

OLR v. DC 37,1 OCB 1 (BCB 1968) [Decision No. B-1-68 (Arb)]  
OFFICE OF COLLECTIVE BARGAINING  
BOARD OF COLLECTIVE BARGAINING

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In the Matter of

OFFICE OF LABOR RELATIONS,

DECISION NO. B-1-68

Petitioner,

DOCKET NO. BCB-4-68

vs.

DISTRICT COUNCIL 37, AFSCME,  
AFL-CIO

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### **DECISION AND ORDER**

The petition herein alleges that the grievance which Respondent seeks to arbitrate is not arbitrable. Respondent has filed no answer to the petition and its time to do so has expired.

The grievance relates to an alleged failure to pay certain employees of the Board of Higher Education the full amount of wage increases agreed upon.

The Board of Higher Education has not elected to come under the provisions of the New York City Collective Bargaining Law as permitted by Section 1173-4.0b thereof. Accordingly, this Board does not have jurisdiction to provide the arbitration procedure requested by the Respondent or to determine whether the alleged grievance is a proper subject for arbitration.

**O R D E R**

Upon the request for arbitration (Docket A-6-68) and the petition herein, it is hereby

ORDERED, that the petition herein be, and the same hereby is, dismissed for lack of jurisdiction.

DATED: New York, N.Y.  
March 18, 1968

ARVID ANDERSON  
CHAIRMAN

TIMOTHY W. COSTELLO  
MEMBER

PAUL HALL  
MEMBER

ERIC J. SCHMERTZ  
MEMBER

HARRY VAN ARSDALE, JR.  
MEMBER

SAUL WALLEN  
MEMBER