

Nicholas Duda Jr.
1634 Bowers Road, R.D. 6
Mansfield, Ohio 44903

Attorney and Arbitrator

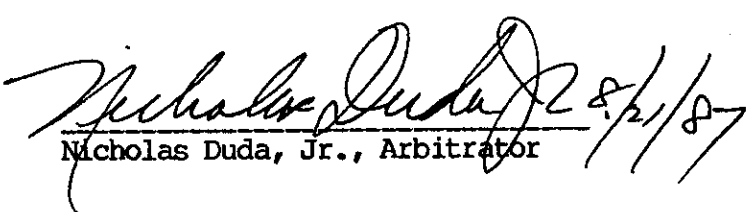
(419) 884-1246

IN THE MATTER OF ARBITRATION
UNDER THE 1986 CONTRACT

Between:)	
)	
The State of Ohio and its)	
Office of Spanish Speaking Affairs)	OCB Grievance No. G 87-0249
)	
-and-)	ND 509
)	
Ohio Civil Service Employees)	G-87-0115
Association, Local 11,)	
AFSCME, AFL-CIO)	Grievant: Cecilia Hernandez
)	

AWARD

Whereas during the arbitration hearing for this case the Parties moved to settle on an adequate and reasonable basis satisfactory to the Grievant, and approved by the Arbitrator, their Settlement Agreement (copy attached) is entered as the final and binding arbitration award for this case.


Nicholas Duda, Jr., Arbitrator

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Mansfield, Ohio 44903

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MEMORANDUM OF AGREEMENT SETTLING THE ARBITRATION CASE BETWEEN:

The State of Ohio and its
Office of Spanish Speaking Affairs
-and-
Ohio Civil Service Employees Association,
Local 11, AFSCME, AFL-CIO
OCB Case No. G 87-0249
Grievance No. G87-0115
ND 509

During the Arbitration hearing held for the subject case the Arbitrator recommended the Parties resolve their dispute on the basis of terms mediated by the Arbitrator. After negotiation the Parties and Grievant agreed on the following terms of resolution for all matters in dispute; they request that the Arbitrator approve their agreement as the final and binding arbitration award for the subject arbitration:

1. The Parties recognize that under O.R.C. Sections 121.30-.34 the Office of Spanish Speaking Affairs is accountable to the Commission on Spanish Speaking Affairs, which is authorized to appoint the Director of the Office. Subject to the approval of the Commission, the Director has power and authorization to appoint employees of the Office. However, the Director has sole authority to supervise and direct such employees. Accordingly, the Administrative Secretary and any other bargaining unit employee in the office must obey and be loyal to the director in the same fashion as other employees of the State of Ohio must obey their respective supervisors.
2. The removal of Grievant Hernandez is rescinded and her continuous service is restored.

3. The State will return Ms. Hernandez to employment as Administrative Secretary in the Office of Spanish Speaking Affairs effective September 2, 1987, and pay her a gross amount of Five Thousand Dollars (\$5,000.00).

AGREED ON AUGUST 19, 1987

For the Union:

For the State:

Daniel S. Smith/s/
Daniel S. Smith
(General Counsel OCSEA, Local 11)

Cheryl D. Hoskins/s/
Cheryl D. Hoskins
(Assistant Attorney General)

Linda K. Fiely/s/
Linda K. Fiely
(Assistant General Counsel,
OCSEA, Local 11)

N. Eugene Brundige/s/
N. Eugene Brundige
(Executive Director, Office of
Collective Bargaining)

Ramiro L. Estrada/s/
Ramiro L. Estrada
(Director, Office of Spanish Speaking
Affairs)

Cecilia Hernandez/s/
Cecilia Hernandez
(Grievant)

Approved:

Nicholas Duda, Jr./s/
Nicholas Duda, Jr.
Arbitrator

Nicholas Duda Jr.
1634 Bowers Road, R.D. 6
Mansfield, Ohio 44903

Attorney and Arbitrator

(419) 884-1246

August 21, 1987

Mr. Daniel S. Smith
General Counsel
OCSEA, Local 11
991 Goodale Boulevard
Columbus, Ohio 43212

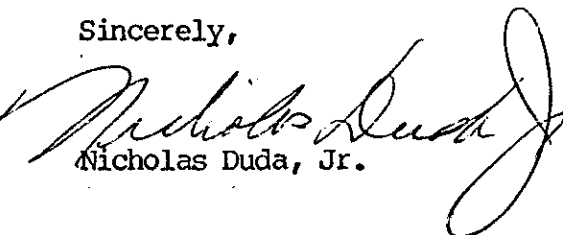
Mr. N. Eugene Brundige
Executive Director
Office of Collective Bargaining
Department of Administration Services
375 South High Street
17th Floor
Columbus, Ohio 43266-0585

RE: In the Matter of Arbitration Between the:
Ohio Civil Service Employees Association
Local 11, AFSCME, AFL-CIO
-and-
State of Ohio
Office of Spanish Speaking Affairs
OCB G 87-0249, G 87-0015
ND 509

Gentlemen:

Enclosed for your use and handling are my decision and bill for the subject case.

Sincerely,


Nicholas Duda, Jr.

Enclosures