

STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD



Antelope Valley Community College)
District,)
Employer,) Case No. LA-R-424
v.) PERB Order No. Ad-116
California School Employees Association,) Administrative Appeal
Employee Organization.) October 7, 1981
)

Appearances: Patrick D. Sisneros, Attorney (Wagner & Wagner)
for the Antelope Valley Community College District.

Before Jaeger, Moore and Tovar, Members.

DECISION

In Antelope Valley Community College District (6/25/81)

PERB Decision No. 168, the Public Employment Relations Board
(hereafter PERB or Board) found an operations and support unit
petitioned for by California School Employees Association
(hereafter CSEA) to be appropriate. The order in that decision
specified in pertinent part:

. . . Within ten workdays after the employer
posts the notice of decision, the employee
organization shall demonstrate to the
Los Angeles regional director of the Public
Employment Relations Board at least 30
percent support in the above unit. . . .

On July 16, 1981, the regional director informed the
parties that:

This office will use the showing of support originally submitted by CSEA with its petition as well as any supplemental showing of support that is timely filed. . . .

The District appeals the regional director's determination that CSEA may use the original showing of support, arguing that this contradicts the Board's decision. The District interprets the Board's decision as only allowing a new showing of support. The District also argues that, since the original showing of support was filed in 1979, the authorizations may not now reflect the wishes of the employees and some members of the proposed unit may no longer be employed.

PERB rule 32700 (c) provides:¹

Any proof of support validly obtained within one year immediately prior to the date the petition requiring employee support is filed shall remain valid and may be used as proof of support to qualify for appearance on the ballot in an election, provided the employee's job classification is included in the unit in which the election is to be conducted. [Emphasis added.]

In accordance with this rule, we hold that the original authorizations of employees in existing job classifications found by the Board to be in the operations and support unit remain valid although they were obtained two years ago. Any

¹PERB rules are codified at California Administrative Code, title 8, section 31000 et seq.

additional showing of support will augment this original showing of interest.

ORDER

The Board affirms the determination of the regional director and DENIES the appeal.

PER CURIAM