

State Employment Relations Board  
Board Meeting Minutes  
May 18, 2006

The State Employment Relations Board met on Thursday, May 18, 2006, at 10:00 a.m., at 65 East State Street, Columbus, Ohio. Present at the meeting were Chairman Craig R. Mayton, Vice Chairman Karen L. Gillmor, and Board Member Michael G. Verich.

I. MINUTES:

Board Member Verich moved that the Board approve the minutes for the May 4, 2006 Board meeting. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:     Aye          GILLMOR:     Aye          VERICH:     Aye      
Affirmed     X                          Denied                     

II. MEDIATION AND FACT-FINDING MATTERS AT ISSUE:

1. Case 04-MED-09-0915                      Canfield Professional Firefighters Association and Cardinal Joint Fire District

The Employee Organization filed with SERB a Notice to Negotiate concerning negotiations with the Employer. Subsequently, SERB granted a request to stay negotiations pending disposition of a related court case. The Employee Organization filed a motion to remove the stay of negotiations, indicating that the court case has received its final disposition. The Employer did not oppose the motion. Board Member Verich moves that the Board grant the motion and lift the stay of negotiations in this matter. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:     Aye          GILLMOR:     Aye          VERICH:     Aye      
Affirmed     X                          Denied

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2. Case 06-MED-03-0211 International Association of Fire Fighters,  
Local 109 and City of Newark

The Employer filed with SERB a Notice to Negotiate concerning negotiations with the Employee Organization. The Employee Organization filed a Motion to Dismiss Notice To Negotiate; according to the motion to dismiss, the condition for reopening the Collective Bargaining Agreement has not been satisfied, and the Collective Bargaining Agreement has not yet expired. The Employer filed with SERB a response to the motion to dismiss, requesting that the Employee Organization's motion be dismissed because the Employee Organization waived its right to object to the notice when it failed to file its motion until after bargaining to impasse with the Employer over health insurance. The Employer also argued that there is no merit to the Employee Organization's contention that the total premium for the Employer's health insurance did not increase by more than 15% at the end of 2005.

The evidence and conduct of the parties supports that the Employee Organization and the Employer actively participated in negotiations concerning Article 26 Health Insurance for a period of approximately 4 months. The parties even reached the point of signing a tentative agreement that was presented to the union membership for ratification, but was rejected. The Employee Organization then declared impasse. The Employer filed a request with SERB for a fact-finding panel. The Employee Organization filed with SERB its Motion to Dismiss the Notice to Negotiate.

Ohio Revised Code § 4117.22 provides for the accomplishment of the purpose of promoting orderly and constructive relationships between all public employers and their employees. Granting the motion to dismiss would not support the policy expressed by this statute.

Vice Chairman Gillmor moved that the Board dismiss the Motion to Dismiss the Notice to Negotiate. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:     Aye     GILLMOR:     Aye     VERICH:     Aye      
Affirmed     X     Denied



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3. Case 06-REP-02-0023 Teamsters Local 964 and United Steelworkers of America and City of Lorain

The Rival Employee Organization filed a Petition for Representation Election seeking to displace the Incumbent Employee Organization, which is the Board-certified exclusive representative of certain employees of the Employer. The Rival Employee Organization has now filed a letter withdrawing the petition. Board Member Verich moved that the Board construe the Employee Organization's letter as a motion to withdraw, grant the motion, and dismiss without prejudice the Petition for Representation Election. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

4. Case 06-RLX-01-0001 Laura Yarrington and Ohio Council 8, American Federation of State, County, and Municipal Employees, AFL-CIO, Local 1313 and City of Twinsburg

The Applicant filed an Application for Religious Exemption seeking an exemption from paying a fair-share fee to the Employee Organization, which represents the Applicant's bargaining unit. The Applicant has filed the proper verification specified in Ohio Revised Code § 4117.09(C). The Employee Organization filed a letter stating that it did not oppose the application. Vice Chairman Gillmor moved that the Board approve the Application for Religious Exemption and grant the Applicant exempt status pursuant to Ohio Revised Code § 4117.09(C). Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

5. Case 06-RLX-01-0002 Carol A. Katter and Ohio Education Association/National Education Association and St. Marys City Schools

The Applicant filed an Application for Religious Exemption seeking an exemption from paying a fair-share fee to the Employee Organization, which represents the Applicant's bargaining unit. The Applicant stated that she cannot provide the proper verification specified in Ohio Revised Code § 4117.09(C). The Employee Organization filed a letter opposing the Application for Religious Exemption. Board Member Verich moved that the Board deny the Application for Religious Exemption. Vice Chairman Gillmor seconded motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

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6. Case 06-REP-01-0008 Teamsters Local Union 284 and Amanda Clearcreek School District
- There were 19 ballots cast
  - There were 0 challenged ballots
  - No Representative received 3 votes
  - Teamsters Local Union 284 received 16 votes and has prevailed in this election.
7. Case 04-REP-11-0214 Springfield Part-time Firefighters Organization and Springfield Township, Summit County
- There were 21 ballots cast
  - There were 0 challenged ballots
  - No Representative received 1 vote
  - Springfield Part-time Firefighters Organization received 20 votes and has prevailed in this election.
8. Case 04-REP-08-0140 Fraternal Order of Police, Ohio Labor Council, Inc. and Village of Granville
- There were 6 ballots cast
  - There were 0 challenged ballots
  - No Representative received 0 votes
  - Fraternal Order of Police, Ohio Labor Council, Inc. received 6 votes and has prevailed in this election.
9. Case 04-REP-08-0141 Fraternal Order of Police, Ohio Labor Council, Inc. and Village of Granville
- There was 1 ballot cast
  - There were 0 challenged ballots
  - No Representative received 0 votes
  - Fraternal Order of Police, Ohio Labor Council, Inc. received 1 vote and has prevailed in this election.

Vice Chairman Gillmor moved that the Board certify the election results and certify each prevailing employee organization as the exclusive representative of all employees in the relevant bargaining unit. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:     Aye     GILLMOR:     Aye     VERICH:     Aye      
Affirmed     X     Denied

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IV. ADMINISTRATIVE LAW JUDGE RECOMMENDATIONS AT ISSUE:

1. Case 04-ULP-12-0703                      SERB v. Delaware County Sheriff

Board Member Verich moved that the Board amend Finding of Fact No. 7 in the Administrative Law Judge's Proposed Order to replace "different" with "lower" so that it reads: "PPO Plan 1 was substantially similar to the insurance coverage previously provided by the County, while PPO Plan 2 was a new plan with a lower level of benefits than PPO Plan 1."; adopt the Findings of Fact, as amended, and Conclusions of Law in the Administrative Law Judge's Proposed Order, finding that the Respondent did not violate Ohio Revised Code §§ 4117.11(A)(1) and (A)(5) when the Respondent implemented changes in the health benefits plan for bargaining-unit employees, dismiss the complaint, and dismiss with prejudice the unfair labor practice charge. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:      Aye                GILLMOR:      Aye                VERICH:      Aye    
         Affirmed        X                                  Denied    \_\_\_\_\_

2. Case 05-ULP-06-0322                      SERB v. Bowling Green State University and Sergeant John Shumaker

The Complainant filed a motion to dismiss the complaint. A copy of the settlement agreement between the Charging Party and the Respondents was attached to the motion. Vice Chairman Gillmor moved that the Board grant the motion to dismiss, dismiss the complaint, and dismiss with prejudice the unfair labor practice charge. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:      Aye                GILLMOR:      Aye                VERICH:      Aye    
         Affirmed        X                                  Denied    \_\_\_\_\_

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3. Case 05-ULP-08-0469 Cleveland Police Patrolmen's Association v. City of Cleveland

The Charging Party filed an unfair labor practice charge against the Charged Party. The Board found probable cause to believe that the Charged Party had violated Ohio Revised Code §§ 4117.11(A)(1) and (A)(5) by failing to implement grievance settlements reached by the parties. Subsequently, the parties filed a settlement agreement that resolved the underlying issues in the charge. The Board approved and adopted the settlement agreement, construed the settlement agreement as a motion to dismiss, granted the motion, and dismissed with prejudice the unfair labor practice charge.

The Charging Party filed a motion to show cause, contending that the Charged Party had not implemented the terms of the settlement agreement. The Charged Party did not respond to the motion.

Board Member Verich moved that the Board direct this matter to a show cause hearing to determine whether the Charged Party has complied with the settlement agreement and, if not, what actions must be taken to be in compliance. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for discussion and asked whether the Charged Party's failure to respond to the motion was part of the same pattern the Charged Party had displayed in recent cases before the Board. General Counsel Russ Keith answered that the Charged Party's new administration was following the same, non-responsive pattern as the previous administration. Chairman Mayton then called for the vote.

Vote: MAYTON:     Aye     GILLMOR:     Aye     VERICH:     Aye      
Affirmed     X     Denied \_\_\_\_\_

V. UNFAIR LABOR PRACTICE CHARGE MATTERS AT ISSUE:

1. Case 06-ULP-01-0008 Amalgamated Transit Union, Local No. 627 v. METRO/Southwest Ohio Regional Transit Authority and Foreman Tom Gaitskill

The unfair labor practice charge alleged the Charged Parties violated Ohio Revised Code § 4117.11(A)(1), (3), and (5) by attempting to coerce, intimidate, harass, and discriminate against Tom Gannon and Chris Leeka, newly elected Union Stewards, and Troy Miller for engaging in protected activity. The investigation revealed the Charged Parties provided sufficient information to show that they had cause to believe Tom Gannon was insubordinate, which led to his discipline. Information provided failed to support the allegation that Mr. Leeka's and Mr. Miller's rights were interfered with, restrained, or coerced, or that they were disciplined in regard to their protected activities. Insufficient information was provided to support the Ohio Revised Code § 4117.11(A)(5) violation. Vice Chairman Gillmor moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Parties. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:     Aye     GILLMOR:     Aye     VERICH:     Aye      
Affirmed     X     Denied \_\_\_\_\_

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2. Case 06-ULP-01-0025 Service Employees International Union,  
District 1199 v. Mentor Public Library

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(A)(1) and (3) by disciplining Kim Sidorck for engaging in protected activity. The investigation revealed that no adverse action was taken against Ms. Sidorck. The discipline report was a letter of instruction with no elements of discipline. Board Member Verich moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Party. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

3. Case 06-ULP-01-0030 Stryker Education Association, OEA/NEA v.  
Stryker Local School District Board of  
Education

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(A)(1) and (5) by unilaterally making changes to the insurance program and refusing to bargain in good faith over the changes. The investigation revealed the Charged Party did not make changes to its insurance plan. The matter was purely a contractual issue that encompassed no arguable statutory violation, and should be processed through the parties' final and binding grievance-arbitration process. Vice Chairman Gillmor moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Party. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

4. Case 06-ULP-02-0044 Fraternal Order of Police, Ohio Labor  
Council, Inc. v. Cleveland State University

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(A)(1) and (5) by failing to bargain in good faith. The investigation revealed that pursuant to the parties' contract language, employees accrue and retain compensatory time off in a manner "consistent with applicable federal and state regulations[.]" The Charged Party followed the language in the contract and had no obligation to negotiate. Board Member Verich moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Party. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

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5. Case 06-ERC-01-0001 John Charles Zimmer v. Greater Cincinnati Building and Construction Trades Council

The noncompliance complaint alleged the Employee Organization violated Ohio Revised Code § 4117.19(A), (B), (C), and (D) by failing to register an annual report and constitution and bylaws. The investigation revealed the Employee Organization was in compliance when it filed its 2005 constitution, annual report, and registration report on April 14, 2006. Vice Chairman Gillmor moved that the Board dismiss the complaint with prejudice. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

6. Cases 06-ULP-02-0059 Joseph Madachy v. Fraternal Order of  
06-ULP-02-0060 Police, Local 18  
06-ULP-02-0061

The unfair labor practice charges alleged the Charged Party violated Ohio Revised Code § 4117.11(B)(6) by failing to take the Charging Party's grievance to arbitration, and by failing to listen to the members' input on the tentative agreement. The investigation revealed the Charged Party's actions were not arbitrary, discriminatory, or in bad faith when it did not move the Charging Party's grievances to arbitration. The Charged Party's decisions were based on the fact that the grievances lacked merit. Board Member Verich moved that the Board dismiss the charges with prejudice for lack of probable cause to believe that unfair labor practices have been committed by the Charged Party. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

7. Case 06-ULP-02-0081 Wesley Cates v. Laborers' International Union of North America, Local 423

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code §§ 4117.11(A)(4) and (6) and (B)(1) by terminating the Charging Party for failing to sign a document containing allegations against another employee. The investigation revealed the Charging Party did not allege a violation covered under Ohio Revised Code Chapter 4117, and was not a public employee; the Charged Party was not a public employer; and the charge was not within the Board's jurisdiction. Vice Chairman Gillmor moved that the Board dismiss the charge with prejudice for lack of jurisdiction. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

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8. Case 06-ULP-03-0085 Thelma Conley v. Ohio Association of Public School Employees, AFSCME Local 4, AFL-CIO

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(B)(1) by continuing to collect membership dues after the Charging Party was expelled from the Charged Party. The investigation revealed that the Charged Party was collecting fair-share fees from the Charging Party after the contract expired. Board Member Verich moved that the Board find probable cause to believe an unfair labor practice has been committed, authorize the issuance of a complaint, refer the matter to hearing to determine if the Charged Party violated Ohio Revised Code § 4117.11(B)(1) by collecting fair-share fees from the Charging Party after the expiration of the collective bargaining agreement, and direct the parties to unfair labor practice mediation. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

9. Case 06-ULP-03-0087 Patrick J. Schmitz v. The Ohio State University

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(A)(3) and (6) by discriminating against the Charging Party for the exercise of guaranteed rights and for failing to timely process his grievances. The investigation revealed the charge was untimely filed. No mitigating circumstances existed that warranted equitable tolling of the statute of limitations. Vice Chairman Gillmor moved that the Board dismiss the charge with prejudice as untimely filed. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

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10. Case 06-ULP-03-0107 Ohio Association of Public School Employees, AFSCME Local 4, AFL-CIO v. Hocking County Board of Mental Retardation and Developmental Disabilities

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(A)(1) and (5) by dealing directly with the bargaining-unit members over issues involving collective bargaining. The investigation revealed the Charged Party did cause some dissent among the bargaining-unit members when it issued the March 3, 2006 letter explaining the changes presented in its final offer to the Charging Party on November 9, 2005. Board Member Verich moved that the Board find probable cause to believe an unfair labor practice has been committed, authorize the issuance of a complaint, refer the matter to hearing to determine if the Charged Party violated Ohio Revised Code § 4117.11(A)(1) and (5) by dealing directly with the bargaining-unit employees in its March 3, 2006 letter while the parties were still in negotiations, and direct the parties to unfair labor practice mediation. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

11. Case 06-ULP-04-0163 Masaharu Nishioka v. Honda R&D Americas, Inc.

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11. The investigation revealed the Charging Party did not allege a violation covered under Ohio Revised Code Chapter 4117, and was not a public employee; the Charged Party was a private company and was not a public employer; and the charge was not within the Board's jurisdiction. Vice Chairman Gillmor moved that the Board dismiss the charge with prejudice for lack of jurisdiction. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

12. Case 06-ULP-01-0028 Marc Baylers v. Municipal Foremen and Laborers Union, Local 1099

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(B)(6) by failing to represent the Charging Party. The investigation revealed the Charged Party's actions were not arbitrary, discriminatory, or in bad faith. Board Member Verich moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Party. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

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13. Case 06-ULP-02-0051 Ohio Association of Public School Employees, AFSCME Local 4, AFL-CIO and Its Local 013 v. Scioto Valley Local School District Board of Education

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(A)(1) and (5) by refusing to pay bargaining-unit employees their signing bonus, and by the Charged Party's Superintendent recommending that the Charged Party's Board reject the tentative agreement because of the dispute over the signing bonus. The investigation revealed the facts of the charge did not rise to the level of a failure to bargain in good faith. The parties did not have a "meeting of the minds" on the issue of "bonus pay." Vice Chairman Gillmor moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Party. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:     Aye          GILLMOR:     Aye          VERICH:     Aye      
Affirmed     X                          Denied           

14. Case 06-ULP-02-0078 Ohio Association of Public School Employees, AFSCME Local 4, AFL-CIO and Its Local 546 v. Martins Ferry City School District Board of Education

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(A)(3) and (5) by bargaining in bad faith and retaliating against the bargaining-unit employees for filing and winning a grievance over a change in health-care insurance. The investigation revealed the Charged Party bargained in good faith throughout the negotiations. The remark made at the bargaining table did not, on its own, rise to the level of an Ohio Revised Code § 4117.11(A)(5) violation. Board Member Verich moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Party. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:     Aye          GILLMOR:     Aye          VERICH:     Aye      
Affirmed     X                          Denied

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15. Case 06-ULP-03-0094

Ohio Civil Service Employees Association,  
AFSCME Local 11, AFL-CIO v. State of  
Ohio, Department of Rehabilitation and  
Correction, Grafton Correctional Institution

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(A)(1), (2), (3), and (8) by allowing its Personnel Director to appear as a representative/witness for a charging party at a SERB mediation. The investigation revealed the allegations did not rise to the level of a violation of the statute. Insufficient information was provided to support the alleged Ohio Revised Code § 4117.11(A)(3) and (8) violations. Vice Chairman Gillmor moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Party. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:     Aye          GILLMOR:     Aye          VERICH:     Aye      
Affirmed     X                          Denied                     

16. Case 06-ULP-03-0102

Emanuel Coleman v. Ohio Council 8,  
American Federation of State, County and  
Municipal Employees, AFL-CIO

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(B)(6) by failing to represent the Charging Party at his arbitration. The investigation revealed the Charged Party represented the Charging Party by filing and pursuing his grievance through arbitration. The Charged Party's actions were not arbitrary, discriminatory, or in bad faith. Knowledge of the alleged violation occurred more than 90 days before the charge was filed with the Board. No mitigating circumstances existed that warranted equitable tolling of the statute of limitations. Board Member Verich moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Party, and as untimely filed. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON:     Aye          GILLMOR:     Aye          VERICH:     Aye      
Affirmed     X                          Denied

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17. Case 06-ULP-03-0125 Emanuel Coleman v. Montgomery County Board of Commissioners

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11(A)(1) by terminating the Charging Party because he filed discrimination charges with his union and the Equal Employment Opportunity Commission. The investigation revealed the Charging Party was a public employee who had not engaged in protected activities at the time of his dismissal, and no discrimination was evident. The Charging Party's termination was effective on March 9, 2005. Knowledge of the alleged violation occurred more than 90 days before the charge was filed with the Board. No mitigating circumstances existed that warranted equitable tolling of the statute of limitations. Vice Chairman Gillmor moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the Charged Party, and as untimely filed. Board Member Verich seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_

18. Case 06-ULP-01-0001 Ohio Association of Public School Employees, AFSCME Local 4, AFL-CIO v. Madison Local School District Board of Education

The unfair labor practice charge alleged the Charged Party violated Ohio Revised Code § 4117.11. The investigation revealed the Charging Party failed to pursue the matter. Board Member Verich moved that the Board dismiss the charge with prejudice because the Charging Party failed to pursue the matter. Vice Chairman Gillmor seconded the motion. Chairman Mayton called for the vote.

Vote: MAYTON: Aye GILLMOR: Aye VERICH: Aye  
Affirmed X Denied \_\_\_\_\_





