

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

BOARD OF EDUCATION OF THE
MAINLAND REGIONAL HIGH SCHOOL
DISTRICT,

Respondent,

-and-

Docket No. CO-83-80

MAINLAND TEACHERS' ASSOCIATION,

Charging Party.

Appearances:

For the Respondent, Martin R. Pachman, P.A.

For the Charging Party, Selikoff & Cohen, P.A.
Steven R. Cohen, Esq.

INTERIM RESTRAINT

This matter having been brought before the Public Employment Relations Commission by the Mainland Teachers' Association seeking to restrain the Board of Education of the Mainland Regional High School District from instituting terms and conditions of employment at variance from the terms and conditions of employment of the prior collective negotiations agreement.


The Commission has established the appropriate circumstances through which a public employer may unilaterally impose new terms and conditions of employment upon its employees absent a successor agreement. In the Matter of City of Jersey City and Local 246, Jersey City Public Employees, Inc., P.E.R.C. No. 77-58, 3 NJPER 122, 124 (1977); In the Matter of Rutgers, The State

University, and Rutgers Council of American Association of University Professors, P.E.R.C. No. 80-114, 6 NJPER 180 (¶11085, 1980); In the Matter of Red Bank Bd/Ed and Red Bank Ed/Assn, P.E.R.C. No. 81-1, 6 NJPER 364 (¶11185, 1980).

The undersigned is satisfied that the circumstances for the unilateral imposition of new terms and conditions of employment have not been met in this instance.

The undersigned therefore ORDERS that all terms and conditions of employment between the parties in accordance with the collective negotiations agreement between them which expired on June 30, 1982, shall remain in force and effect pending either the successful negotiations of a successor agreement or the exhaustion of the Commission's impasse procedures. This decision shall remain in force and effect until a full plenary hearing and decision by the Public Employment Relations Commission.

BY ORDER OF THE COMMISSION



Edmund G. Gerber
Commission Designee

Dated: October 7, 1982
Trenton, New Jersey