

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF LABOR RELATIONS

BOARD OF HIGHER)
EDUCATION)
)
)
and)
)
MASSACHUSETTS STATE)
COLLEGE ASSOCIATION/)
MTA/NEA)
)

Case No: SUP-18-6887

Stipulation for Withdrawal of Charge

On July 17, 2018, the parties executed a Memorandum of Agreement (“the Agreement”) for a successor to their 2014-2017 collective bargaining agreement.

The BHE represents it became concerned that the newly negotiated BHE-MSCA Agreement would not be approved for funding by the pertinent officials in the executive branch due to its incremental cost, consequently, the BHE did not submit the new Agreement pursuant to Chapter 150E Section 7(c) even though the statutory thirty day time period would elapse.

The MSCA believes that these concerns are immaterial to the requirement that the Agreement be submitted to the Governor within thirty days as provided in G.L. c. 150E, 7(c).

On September 14, 2018, the MSCA filed the charge in this matter.

Both parties wish to conclude the process in G.L. c. 150E, §7(c) for funding their new labor agreement, and therefore execute this agreement for withdrawal of the charge.

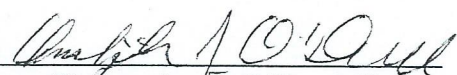
Therefore, the parties agree as follows:


1. The Commissioner of the Department of Higher Education will promptly forward to the governor and other required parties the Memorandum of Agreement signed by the Commissioner on July 17, 2018. The Respondent will provide a copy of the transmittal to the Complainant and its counsel contemporaneously.
2. The Complainant will withdraw with prejudice the charge captioned as SUP-18-6887 upon its receipt of the submission to the governor.

3. The parties hereby stipulate to the dismissal of this matter as resolved due to a negotiated settlement without further inquiry, hearing or procedure.

Complainant
Massachusetts Teachers Association

Respondent
Board of Higher Education

By: 
Christopher J. O'Donnell
President, Massachusetts
State College Association

By: 
Michael Murray
Director of Employee and Labor
Relations

12/10/18
Date

12/10/18
Date