

EMPLOYMENT RELATIONS BOARD

OF THE

STATE OF OREGON

Case No. FR-004-12

(UNFAIR LABOR PRACTICE)

STEVEN STOTLER, JR.,)	
)	
)	
Complainant,)	
)	
v.)	RULINGS,
)	FINDINGS OF FACT,
MEDFORD POLICE OFFICERS')	CONCLUSIONS OF LAW,
ASSOCIATION)	AND ORDER
)	
and)	
)	
CITY OF MEDFORD,)	
)	
Respondents.)	
_____)	

G. Jefferson Campbell, Jr., Attorney at Law, Medford, Oregon, represented Complainant.

Becky Gallagher, Attorney at Law, Fenrich and Gallagher, PC, Eugene, Oregon, represented Respondent Association.

Dian S. Rubanoff, Attorney at Law, Peck, Rubanoff, and Hatfield, Portland, Oregon, represented Respondent City.

On February 3, 2014, Administrative Law Judge Larry L. Witherell issued a recommended order in this matter. The parties had 14 days from the date of service in which to file written objections. See OAR 115-010-0090; OAR 115-035-0050(2).

Complainant submitted written objections, which were received on February 20, 2014, in an envelope postmarked February 18, 2014. It is the date of receipt, not the date of mailing that determines the filing date. See OAR 115-010-0010(5). Complainant neither requested an extension of time in advance of filing the objections nor did he submit a request for late filing in

addition to his objections. As the objections are untimely filed, they will not be considered by the Board.

Neither of the respondents filed objections. Therefore, this Board will treat this matter as if no objections were filed.

When parties do not object to a recommended order, we generally adopt the recommended order as our final order, and we consider any objections that could have been made to that order unpreserved and waived. *International Brotherhood of Electrical Workers, Local Union No. 657 v. Eugene Water and Electric Board*, Case No. UP-008-13, 25 PECBR 901 (2014). The final order is binding on, and has precedential value for, the named parties only. We do not publish the recommended order because it would not be of benefit to anyone other than the named parties.

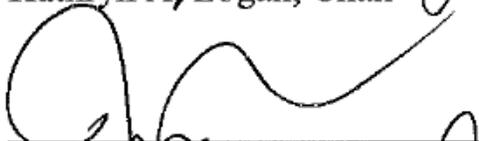
ORDER

1. The Board adopts the recommended order as the final order in this matter.
2. The complaint is dismissed.

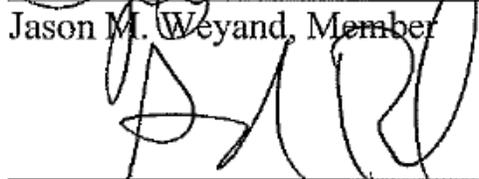
DATED this 21 day of February 2014.



Kathryn A. Logan, Chair



Jason M. Weyand, Member



Adam L. Rhynard, Member

This Order may be appealed pursuant to ORS 183.482.