STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD

RIVERDALE TEACHERS ASSOCIATION, CTA/NEA Charging Party, v. RIVERDALE JOINT UNIFIED SCHOOL DISTRICT, Respondent.	Case No. SA-CE-2309-E PERB Decision No. 1878 January 10, 2007

Appearances: California Teachers Association by Diane Ross, Attorney, for Riverdale Teachers Association, CTA/NEA; Lozano Smith by David A. Moreno, Attorney, for Riverdale Joint Unified School District.

Before Duncan, Chairman; Shek and McKeag, Members.

DECISION

SHEK, Member: This case is before the Public Employment Relations Board (Board) on exceptions filed by the Riverdale Joint Unified School District (District) to the proposed decision of an administrative law judge (ALJ). The ALJ concluded that the District violated the Educational Employer-Employee Relations Act (EERA)[1] when it unilaterally implemented a policy regarding extra-duty coaching assignments, requiring Riverdale High School physical education (P.E.) teachers to coach two sports.

The District and the Riverdale Teachers Association, CTA/NEA (Association) informed the Board by letters dated October 16 and October 24, 2006, respectively, that the District and the Association had mutually reached an agreement on October 12, 2006, upon a policy for the assignment of coaching duties to high school P.E. teachers. As such, the District

[1]EERA is codified at Government Code section 3540, et seq.

seeks to withdraw its statement of exceptions, and the Association seeks to withdraw its unfair practice charge with prejudice

Having reviewed the record in this matter, the Board finds it appropriate to grant the District's request to withdraw its statement of exceptions, and the Association's request to withdraw its unfair practice charge with prejudice. The Board finds the withdrawal of the District's exceptions and the Association's unfair practice charge to be in the best interests of the parties and to be consistent with the purposes of EERA. The Board therefore grants the withdrawal of the District's exceptions and the Association's unfair practice charge with prejudice.

ORDER

The requests by the Riverdale Unified School District to withdraw its statement of exceptions, and the Riverdale Teachers Association, CTA/NEA to withdraw its unfair practice charge, with prejudice, in Case No. SA-CE-2309-E are hereby GRANTED.

Chairman Duncan and Member McKeag joined in this Decision.