

P.E.R.C. NO. 2002-34

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

UNION TOWNSHIP BOARD
OF EDUCATION,

Petitioner,

-and-

Docket No. SN-2002-2

UNION TOWNSHIP EDUCATION
ASSOCIATION,

Respondent.

SYNOPSIS

The Public Employment Relations Commission grants the request of the Union Township Board of Education for a restraint of binding arbitration of a grievance filed by the Union Township Education Association. The grievance alleges that the Board violated the parties' collective negotiations agreement when the superintendent changed a student's grade. The Commission holds that the employer's educational policy interest in determining student grading policy outweighs any employee interest in negotiating over final grade authority.

This synopsis is not part of the Commission decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commission.

P.E.R.C. NO. 2002-35

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

HAMILTON TOWNSHIP BOARD
OF EDUCATION,

Petitioner,

-and-

Docket No. SN-2002-7

HAMILTON TOWNSHIP EDUCATION
ASSOCIATION,

Respondent.

SYNOPSIS

The Public Employment Relations Commission grants the request of the Hamilton Township Board of Education for a restraint of binding arbitration of a grievance filed by the Hamilton Township Education Association. The grievance contests the withholding of a teacher's salary increments alleged for negligence in classroom supervision of students. The Commission concludes that this withholding relates predominately to the evaluation of teaching performance and must be addressed by the Commissioner of Education.

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P.E.R.C. NO. 2002-36

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

VERNON TOWNSHIP BOARD
OF EDUCATION,

Petitioner,

-and-

Docket No. SN-2002-5

VERNON TOWNSHIP EDUCATION
ASSOCIATION,

Respondent.

SYNOPSIS

The Public Employment Relations Commission denies the request of the Vernon Township Board of Education for a restraint of binding arbitration of a grievance filed by the Vernon Township Education Association. The grievance contests the withholding of a teacher's salary increment. The Commission concludes that this withholding was prompted by a hallway incident where a teacher allegedly initiated physical contact with a student and was not predominately based on the evaluation of teaching performance.

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P.E.R.C. NO. 2002-37

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

UNIVERSITY OF MEDICINE AND
DENTISTRY OF NEW JERSEY,

Respondent,

-and-

Docket No. CO-H-98-190

UNIVERSITY OF MEDICINE AND
DENTISTRY OF NEW JERSEY,
COUNCIL OF AMERICAN ASSOCIATION
OF UNIVERSITY PROFESSORS CHAPTERS,

Charging Party.

SYNOPSIS

The Public Employment Relations Commission dismisses a Complaint against the University of Medicine & Dentistry of New Jersey. The Complaint was based on an unfair practice charge filed by the University of Medicine and Dentistry of New Jersey Council of American Association of University Professors Chapters. The charge alleges that the employer violated the New Jersey Employer-Employee Relations Act when it did not renew Anne Ugrovics' employment contract because of her protected activities and did not renew Patrice Case's contract to conceal that unlawful action. The Commission concludes that there is not enough credible evidence of hostility to warrant a conclusion that the employer acted for anti-union reasons.

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P.E.R.C. NO. 2002-38

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

UNIVERSITY OF MEDICINE
AND DENTISTRY OF NEW JERSEY,

Petitioner,

-and-

Docket No. SN-2002-9

F.O.P. LODGE NO. 155
(SUPERIORS),

Respondent.

SYNOPSIS

The Public Employment Relations Commission grants, in part, the request of the University of Medicine and Dentistry of New Jersey for a restraint of binding arbitration of a grievance filed by the Fraternal Order of Police, Lodge No. 155 (Superiors). The grievance claims that the failure to reinstate a police sergeant violated a non-discrimination clause and a provision requiring that disciplinary charges be brought within 45 days. The Commission concludes that binding arbitration of major disciplinary disputes is precluded, even if there is a claim that the termination was discriminatorily motivated. The Commission restrains arbitration over the merits of the termination. The FOP's claim that the charges were untimely is procedural and legally arbitrable.

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