

STATE OF CALIFORNIA  
DECISION OF THE  
PUBLIC EMPLOYMENT RELATIONS BOARD



VICTOR VALLEY COLLEGE FACULTY  
ASSOCIATION, CTA/NEA,

Charging Party,

v.

VICTOR VALLEY COMMUNITY COLLEGE  
DISTRICT,

Respondent.

Case No. LA-CE-4852-E

Administrative Appeal

PERB Order No. Ad-357

November 8, 2006

Appearances: California Teachers Association by Joseph R. Colton, Attorney, for Victor Valley College Faculty Association, CTA/NEA; Liebert Cassidy Whitmore by Arlin B. Kachalia, Attorney, for Victor Valley Community College District.

Before Duncan, Chairman; Shek and Neuwald, Members.

DECISION

NEUWALD, Member: This case is before the Public Employment Relations Board (Board) after an extension of time to file exceptions to the administrative law judge's (ALJ) proposed decision was granted to the Victor Valley Community College District (District). The unfair practice charge alleged that the District violated the Educational Employment Relations Act (EERA)<sup>1</sup> by unilaterally increasing required summer session contact hours and unilaterally increasing the length of summer session individual course meetings for teachers represented by the Victor Valley College Faculty Association, CTA/NEA (Association). The Association alleged that this conduct constituted a violation of EERA section 3543.5.

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<sup>1</sup>EERA is codified at Government Code section 3540, et seq.

The parties in the above-entitled case, having settled their disputes before the time to file exceptions expired, request that the proposed decision issued by the ALJ be vacated. As such, the Association has withdrawn the unfair practice charge and complaint.

Having reviewed the record in this matter, the Board has considered the request and concurs that such action is in the best interests of the parties and the Board and is consistent with the purposes of EERA. The Board finds it appropriate to grant the Association's request to withdraw its unfair practice charge and to vacate the decision issued by the ALJ.

#### ORDER

It is hereby ORDERED that the proposed decision in the above case is VACATED and that the charge and complaint in Case No. LA-CE-4852-E are hereby DISMISSED WITH PREJUDICE.

Chairman Duncan and Member Shek joined in this Decision.