



II. The Appropriate Unit  
and Representative Status

\_\_\_\_\_ Incumbents of the petitioned titles perform various levels of work in the maintenance, operation and repair of buildings and equipment operated by the Youth House, which is under the jurisdiction of the Office of Probation of the Judicial Conference. The Assistant Institutional Maintainer title is non-supervisory, while the other petitioned titles are supervisory. All three titles are "unique" to the Judicial Conference.

The City urges that several certifications previously issued to Petitioner, covering various titles unique to the Judicial Conference, be consolidated, and the petitioned titles be added thereto. These certifications cover such titles as Court Reporter I, Identification Officer, Interpreter, Principal Clerk, Principal Stenographer, Court Assistant, Head Clerk, and Chief Clerk. The Union opposed such consolidation.

We find no merit in the City's position. Some of the titles are supervisory, while others are non-supervisory (cf. NYCCBL, §1173-3.01; Matters of New York City Local 246, S.E.I.U. et al, Decision No. 20-70). Moreover, we find no present mutuality of interest sufficient to warrant consolidation of such diverse units. Indeed, to do so well might create a bar to more logical and orderly consolidations in the future.

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3.

Our investigation discloses that a majority of the (a) Assistant Institutional Maintainers and (b) the Assistant Maintenance Supervisors and Maintenance Supervisors have authorized dues check-off in behalf of Petitioner. Accordingly, we shall certify the petitioned titles in separate supervisory and non-supervisory units.

CERTIFICATIONS

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

CERTIFIED, that District Council 37, AFSCME, AFL-CIO, is the exclusive representative for the purposes of collective bargaining of all Assistant Institutional Maintainers employed by the Judicial Conference and the City of New York; and it is further

CERTIFIED, that District Council 37, AFSCME, AFL-CIO, is the exclusive representative for the purposes of collective bargaining of all Assistant Maintenance Supervisors and Maintenance Supervisors employed by the Judicial Conference and the City of New York

DATED: New York, N.Y.  
October 19 , 1970

Arvid Anderson  
CHAIRMAN

Walter L. Eisenberg  
MEMBER

Eric J. Schmertz  
MEMBER

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

Assistant Institutional Maintainer	08755
Assistant Maintenance Supervisor	08763
Maintenance Supervisor	08764