

STATE OF MONTANA  
DEPARTMENT OF LABOR AND INDUSTRY  
BOARD OF PERSONNEL APPEALS

IN THE MATTER OF UNIT CLARIFICATION NO. 9-89:

WOLF POINT SCHOOL DISTRICTS	)	
#45 AND 45A,	)	
	)	
Petitioner,	)	
	)	
vs.	)	RECOMMENDED
	)	ORDER FOR UNIT
WOLF POINT CUSTODIANS	)	CLARIFICATION
ASSOCIATION, MEA/NEA,	)	
	)	
Respondent.	)	

Petitioner filed a Unit Clarification Petition on December 15, 1989 seeking an order excluding the Head High School Custodian position from the Wolf Point Custodians Association, MEA/NEA bargaining unit. Respondent, on February 15, 1990, filed a Response objecting to any attempt by Petitioner to remove the position from its bargaining unit. On June 28, 1990, Respondent filed Withdrawal of Objection, withdrawing its objection to Petitioner's unit clarification petition.

The objection to the petition having been withdrawn, it is concluded exclusion of Head High School Custodian from the bargaining unit is appropriate.

RECOMMENDED ORDER

The position of Head High School Custodian is hereby excluded from the Wolf Point Custodians Association, MEA/NEA bargaining unit pursuant to exclusions provided under Title 39, Chapter 31, MCA.

NOTICE

Pursuant to the rules of the Board of Personnel Appeals and the Administrative Rules of Montana at 24.26.215(2) and 24.26.655, this Recommended Order shall become the order of the Board of Personnel Appeals unless written exceptions are filed with the Board of Personnel Appeals at P.O. Box 1728, Helena, Montana 59624-1728 within twenty (20) days after service of this Recommended Order upon the parties.

Dated this 11<sup>th</sup> day of July, 1990.



JAMES L. KEIL  
Hearings Examiner  
Department of Labor & Industry  
Board of Personnel Appeals  
Legal Services Division  
P.O. Box 1728  
Helena, MT 59624-1728

\*\*\*\*\*

CERTIFICATE OF SERVICE

The undersigned does certify that a true and correct copy of the foregoing "Order for Unit Clarification" was served upon the following on the 12 day of July, 1990, postage paid and addressed as follows:

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

Emilie Loring  
HILLEY & LORING  
Attorneys at Law  
500 Daly Avenue  
Missoula, MT 59801

