

STATE OF MONTANA  
BEFORE THE BOARD OF PERSONNEL APPEALS

IN THE MATTER OF UNIT CLARIFICATION NO. 6-86:

MONTANA EDUCATION ASSOCIATION, )  
NATIONAL EDUCATION ASSOCIATION, )  
Petitioner, )  
- vs - )  
COLSTRIP ELEMENTARY DISTRICT )  
NO. 19 and HIGH SCHOOL DISTRICT )  
NO. 19, )  
Respondent. )

NOTICE OF  
ORAL ARGUMENT

\* \* \* \* \*

TO: Bruce W. Moerer  
Montana School Boards Association  
One South Montana Avenue  
Helena, Montana 59601

Emilie Loring  
HILLEY & LORING, P.C.  
121 4th Street North - Suite 2G  
Great Falls, Montana 59401

\* \* \* \* \*

Please take notice that the above-mentioned parties shall have the opportunity to present briefs and oral arguments in regard to the exceptions filed to the Findings of Fact, Conclusions of Law and Recommended Order of Hearing Examiner Stan Gerke dated November 12, 1987.

Oral arguments will be heard on Friday, June 24, 1988, at 9:30 a.m. in the first floor conference room #104 of the Department of Labor and Industry Building, 1327 Lockey Street, Helena, Montana. New or additional evidence may not be presented at this time. To be considered, briefs must be received (original and 5 copies) in this office no later than Tuesday, June 14, 1988.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

Each party is asked to limit their arguments to thirty  
(30) minutes.

DATED this 1 day of June, 1988.

BOARD OF PERSONNEL APPEALS

By Robert Jensen  
Robert R. Jensen  
Administrator







1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

to effect a change in the definition of the existing bargaining unit by means of a unit clarification procedure would be disruptive of an establishing bargaining relationship. (UC No. 1-81).

The position of Pool Director is included in the existing bargaining unit.

RECOMMENDED ORDER

The Parties, Montana Education Association, National Education Association and Colstrip Elementary District No. 19 and High School District No. 19 shall immediately reinstate the position of Director of Swimming Pool Programs to the existing bargaining unit as defined above.

Dated this 12 day of November, 1987.

BOARD OF PERSONNEL APPEALS

By: Stan Gerke  
Stan Gerke  
Hearing Examiner

SPECIAL NOTE

In accordance with Board's Rule ARM 24.25.107(2), the above RECOMMENDED ORDER shall become the FINAL ORDER of this Board unless written exceptions are filed within 20 days after service of these FINDINGS OF FACT, CONCLUSIONS OF LAW, AND RECOMMENDED ORDER upon the parties.

CERTIFICATE OF MAILING

I, Texas Shepherd, do hereby certify that a true and correct copy of this document was mailed to the following on the 12<sup>th</sup> day of November, 1987:

Al Bellister, UniServ Director  
Montana Education Association, NEA  
P. O. Box 1382  
Glendive, MT 59330

Emilie Loring  
HILLEY & LORING, P.C.  
121 Fourth St. No., Suite 2G  
Great Falls, MT 59401

Robert Olmstead, Chairperson  
Colstrip Elementary District No. 19  
and High School District No. 19  
P. O. Box 127  
Colstrip, MT 59323

Rick D'Hooge  
Montana School Bords Association  
1 South Montana  
Helena, MT 59601

FOF1:059da