

PUBLIC EMPLOYMENT RELATIONS BOARD



Los Angeles Regional Office
700 N. Central Ave., Suite 200
Glendale, CA 91203-3219
Telephone: (818) 551-2806
Fax: (818) 551-2820

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DEC 27 2011

WR & A



December 23, 2011

Alan G. Crowley, Attorney
Weinberg, Roger & Rosenfeld
1001 Marina Village Parkway, Suite 200
Alameda, CA 94501

Diana Gevorkian, Attorney
The Zappia Law Firm
333 South Hope Street, 35th Floor
Los Angeles, CA 90071

Re: *SEIU Local 721 v. County of Riverside*
Unfair Practice Charge No. LA-CE-689-M

Dear Parties:

The Office of the General Counsel has issued the enclosed COMPLAINT in the above-entitled matter. The Respondent is required to file an ANSWER within twenty (20) calendar days from the date of service of the COMPLAINT, pursuant to PERB Regulation 32644.¹ The required contents of the ANSWER are described in PERB Regulation 32644(b). If you have not filed a Notice of Appearance form, one should be completed and returned with your ANSWER.

An informal settlement conference will be scheduled shortly. Please direct all inquiries, filings and correspondence to the undersigned.

Sincerely,

Yaron Partovi
Regional Attorney

Enclosure

¹ PERB Regulations are codified at California Code of Regulations, title 8, section 31001 et seq. Copies may be purchased from PERB's Publications Coordinator, 1031 18th Street, Sacramento, CA 95811-4124, and the text is available at www.perb.ca.gov.

STATE OF CALIFORNIA

PUBLIC EMPLOYMENT RELATIONS BOARD



SEIU LOCAL 721,

Charging Party,

v.

COUNTY OF RIVERSIDE,

Respondent.

Case No. LA-CE-689-M

COMPLAINT

It having been charged by Charging Party that Respondent engaged in unfair practices in violation of California Government Code section 3500 et seq., the General Counsel of the Public Employment Relations Board (PERB), pursuant to California Government Code sections 3509(b) and 3541.3(i) and California Code of Regulations, title 8, section 32640, issues this COMPLAINT on behalf of PERB and ALLEGES:

1. Charging Party is an exclusive representative within the meaning of PERB Regulation 32016(b) of an appropriate unit of employees within the meaning of Government Code section 3501(d) and within PERB's jurisdiction.
2. Respondent is a public agency within the meaning of Government Code section 3501(c) and PERB Regulation 32016(a).
3. During the period January 4, 2011 through May 23, 2011, Respondent and Charging Party were meeting and conferring pursuant to Government Code section 3505.
4. On or about January 10, 2011, Charging Party requested the following information that is relevant and necessary to Charging Party's discharge of its duty to represent employees:
 - (a) a list of SEIU-represented employees receiving health plan benefits, total cost of each health plan, employer contributions for the payment of each health plan, and the cost to the employee for such health plans; (b) the schedule of payments the County has made to such

health plan carriers for SEIU-represented employees listed by date and amount of payment; and (c) the interest rates the County receives on the holding accounts for the payroll deductions for the payments of such health plans for SEIU-represented employees by plan and year from 2000 to 2010.

5. On or about March 3, 2011, Respondent refused to provide the requested information claiming that the information was not relevant to collective bargaining and that it was too burdensome to produce the information.

6. On or about March 13, 2011, Charging Party sent Respondent a letter clarifying its earlier request for information.

7. On or about April 7, 2011, Respondent wrote to Charging Party to say that it was "continuing to review" Charging Party's "clarified" request for information.

8. In a letter dated April 24, 2011, Charging Party told Respondent that it had not yet received the requested information.

9. Respondent did not respond to Charging Party's letter dated April 24, 2011, nor did Respondent communicate to Charging Party the results of its "review" of Charging Party's "clarified" request for information.

10. By the conduct described in paragraph 9, Respondent failed and refused to meet and confer in good faith with Charging Party in violation of Government Code section 3505 and committed an unfair practice under Government Code section 3509(b) and PERB Regulation 32603(c).

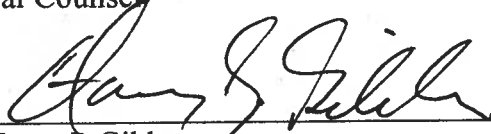
11. This conduct also interfered with the rights of bargaining unit employees to be represented by Charging Party in violation of Government Code section 3506 and is an unfair practice under Government Code section 3509(b) and PERB Regulation 32603(a).

12. This conduct also interfered with Charging Party's right to represent bargaining unit employees in violation of Government Code section 3503 and is an unfair practice under Government Code section 3509(b) and PERB Regulation 32603(b).

Any amendment to the complaint shall be processed pursuant to California Code of Regulations, title 8, sections 32647 and 32648.

DATED: December 23, 2011

M. SUZANNE MURPHY
General Counsel

By 
Harry J. Gibbons
Senior Regional Attorney

PROOF OF SERVICE

I declare that I am a resident of or employed in the County of Sacramento, California. I am over the age of 18 years and not a party to the within entitled cause. The name and address of my residence or business is Public Employment Relations Board, 1031 18th Street, Sacramento, CA 95811-4124.

On December 23, 2011, I served the Letter regarding Case No. LA-CE-689-M on the parties listed below by

placing a true copy thereof enclosed in a sealed envelope for collection and delivery by the United States Postal Service or private delivery service following ordinary business practices with postage or other costs prepaid.

personal delivery.

facsimile transmission in accordance with the requirements of PERB Regulations 32090 and 32135(d).

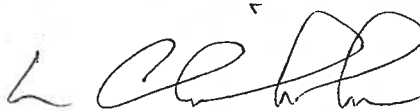
Alan G. Crowley, Attorney
Weinberg, Roger & Rosenfeld
1001 Marina Village Parkway, Suite 200
Alameda, CA 94501

Diana Gevorkian, Attorney
The Zappia Law Firm
333 South Hope Street, 35th Floor
Los Angeles, CA 90071

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on December 23, 2011, at Sacramento, California.

L. Chisholm

(Type or print name)



(Signature)

STATE OF CALIFORNIA

PUBLIC EMPLOYMENT RELATIONS BOARD



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DEC 30 2011

Case No. LA-CE-689-M

WR & R

NOTICE OF INFORMAL
CONFERENCE

SEIU LOCAL 721,

Charging Party,

v.

COUNTY OF RIVERSIDE,

Respondent.

PLEASE TAKE NOTICE that on **February 14, 2012**, beginning at 10:00 a.m., at the Public Employment Relations Board, 700 North Central Avenue, Suite 200, Glendale, California, an informal conference will be held pursuant to California Code of Regulations, title 8, section 32650 on an unfair practice complaint issued by the Public Employment Relations Board (PERB) against the above-named respondent. The conference will be held before the undersigned representative of PERB, at which time the parties should appear in person or by representative.

PLEASE TAKE FURTHER NOTICE that requests to change the date of the informal conference will not be entertained unless a written request meeting the following conditions is filed in the Los Angeles Regional Office not less than five (5) working days before the date set for the conference.

1. The request must be served on the opposing party;
2. The reasons for the request must be specified;
3. The request must include the opposing party's position on the request;

COPY TO CALENDAR

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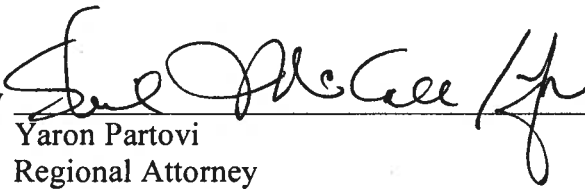
4. Alternate dates proposed by the requesting party and submitted by the opposing party must be stated. (Reasonable attempts should have been previously made to coordinate those dates with the calendar of the undersigned; and
5. The alternate dates must fall within 20 calendar days of the date the conference was originally scheduled.

If all of the above-listed conditions are not met, the written request must set forth good cause for the failure to comply with this directive.

At the conference, the parties should be prepared to reach a settlement agreement or reduce the number of outstanding issues. If no settlement is reached, a formal hearing will be scheduled by the PERB. Parties should be prepared at the conference to submit at least three sets of proposed dates for formal hearing.

All communications concerning the further processing of this case should be addressed to the undersigned at PERB, 700 N. Central Ave., Suite 200, Glendale, CA 91203-3219; (818) 551-2806.

DATED: December 27, 2011

By 
Yaron Partovi
Regional Attorney

PROOF OF SERVICE

I declare that I am a resident of or employed in the County of Los Angeles, California. I am over the age of 18 years and not a party to the within entitled cause. The name and address of my residence or business is Public Employment Relations Board, 700 North Central Avenue, Suite 200, Glendale, CA 91203-3219.

On December 27, 2011, I served the NOTICE OF INFORMAL CONFERENCE regarding Case No. LA-CE-689-M on the parties listed below by

placing a true copy thereof enclosed in a sealed envelope for collection and delivery by the United States Postal Service or private delivery service following ordinary business practices with postage or other costs prepaid.

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Alan G. Crowley, Attorney
Weinberg, Roger & Rosenfeld
1001 Marina Village Parkway, Suite 200
Alameda, CA 94501

Diana Gevorkian, Attorney
The Zappia Law Firm
333 South Hope Street, 35th Floor
Los Angeles, CA 90071

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on December 27, 2011, at Glendale, California.

Shirley J. McCall

(Type or print name)



(Signature)