



STATE OF CALIFORNIA
 DECISION OF THE
 PUBLIC EMPLOYMENT RELATIONS BOARD

STRATHMORE ELEMENTARY TEACHERS)	
ASSOCIATION,)	
)	
Charging Party,)	Case No. SA-CE-1746
)	
v.)	PERB Decision No. 1273
)	
STRATHMORE UNION ELEMENTARY SCHOOL)	July 10, 1998
DISTRICT,)	
)	
Respondent.)	
)	

Appearances: California Teachers Association by Charles R. Gustafson, Attorney, for Strathmore Elementary Teachers Association; Lozano, Smith, Smith, Woliver & Behrens by Richard B. Galtman, Attorney, for Strathmore Union Elementary School District.

Before Caffrey, Chairman; Dyer and Jackson, Members.

DECISION

JACKSON, Member: This case is before the Public Employment Relations Board (PERB or Board) on appeal by the Strathmore Union Elementary School District (District) of a PERB administrative law judge's proposed decision. The Strathmore Elementary Teachers Association (Association) alleged that the District unilaterally changed the work year calendar in violation of section 3543.5(a), (b) and (c) of the Educational Employment Relations Act (EERA).¹ The Association alleged further that two

¹EERA is codified at Government Code section 3540 et seq. Section 3543.5 provides, in pertinent part:

It shall be unlawful for a public school employer to do any of the following:

- (a) Impose or threaten to impose reprisals on employees, to discriminate or threaten to

of its members, Kathryn Deisman and Toni Glosson engaged in protected conduct and, as a result, the District took adverse action against them in violation of EERA section 3543.5(a).

The Association notified PERB of its withdrawal of the charge on June 17, 1998. The District confirmed this settlement in a letter to the Board dated July 1, 1998. Accordingly, the Association requests withdrawal of the unfair practice charge, with prejudice. Having considered the request, the Board concurs that it is in the best interest of the parties and consistent with the purposes of EERA to grant the request for withdrawal.

ORDER

It is hereby ORDERED that the exceptions are withdrawn, the proposed decision is VACATED, and the unfair practice charge and complaint in Case No. SA-CE-1746 are WITHDRAWN.

Chairman Caffrey and Member Dyer joined in this Decision.

discriminate against employees, or otherwise to interfere with, restrain, or coerce employees because of their exercise of rights guaranteed by this chapter. For purposes of this subdivision, "employee" includes an applicant for employment or reemployment.

(b) Deny to employee organizations rights guaranteed to them by this chapter.

(c) Refuse or fail to meet and negotiate in good faith with an exclusive representative.