

L.237 & 832, IBT, et. Al v. City,26 OCB 19 (BOC 1980) [19-80  
(Cert.)]

OFFICE OF COLLECTIVE BARGAINING  
BOARD OF CERTIFICATION

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In the Matter of

LOCALS 237 and 832, IBT, jointly

DECISION NO. 19-80

-and-

DOCKET NOS. RU-751-80  
RU-757-80

LOCAL 237, IBT; DISTRICT COUNCIL 37,  
AFSCME, AFL-CIO; and LOCAL 144, SEIU,  
AFL-CIO; jointly

-and-

THE CITY OF NEW YORK AND RELATED  
PUBLIC EMPLOYERS

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DECISION AND ORDER

On March 3, 1980, City Employees Union, Local 237, I.B.T., and Terminal Employees Local 832, I.B.T., jointly, filed a petition (RU-751-80) seeking to add the titles of Food Service Manager and Dietetic Technician (HHC) to Certification No. 7-78 (as amended), covering a supervisory institutional service unit. (This certification was later replaced by Certification No. 14-80). On April 11, 1980, Local 237, I.B.T.; District Council 37, AFSCME; and Local 144, SEIU, jointly, filed a petition (RU-757-80) seeking to add the title of Ultrasound Technician to Certification No. 62D-75 (as amended) covering a unit of medical, hospital and laboratory technicians.

The City's Office of Municipal Labor Relations has no objection to the requested amendment concerning the title of Food Service Manager but does oppose the requests for the remaining "titles" on the ground that they do not exist.

Our investigation shows that the petitioned title of Food

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Service Manager shares a community of interest with the titles in Certification No. 14-80 and that the other requirements for accretion have been met.

On the other hand, our investigation shows that the "titles" of Dietetic Technician (HHC) and Ultrasound Technician do not exist, except possibly as "office titles" for certain employees serving in similar civil service titles.

Thus, we agree in all respects with the City's position, and our order herein shall so provide.

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 so much of Case RU-751-80 as concerns the "title" of Dietetic Technician (HHC) be, and the same hereby is, denied; and it is further

ORDERED that Case RU-757-80, be, and the same hereby is, dismissed; and it is further

ORDERED that Certification No. 14-80 be, and the same

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hereby is amended to include the title of Food Service Manager,  
subject to existing contracts, if any.

DATED: New York, N.Y.  
July 7, 1980

ARVID ANDERSON  
CHAIRMAN

WALTER L. EISENB  
MEMBER

DANIEL G. COLLINS  
MEMBER

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The title and title code number of the employees affected by this decision are as follows:

Food Service Manager

05058