

CWA v. Board of Elections, 20 OCB 5 (BOC 1977) [Decision No. 5-77
(Amend. Cert.)]

OFFICE OF COLLECTIVE BARGAINING
BOARD OF CERTIFICATION

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In the Matter of

COMMUNICATIONS WORKERS OF AMERICA,
AFL-CIO,

DECISION NO. 5-77

Petitioner

DOCKET NO. RU-507-75

-and-

NEW YORK CITY BOARD OF ELECTIONS,

Respondent

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ORDER AMENDING CERTIFICATION

On January 27, 1977, the Board of Certification issued
its Decision No. 1-77 herein, which

DETERMINED that the appropriate unit herein consists of
employees in titles set forth in Certification 45-71 (as
amended by Decisions 42-75 and 49-75) and Temporary Clerks
to the Board of Elections who have been in a paid employment
status for at least one half of the regularly scheduled
hours of work in each of the two immediately preceding
twelve-month periods or who have been in a paid employment
status for all of the regularly scheduled hours of work in
the immediately preceding twelvemonth period, provided that
reasonable allowances for absence from payroll for illness
or vacation leave shall be made comparable to such leave
times granted to full time employees in the Board of
Elections, and provided further that Temporary Clerks who
leave paid employment status for a continuous period of
twelve months or who resign with the intent to be
unavailable for future employment shall be excluded from the
appropriate unit;

The Board of Certification also

ORDERED that the Board of Elections submit to the Board of Certification within 30 days of service of the within decision a list of Temporary Clerks who are eligible for collective bargaining under the standards enunciated above ... If the number of eligible Temporary Clerks is such that the number of dues check-off authorizations on behalf of CWA would constitute a majority in the amended unit we shall certify CWA as the representative of that amended unit ...

The Board of Elections has submitted the required list, from which it appears to the satisfaction of the Board that a majority of the employees in the unit as amended herein have authorized check-off of dues in behalf of Petitioner.

O R D E R

NOW, THEREFORE, pursuant to the powers vested in the Board of Certification by the New York City Collective Bargaining Law, it is hereby

ORDERED that Certification No. 45-71 (as previously amended) be, and the same hereby is further amended to include the Temporary Clerks employed by the Board of Elections who are eligible for collective bargaining under the standards

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enunciated in our Decision No. 1-77, subject to existing contracts, if any.

DATED: New York, N.Y.
March 9, 1977

ARVID ANDERSON
CHAIRMAN

WALTER L. EISENBERG
MEMBER

ERIC J. SCHMERTZ
MEMBER