STATE OF CALIFORNIA
DECISION OF THE EDUCATIONAL
EMPLOYMENT RELATIONS BOARD

In the Matter of the Administrative Appeal RIO HONDO COMMUNITY COLLEGE DISTRICT, Employer, APPELLANT, and RIO HONDO COLLEGE FACULTY ASSOCIATION, CTA/NEA, Employee Organization.	Case No. LA-R-111 EERB Order No. Ad-17 October 7, 1977

ORDER

The determination of the Los Angeles Regional Director, in the above-captioned matter, that the Rio Hondo Faculty Association, CTA/NEA, possesses the requisite showing of support is sustained by the Board itself.

The Board finds that the Regional Director correctly applied Section 3544 of the Government Code and Section 33030(a) of the Rules and Regulations.

Educational Employment Relations Board
by

Stephen Barber

STEPHEN BARBER
Executive Assistant to the Board
10-7-77

Jerilou H. Cossack, Member, concurring:

I agree that the decision of the Regional Director should be sustained and the appeal denied in this case, although I do not affirm the Regional Director's reasoning. I believe that an administrative agency, as Justice Tobriner writing for the California Supreme Court stated, "must set forth findings to bridge the analytic gap between the raw evidence and ultimate decision or order.... Among other functions a findings requirement serves to conduce the administrative body to draw legally relevant sub-conclusions supportive of its ultimate decision; the intended effect is to facilitate orderly analysis and minimize the likelihood that the agency will randomly leap from

evidence to conclusions.... They also serve a public relations function by helping to persuade the parties that administrative decision-making is careful, reasoned, and equitable." Topanga Assn. v. County of Los Angeles, 11 Cal.3d 506, 113 Cal.Rptr. 836 (1974). However, a majority of the Board has elected not to set forth its findings of fact and conclusions of law. It would be an exercise in futility for me, as one member, to do so, since neither the parties nor any reviewing court could rely upon one member's opinion as accurately reflecting the reasoning of the Board as a whole.

Jerilou H. Cossack

Jerilou H. Cossack, Member