appear in person, by counsel or by other representative. If this representative has not previously been identified, a Notice of Appearance should be promptly forwarded to the Administrative Law Judge.

NOTICE OF HEARING

A hearing will be conducted on February 26, 1987 at 10:30 a.m.

at PERB's New York City office, 250 Broadway, 20th floor

Should a hearing be necessary, it may be scheduled at the conference.

The request and the basis for any adjournment must be in writing; it should also set forth the position of each party and agreed-upon alternative dates for the hearing.

Except under extreme circumstances, no such request will be granted within three days of the hearing date.

DATED: December 4, 1986

TO: City University of New York
535 E. 80th Street
New York, NY 10021

Professional Staff Congress
25 West 43rd Street
New York, NY 10036

Jerome Tauber, Esq.
Sipser, Weinstock, Harper & Dorn
380 Madison Avenue
New York, NY 10017

CC: Ralph Fink, Court Reporter

STATE OF NEW YORK
PUBLIC EMPLOYMENT RELATIONS BOARD

U.S. PUBLIC EMPLOYMENT
RELATIONS BOARD
RECEIVED
DEC 2 1986
REPRESENTATION

PETITION
FOR CERTIFICATION AND/OR DECERTIFICATION

INSTRUCTIONS: Submit an original and three (3) copies of this Petition to the Director of Public Employment Practices and Representation, New York State Public Employment Relations Board, 50 Wolf Road, Albany, New York 12205. If more space is required for any item, attach additional sheets, numbering them accordingly.

DO NOT WRITE IN THIS SPACE

Case No. C-3174

Date Received: 12/2/86

The Petitioner alleges that the following circumstances exist and requests that the New York State Public Employment Relations Board proceed under its proper authority.

1. Purpose of this Petition. (Check only the boxes which are appropriate.)

- A. Certification of Negotiating Representative (Employee Organization) - A substantial number of employees wish to be represented for purposes of collective negotiations by Petitioner and Petitioner desires to be certified as representative of the employees for purposes of collective negotiations pursuant to Section 207 of the Act.
- B. Representation (Employer) - One or more employee organizations have presented a claim to Petitioner to be recognized as the negotiating representative of employees of Petitioner.
- C. Decertification - Petitioner asserts that the currently recognized or certified negotiating representative should be deprived of representation status in whole or part.

2. Name of Petitioner: PART TIME INSTRUCTIONAL AND RESEARCH STAFF UNION

Affiliation, if any: Independent

3. Address of Petitioner (No. & Street, City & Zip Code):

P.O. Box 2314
New York, New York 10009

Telephone Number:

(212) 254-1094

4. Name of Employer: (State of New York) CITY UNIVERSITY OF NEW YORK

5. Address of Employer (No. & Street, City & Zip Code):

CITY UNIVERSITY OF NEW YORK
535 E. 80th Street
New York, New York 10021

Telephone Number:

(212) 794-5353

6. Description of negotiating unit claimed to be appropriate (Be complete and specific using job titles):

Included: All adjunct: professors; associate professors; assistant professors; and lecturers; all graduate assistants a & b.

Excluded: All full time instructional employees, all casual employees and all other employees.

6a. Number of employees in unit: 2,000

6b. (1) Is this petition supported by a showing of interest, enclosed herewith, of 30% or more of the employees in the unit?

YES NO

(2) Is the declaration of authenticity attached?

YES NO

7. Does the Petitioner seek exclusive rights of representation?

YES NO

8. Request for recognition as negotiating representative was made:

N/A

(Month, Day, Year)

N/A Has not recalled (Explain on other sheet if necessary)

9. Recognized or certified negotiating agent (if there is none, so state):

Name: PROFESSIONAL STAFF CONGRESS

Affiliation: AAUP/AFT Local 2334
AFL-CIO

Address: 25 West 43rd Street, New York, N.Y. 10036

Date of recognition or certification
1969

10. Employee organizations other than Petitioner (and other than those named in item 9 above) which claim to represent or are known to have an interest in representing any employees in the unit described in item 6 above (if none, so state):

<u>Name</u>	<u>Address</u>	<u>Affiliation</u>	<u>Date of Claim (Required only if Petition is filed by Employer)</u>
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None

11. If the above-named employer is a party to a contract dealing with terms and conditions of employment for any of the titles listed in item 6 above (if there is none, so state):

(a) Name of the other party to the contract: PROFESSIONAL STAFF CONGRESS

(b) Date of expiration of the contract: August 31, 1987

(c) The negotiating unit specified in the contract: See p. 1 of contract annexed hereto

(d) Is a copy of the contract attached? Yes No

12. The employer's fiscal year commenced on: June 30, 1986
(Month, Day, Year)

13. Is this matter subject to Section 206.1 or 212 of the Act Yes No

14. If you have checked Box 1.A above:

Do you affirm that you and the employee organization you represent or support do not assert the right to strike against any government, to assist or participate in any such strike, or to impose an obligation to conduct, assist, or participate in such a strike?

Yes No

15. If you have checked Box 1.C above:

(a) State the grounds upon which the certification should be revoked or the recognition annulled:

(b) Has the employee organization currently certified or recognized by the public employer engaged in a strike or caused, instigated, encouraged or condoned a strike against any government? Yes No

(c) Is the employee organization currently certified or recognized designated as an exclusive negotiating representative? Yes No

16. Include a clear and concise statement of any other relevant facts:

I declare that I have read the above Petition and that the statements herein are true to the best of my knowledge and belief.

PART TIME AND INSTRUCTIONAL RESEARCH STAFF UNION

(Petitioner and Affiliation, if any)

By Jeffrey Gerson
(Signature of representative or person filing Petition) JEFFREY GERSON

President
(Title, if any)

Dated: 11/26, 19 86