

EMPLOYMENT RELATIONS BOARD

OF THE

STATE OF OREGON

Case No. UP-16-06

(UNFAIR LABOR PRACTICE)

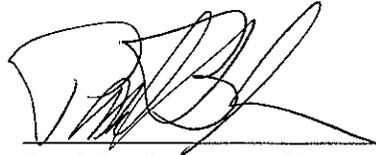
WY'EAST EDUCATION ASSOCIATION/)	
EAST COUNTY BARGAINING)	
COUNCIL/OREGON EDUCATION)	
ASSOCIATION, ET AL ,)	
)	
Complainants,)	ORDER ON
)	RESPONDENT'S MOTION
v.)	TO CORRECT THE
)	TRANSCRIPT
OREGON TRAIL SCHOOL)	
DISTRICT NO. 46,)	
)	
Respondent.)	
_____)	

On October 23, 2008, this Board issued its final Order. 22 PECBR 668. On December 23, 2008, the District filed a petition for judicial review of that Order. Pursuant to ORS 183.482(4) and ORAP 4.20, the Board, on February 17, 2009, sent the court a copy of the record of the agency proceeding, including a transcript of the contested case hearing. On March 2, 2009, the District filed this motion asking the Board to correct the transcript. Specifically, the District asserts that the indices to the multiple volumes of the transcript¹ incorrectly designate the party offering certain exhibits, and omit mention of the offer and receipt of an exhibit. The motion is timely, ORAP 4.22(1), and its points are well-taken.

¹The transcript volumes are not numbered. Instead, they are designated by the hearing date, one volume for each of the three days of hearing. In this Order and on the attached corrections, we therefore refer to the hearing dates to identify the proper transcript volume.

Accordingly, we attach a corrected page iv from the index to the transcript of the November 20, 2006 hearing,² and a corrected page iv from the index to the transcript of the January 10, 2007 hearing. *See* ORAP 4.22(3) (an agency may choose to file only the pages of the transcript it has corrected).

Dated this 9th day of March 2009.



Paul B. Gamson, Chair



Vickie Cowan, Board Member



Susan Rossiter, Board Member

This Order may be appealed pursuant to ORS 183.482.

²During its review of Respondent's motion, the Board on its own noted on page iv of the index to the transcript of the November 20, 2006 hearing that the page citations for exhibits 33 and 34 were transposed. We have also corrected that error on the attached sheet.

CERTIFICATE OF MAILING

I hereby certify that on March 9, 2009, I mailed a true copy of the Order on Respondent's Motion to Correct the Transcript, dated March 9, 2009, in Case Number UP-16-06, by depositing same in the United States mail and/or state mail to the following parties of record:

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Signed

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CORRECTED INDEX OF EXHIBITS FOR HEARING ON NOVEMBER 20, 2006

<u>EXHIBITS:</u>	<u>IDENTIFICATION</u>	<u>RECEIVED</u>	<u>WITHDRAWN</u>
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COMPLAINANT'S

1 through 5, 7,	4	4	
8, 10 through 13	4	4	
21 through 32	4	4	
38-39	4	4	
35A-R	30		
34	105	144	
33	122		

RESPONDENT'S

4 through 6, 9, 10	4	4	
15, 17 and 18	4	4	

CORRECTED INDEX OF EXHIBITS FOR HEARING ON JANUARY 10, 2007

EXHIBITS: IDENTIFICATION RECEIVED WITHDRAWN

COMPLAINANT'S

14	259		
16	255		
40	300	302	
41	302	303	
42	303	304	

RESPONDENT'S

1	264	271/274	
2	275	275/275	
3	277	278	
7	194	283	
8	284	285	
11	287	287	
12	287	288	
13	289	289	
14	290	294	
21	295	299	
16	340	343	
22	408		

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