

EMPLOYMENT RELATIONS BOARD

OF THE

STATE OF OREGON

Case No. UP-011-13

(UNFAIR LABOR PRACTICE)

PROFESSIONAL FIREFIGHTERS OF)
 CLACKAMAS COUNTY, LOCAL 1159,)
)
 Complainant,)
)
 v.)
)
 CANBY FIRE DISTRICT NO. 62,)
)
 Respondent.)
 _____)

RULINGS,
FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND ORDER

Katelyn S. Oldham, Attorney at Law, Tedesco Law Group, Portland, Oregon, represented Complainant.

Adam S. Collier, Attorney at Law, Bullard Law, Portland, Oregon, represented Respondent.

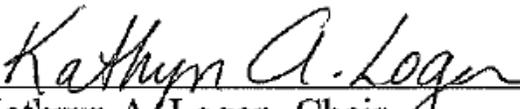
On February 26, 2014, Administrative Law Judge Wendy L. Greenwald issued a recommended order in this matter. The parties had 14 days from the date of service in which to file written objections. See OAR 115-010-0090; OAR 115-035-0050(2). Neither party filed objections.

When neither party objects 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. 659 v. Eugene Water & Electric Board*, Case No. UP-008-13, 25 PECBR 901 (2014). This 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 We do not publish the recommended order because it would not be of benefit to anyone other than the named parties.

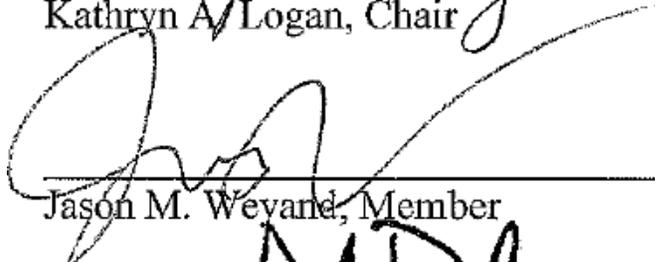
ORDER

1. The Board adopts the recommended order as the final order in this matter.
2. The District will cease and desist from violating ORS 243.672(1)(a).
3. The District will immediately place Matthew Dale into the captain position that he would have been promoted into if the District had not violated ORS 243.672(1)(a). The District will also make Dale whole for any lost wages, seniority, or other benefits back to the date he should have originally been placed into the captain position.
4. All other claims are dismissed.

DATED this 20 day of March 2014.



Kathryn A. Logan, Chair



Jason M. Weyand, Member



Adam L. Rhynard, Member

This Order may be appealed pursuant to ORS 183.482.