

STATE OF CALIFORNIA
EDUCATIONAL EMPLOYMENT RELATIONS BOARD

ORDER

Professional Educators
of Los Angeles

in appeal of
Administrative Decision

Case No. LA-R-687

EERB Order No. Ad-2

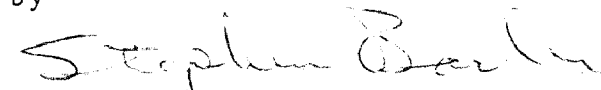
The Direction of Election by the Los Angeles Regional Director,
in the above captioned matter, is sustained by the Board itself.

The Board denies the Appeals and Motion for Relief from the
Directed Election Order by PELA filed herein December 16, 1976
and December 21, 1976.

The timing and nature of the matters alleged as unfair practices
and the matters raised in the appeals from the directed election
are such that the election may be conducted as scheduled.

Any party to the election has the right to file post-election
objections to conduct affecting the results of the election as
provided by Cal. Adm. Code Sections 33580 and 33590 and may have
a hearing and Board decision thereon pursuant to Sections 33630
and 33640.

Educational Employment Relations Board
by



STEPHEN BARBER
Executive Assistant to the Board

1/9/77

STATE OF CALIFORNIA
EDUCATIONAL EMPLOYMENT RELATIONS BOARD

Los Angeles Unified School District,

Employer

-and-

United Teachers of Los Angeles,

Employee Organization

-and-

Professional Educators of Los Angeles,

Employee Organization

Case No.
LA-R-687

AMENDMENT TO DIRECTED ELECTION ORDER

The Regional Director of the Educational Employment Relations Board hereby amends the Directed Election Order, in the above-captioned case, dated December 7, 1976:

Item 13 - Date(s), Hours, and Location(s) of Election

Attachment A - Polling Place Location Number 78

Dates: January 12, 13, 14, 1977

Hours: 7:00am - 5:30pm

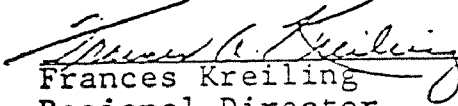
* * *

Any party may obtain a review of the provisions of this Amendment to Directed Election Order by filing an appeal with the Board itself through the Executive Director, within 10 calendar days of the date of this order. A copy of the appeal should be served upon each of the other parties. The appeal should contain a complete statement setting forth the facts

1 and reasons upon which it is based.
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3 Dated: December 15, 1976

ORDERED BY:

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5 Frances Kreiling
6 Regional Director
7 Educational Employment Relations
8 Board
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EDUCATIONAL EMPLOYMENT RELATIONS BOARD

DIRECTED ELECTION

Name of Employer LOS ANGELES UNIFIED SCHOOL DISTRICT Case Number LA-R-687

Pursuant to California Government Code Section 3540 et. seq., the Regional Director of the Educational Employment Relations Board hereby orders an Election, the provisions of which are as follows:

1. Jurisdiction. The Employer is a public school employer within the meaning of the Act; and any employee organization named below is an employee organization within the meaning of the Act; and the employees described in the appropriate unit are public school employees within the meaning of the Act.

2. Election. An election by secret ballot shall be held under the supervision of the Educational Employment Relations Board Regional Director, among the employees of the employer designated above in the unit defined below, at the indicated time and place, to determine whether or not such employees desire to be represented for the purpose of meeting and negotiating by (one of) the employee organization(s) designated below. The election shall be held in accordance with SB 160 and the applicable rules and regulations and procedures of the EERB.

3. Voter Eligibility. The eligible voters shall be those employees within the unit described below who were employed on the eligibility cutoff date indicated below, including employees who did not work during said period because they were ill or on vacation, leave of absence, sabbatical or temporarily laid off, or employees in the military services of the United States who appear in person at the poll, and who are employed on the date of the election.

4. Voter Lists. At a date set by the Regional Director the employer shall furnish to the Regional Director an accurate list of all the eligible voters. The list shall be in alphabetical order by polling location.

5. Notice of Election. The Regional Director shall prepare a Notice of Election and supply copies to the parties describing the manner and conduct of the election to be held and incorporating therein a sample ballot. The parties, upon the request of and at a time designated by the Regional Director, will post such Notice of Election conspicuously on all employee bulletin boards in each facility of the employer in which members of the unit are employed.

6. Observers. Each party will be allowed to station an equal number of authorized observers selected from the nonmanagement, nonsupervisory employees of the employer at the polling places during the election to assist in its conduct, to challenge the eligibility of voters, and to verify the Tally of Ballots. If the unit consists of supervisory employees the parties may designate supervisors as observers.

7. Tally of Ballots. As soon after the election as feasible, the ballots shall be mingled and counted at the location designated below and tabulated by the Regional Director or the Regional Director's designated agent. Upon the conclusion of the counting, the Regional Director or designated agent shall furnish a Tally of Ballots to each of the parties.

8. Objections and Postelection Procedures. Objections to the conduct of the election or conduct affecting the results of the election, or to a determination of representatives based on the results thereof, may be filed with the Regional Director within 7 calendar days after receipt of the Tally of Ballots. Copies of such objections must be served upon the other parties at the time of filing with the Regional Director. All other procedures subsequent to the conclusion of counting of ballots and issuance of Tally of Ballots shall be in conformity with the EERB's Rules and Regulations.

9. Runoff Elections. In the event a runoff election is necessary, it shall be run at the direction of the Regional Director.

10. Right of Appeal. Any party may obtain a review of the provisions of this Directed Election Order by filing an appeal with the Board itself through the Executive Director, within 10 calendar days of the date of this order. A copy of the appeal should be served upon each of the other parties. The appeal should contain a complete statement setting forth the facts and reasons upon which it is based.

11. Wording on Ballot. Where only one employee organization is party to this Agreement, the name of the employee organization shall appear on the ballot in addition to the designation "NO REPRESENTATION." In the event that more than one employee organization is party to this Agreement, the choices on the ballot shall appear in the wording and order enumerated below, reading from left to right on the ballot, or if necessary, from top to bottom.

First: UNITED TEACHERS OF LOS ANGELES

Second: NO REPRESENTATION

Third: PROFESSIONAL EDUCATORS OF LOS ANGELES

12. Cutoff Date for Voter Eligibility: December 9, 1976

13. Date(s), Hours, and Location(s) of Election.

See Attachment A

14. Voter List To Be Received by EERB No Later Than: December 14, 1976

15. Notices of Election To Be Posted No Later Than: January 3, 1977

16. Time and Location of Counting of Ballots.

9:00 a.m. January 28, 1977 - Resolution of out-of-location challenged ballots. COUNT of ballots: 9:00 a.m. January 29, 1977, location of count: Los Angeles City Schools Administrative Offices, 450 N. Grand, Los Angeles 90051, in the Cafeteria.

17. The Appropriate Unit

Shall INCLUDE: All certificated employees, including secondary school counselors; Adult School Librarian; Adult Vocation Counselor; Advisor, ETR Work Study Education; Advisor, Student Occupational Placement; Audiometrist; Children's Center Teacher; Clinical Psychologist; Coordinating Audiometrist; Coordinating Field Librarian; Coordinating Librarian; Coordinating Training Teacher; Dental Hygienist; Development Center Teacher; Educational Audiologist; Elementary School Librarian; Elementary Teacher; Full Time Adult Education Teacher (20 hours or more per week); Instructor and Senior Instructor; Long Term Substitute Teacher; PSA Counselor; Psychiatric Social Worker; School Nurse; School Optometrist; School Psychologist; School Psychometrist; Secondary School Librarian; Secondary Teacher; Senior Educational Audiologist; Senior School Psychologist; Special Education Counselor; Special Education Librarian; Special Education Teacher; Staff Librarian; Work Experience Advisor; Young Adult Counselor; All Day-To-Day Substitute teachers who are paid for 100 days or more during the preceding school year; All part-time adult education teachers who work 10 hours or more per week, including all ROC and SETA adult education teachers who work ten hours or more per week.

Shall EXCLUDE: All other employees, including medical examiners; psychiatrists; school dentists; school physicians; chest specialists; managerial employees, supervisory employees and confidential employees.

18. Special Provisions.

1. Each party will be allowed to station one observer at each polling site.

2. Absentee Ballots are to be provided to eligible voters on leave of absence (excluding position leaves) whose names and home addresses are provided to the EERB Regional Office by December 14, 1976. Said ballots are to be mailed by the EERB no later than January 12, 1977, and must be received by the Regional Office no later than 5 p.m. on January 27, 1977, in order to be counted.

Ordered By *Edmund A. Leiding*
Regional Director
Educational Employment Relations Board

Date December 7, 1976

Polling Places	10am - 5:30pm	Election Dates
1. Adams Junior High		Friday, January 14, 1977
2. Audubon Junior High		Wednesday, January 12, 1977
3. Bancroft Junior High		Wednesday, January 12, 1977
4. Belvedere Junior High		Friday, January 14, 1977
5. Berendo Junior High		Wednesday, January 12, 1977
6. Bethune Junior High		Friday, January 14, 1977
7. Burbank Junior High		Wednesday, January 12, 1977
8. Burroughs Junior High		Wednesday, January 12, 1977
9. Byrd Junior High		Thursday, January 13, 1977
10. Carnegie Junior High		Friday, January 14, 1977
11. Carver Junior High		Friday, January 14, 1977
12. Clay Junior High		Friday, January 14, 1977
13. Columbus Junior High		Thursday, January 13, 1977
14. Curtiss Junior High		Friday, January 14, 1977
15. Dana Junior High		Friday, January 14, 1977
16. Dodson Junior High		Friday, January 14, 1977
17. Drew Junior High		Friday, January 14, 1977
18. Edison Junior High		Friday, January 14, 1977
19. El Sereno Junior High		Friday, January 14, 1977
20. Emerson Junior High		Wednesday, January 12, 1977
21. Fleming Junior High		Friday, January 14, 1977
22. Foshay Junior High		Wednesday, January 12, 1977
23. Frost Junior High		Thursday, January 13, 1977
24. Fulton Junior High		Thursday, January 13, 1977
25. Gage Junior High		Friday, January 14, 1977
26. Gompers Junior High		Friday, January 14, 1977
27. Griffith Junior High		Friday, January 14, 1977
28. Hale Junior High		Thursday, January 13, 1977
29. Harte Junior High		Friday, January 14, 1977
30. Henry Junior High		Thursday, January 13, 1977
31. Hollenbeck Junior High		Friday, January 14, 1977
32. Holmes Junior High		Thursday, January 13, 1977
33. Hughes Junior High		Thursday, January 13, 1977

ATTACHMENT A

<u>Polling Places</u>	<u>10am - 5:30pm</u>	<u>Election Dates</u>
34. Irving Junior High		Wednesday, January 12, 1977
35. King Junior High		Wednesday, January 12, 1977
36. Lawrence Junior High		Thursday, January 13, 1977
37. Le Conte Junior High		Wednesday, January 12, 1977
38. MacLay Junior High		Thursday, January 13, 1977
39. Madison Junior High		Thursday, January 13, 1977
40. Mann Junior High		Wednesday, January 12, 1977
41. Marina Del Rey Junior High		Wednesday, January 12, 1977
42. Mark Twain Junior High		Wednesday, January 12, 1977
43. Markham Junior High		Friday, January 14, 1977
44. Millikan Junior High		Wednesday, January 12, 1977
45. Mount Gleason Junior High		Thursday, January 13, 1977
46. Mount Vernon Junior High		Wednesday, January 12, 1977
47. Muir Junior High		Wednesday, January 12, 1977
48. Mulholland Junior High		Thursday, January 13, 1977
49. Nightingale Junior High		Wednesday, January 12, 1977
50. Nimitz Junior High		Friday, January 14, 1977
51. Nobel Junior High		Thursday, January 13, 1977
52. Northridge Junior High		Thursday, January 13, 1977
53. Olive Vista Junior High		Thursday, January 13, 1977
54. Pacoima Junior High		Thursday, January 13, 1977
55. Palms Junior High		Wednesday, January 12, 1977
56. Parkman Junior High		Thursday, January 13, 1977
57. Pasteur Junior High		Wednesday, January 12, 1977
58. Peary Junior High		Friday, January 14, 1977
59. Porter Junior High		Thursday, January 13, 1977
60. Portola Junior High		Thursday, January 13, 1977
61. Reed Junior High		Wednesday, January 12, 1977
62. Revere Junior High		Wednesday, January 12, 1977
63. San Fernando Junior High		Thursday, January 13, 1977
64. Sepulveda Junior High		Thursday, January 13, 1977
65. Sequoia Junior High		Thursday, January 13, 1977
66. South Gate Junior High		Friday, January 14, 1977
67. Stevenson Junior High		Friday, January 14, 1977

ATTACHMENT A

<u>Polling Places</u>	<u>10am - 5:30pm</u>	<u>Election Dates</u>
68. Sun Valley Junior High		Thursday, January 13, 1977
69. Sutter Junior High		Thursday, January 13, 1977
70. Van Nuys Junior High		Thursday, January 13, 1977
71. Virgil Junior High		Wednesday, January 12, 1977
72. Webster Junior High		Wednesday, January 12, 1977
73. White Junior High		Friday, January 14, 1977
74. Wilmington Junior High		Friday, January 14, 1977
75. Wright Junior High		Friday, January 14, 1977
76. E. L. A. Occupational Center		Wednesday, January 12, 1977
77. Hamilton High School		Wednesday, January 12, 1977
78. Central Administrative Offices		Wednesday, January 12, 1977
79. North Field Service Center		Thursday, January 13, 1977
80. South Field Service Center		Friday, January 14, 1977
81. Eagle Rock Junior-Senior High		Wednesday, January 12, 1977

NOTE: Complete list of schools assigned
to vote at each polling site will
be shown on the Notice of Election.