

**EMPLOYMENT RELATIONS BOARD
OF THE STATE OF OREGON**

Case No. UP-03-12

OREGON AFSCME COUNCIL 75, LOCAL
#3940,

Complainant,

v.

STATE OF OREGON, DEPARTMENT OF
CORRECTIONS,

Respondent.

CONSENT ORDER

I. STATEMENT OF THE CASE

On January 11, 2012, AFSCME Council 75 (“Union”), Local #3940 filed an unfair labor practice against Respondent State of Oregon (“State”), Department of Corrections (“DOC”) alleging violations of ORS 243.672(1)(e). The allegations arose out of requests made by the Union asking DOC to provide information pursuant to the parties’ PECBA obligations.

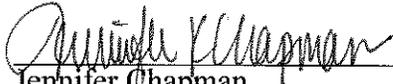
The parties have agreed to settle this matter by entry of this consent order, subject to Board approval. They also agree to waive all further proceedings in this matter, including a hearing before the Board and judicial review of the consent order. Finally, the signatories warrant they are authorized by their respective principals to sign the stipulation, waive reading of the Administrative Procedure Act rights (ORS 183.413), and represent that the statements in the stipulation of fact are accurate and constitute all of the evidence that either party wished to present to the Board.

II. STIPULATED FACTS

1. AFSCME Council 75 (“Union”), Local #3940 is a labor organization as defined by ORS 243.650(13).
2. DOC is a public employer as defined by ORS 243.650(20).

3. Count 4 of the complaint is dismissed.
4. DOC will submit payment of \$1500 in representation costs to the representative for AFSCME within ten days of the execution of this agreement by the Board.

FOR THE UNION



Jennifer Chapman
Legal Counsel
On behalf of AFSCME Council 75

Date: 11/6/12

FOR THE STATE



Tessa Sugahara
Attorney in-Charge
On behalf of State of Oregon, DOC

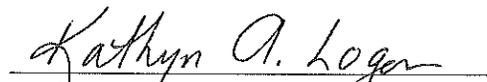
Date: 11/7/12

This consent Order is hereby approved and adopted this 16 day of November, 2012.

FOR THE EMPLOYMENT RELATIONS BOARD,



Susan Rossiter, Chair



Kathryn A. Logan, Board Member

Jason Weyand, Board Member*

*Member Weyand did not participate in the deliberations and decision in this case.