

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
BEFORE THE RHODE ISLAND STATE LABOR RELATIONS BOARD

IN THE MATTER OF	:	
	:	
RHODE ISLAND STATE LABOR	:	
RELATIONS BOARD	:	
	:	
-AND-	:	CASE NO: ULP-6088
	:	
THE TOWN OF NORTH KINGSTOWN	:	

ORDER VACATING DECISION DATED SEPTEMBER 27, 2013

The Board issued a Decision & Order on September 27, 2013, finding that the Employer committed unfair labor practices and ordering the Employer to comply with several remedies. The Employer appealed the Board's Decision and Order to the Rhode Island Superior Court. C.A. No. PC 13-4261, Town of North Kingstown v Rhode Island State Labor Relations Board, et al. The Board filed a Petition to Enforce its order in the Superior Court; Rhode Island State Labor Relations Board v. Town of North Kingstown, C.A. WM 13-0516. These two (2) cases were consolidated by an order of the Superior Court's Presiding Justice. The Superior Court affirmed the Board's Decision and Order and granted the Board's petition to enforce by Decision dated January 6, 2014. The Superior Court's consolidated decision in PC 13-4261 and WM 13-0516 was eventually appealed to the Rhode Island Supreme Court where it is currently pending.

In the interim, the Rhode Island Supreme Court issued a decision in a related proceeding that had been pending between the Employer and the Union. Town of North Kingstown v. International Association of Firefighters, Local 1651, AFL-CIO, 107 A.3d 304 (R.I. 2015) The Board was not a party to this litigation. As a result of the Supreme Court's decision, the Town and the Union entered into settlement negotiations. As part of the settlement, the parties agreed that they would seek to vacate the Board's Decision and Order in this matter and in a related proceeding, ULP-6071.

R.I.G.L. 28-7-2 (f) provides: "In the interpretation and application of this chapter and otherwise, it is declared to be the public policy of the state to encourage the practice and procedure of collective bargaining, and to protect employees in the exercise of full freedom of association, self-organization, and designation of representatives of their own choosing for the purposes of collective bargaining, or other mutual aid and protection, free from the interference, restraint, or coercion of their employers."

It is with the promotion of this public policy of collective bargaining in mind and with the ultimate goal of securing labor peace that the Board hereby grants the parties' joint motion to vacate the September 27, 2013 Decision and Order.

RHODE ISLAND STATE LABOR RELATIONS BOARD



WALTER J. LANNI, CHAIRMAN



FRANK MONTANARO, MEMBER




MARCIA B. REBACK, MEMBER

BOARD MEMBER SCOTT G. DUHAMEL WAS NOT PRESENT TO SIGN AS WRITTEN.

NEW BOARD MEMBERS ARONDA KIRBY AND HARRY F. WINTHROP DID NOT PARTICIPATE IN THIS MATTER.

ENTERED AS AN ORDER OF THE
RHODE ISLAND STATE LABOR RELATIONS BOARD

Dated: June 29, 2015
By: 
ROBYN H. GOLDEN, ADMINISTRATOR