## L. 371, SSEU, L.1549 DC37 and L.1180 CWA v. City and HRA,76 OCB 2 (BOC 2005) [2-2005 (Cert. Amend)]

OFFICE OF COLLECTIVE BARGAINING	
BOARD OF CERTIFICATION	
	X
In the Matter of	

LOCAL 371, SOCIAL SERVICE EMPLOYEES UNION, DISTRICT COUNCIL 37, AFSCME, LOCAL 1549, DISTRICT COUNCIL 37, AFSCME, LOCAL 1180, COMMUNICATION WORKERS OF AMERICA, AFL-CIO, Decision No. 2-2005

Docket No. RU-1239-01 Docket No. RU-1240-01 Docket No. RU-1242-01

Petitioners,

-and-

THE CITY OF NEW YORK, and THE NEW YORK CITY HUMAN RESOURCES ADMINISTRATION,

Respondents.	
	- X

## **ORDER AMENDING CERTIFICATION**

Pursuant to the Decision and Direction of Election in *Local 371, Social Service*Employees Union, District Council 37, AFSCME, Decision No. 1-2005, separate elections were held by mail ballot in this matter in accordance with § 1-02 of the Rules of the Office of Collective Bargaining (Rules of the City of New York, Title 61, Chapter 1) ("OCB Rules") for employees in the titles Job Opportunity Specialist ("JOS") (Title Code 52314) and Associate Job Opportunity Specialist ("AJOS") (Title Code 52316). The ballots were counted on April 4, 2005, with representatives of each party present.

The Tally of Secret Ballots demonstrates that a majority of JOS employees casting valid ballots selected Local 371, Social Service Employees Union, District Council 37, AFSCME

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("Local 371") as their representative for collective bargaining. Pursuant to OCB Rule § 1-02(r), "any party" may file and serve objections within seven business days of service of the Tally of Secret Ballots. No party filed objections within the time provided.<sup>1</sup>

The Tally of Secret Ballots demonstrates that a majority of AJOS employees casting valid ballots selected Local 371 as their representative for collective bargaining. No party filed objections in the time provided by OCB Rule § 1-02(r).

NOW, THEREFORE, pursuant to the powers vested in the Board of Certification by the New York City Collective Bargaining Law (New York City Administrative Code, Title 12, Chapter 3), it is hereby

ORDERED that Certification No. 37-78 (as previously amended) be, and the same hereby is, further amended to add the titles: Job Opportunity Specialist (Title Code 52314) and Associate Job Opportunity Specialist (Title Code 52316), subject to existing contracts, if any.

Dated: April 27, 2005 New York, New York

MARLENE A. GOLD
CHAIR

GEORGE NICOLAU
MEMBER

CAROL A. WITTENBERG
MEMBER

<sup>&</sup>lt;sup>1</sup> Although nine JOS employees signed a protest of the results of the election, individual employees lack standing to file objections as they are not parties to this representation proceeding. *See* OCB Rule § 1-02(r).

## REVISED NOTICE OF AMENDED CERTIFICATION

This notice is to acknowledge that the Board of Certification has issued an Order amending certification as follows:

**DATE:** April 27, 2005 **DOCKET #:** RU-1239-01

RU-1240-01 RU-1242-01

**DECISION NUMBER:** 2-2005

**EMPLOYER:** The City of New York and the New York City Human Resources

Administration, represented by the Office of Labor Relations

40 Rector Street, New York, New York, 10006

CERTIFIED/RECOGNIZED BARGAINING REPRESENTATIVE:\*

District Council 37, AFSCME, AFL-CIO

125 Barclay Street, Suite 510, New York, New York 10007

**AMENDMENT:** Certification No. 37-78 has been amended to add the following

Titles/Codes:

**Added:** Job Opportunity Specialist (Title Code 52314)

Associate Job Opportunity Specialist (Title Code 52316)

<sup>\*</sup> Local 371, Social Service Employees Union, an affiliated local of District Council 37 located at 817 Broadway, New York, New York 10003, received a majority of the valid ballots cast in elections held by the Office of Collective Bargaining.