



PERB
California Public Employment
Relations Board

Los Angeles Regional Office
425 W. Broadway, Suite 400
Glendale, CA, 91204-1269
Telephone: (818) 696-6353



September 21, 2022

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Liebert Cassidy Whitmore
5250 North Palm Avenue, Suite 310
Fresno, CA 93704

Kerianne Steele, Attorney
Weinberg, Roger & Rosenfeld
1375 55th Street
Emeryville, CA 94608

Re: *City of McFarland and Service Employees International Union Local 521*
Case No. LA-RR-1336-M

Dear Interested Parties:

Review of the proof of support submitted by Service Employees International Union, Local 521 (SEIU) with its request for recognition in the above-referenced case has resulted in the administrative determination that the support is sufficient to meet the requirements of PERB Regulation 61215(b).¹

Within 15 calendar days following service of this letter, the employer must file with this office a response pursuant to PERB Regulation 61255. Because SEIU has evidenced majority support and no valid competing petition has been filed, recognition must be granted unless the employer doubts the appropriateness of the unit. (Gov. Code, § 3507.1(c); PERB Reg. 61090.)

Accordingly, if the employer does not dispute the appropriateness of the proposed unit, the employer's response must affirmatively state that it grants voluntary recognition to SEIU as the exclusive representative of the proposed unit of all non-Director and non-Police Officer classifications.

¹ PERB's regulations are codified at California Code of Regulations, title 8, section 31001 et seq. The text of PERB's regulations may be found at www.perb.ca.gov.

If the employer does not wish to grant voluntary recognition, the employer must provide this office with a statement describing its reasons for doubting the appropriateness of the proposed unit, including a description of the classification(s) or position(s) that remain in dispute. (PERB Reg. 61255(c)(3).) The employer is also requested to provide legal arguments and to present additional facts—supported by sworn declaration(s) and authenticated documents (e.g., job descriptions) attached to the declaration(s)—which, if true, would demonstrate that the proposed unit is not appropriate.² Upon receipt of the employer’s response to the unit appropriateness dispute (if any), or the expiration of time allowed for the same, the undersigned will contact each of the parties regarding further case processing steps, including a deadline for a response to the employer’s submittal, if requested.

The employer’s response and supporting documents must be filed electronically, in accordance with PERB Regulation 32110(a), through the “ePERB portal” accessible from PERB’s website (www.perb.ca.gov). All filings must include a proof of service form acknowledging proper service on interested parties pursuant to PERB Regulation 32140. (PERB Reg. 61255(b).)

Please contact me at the telephone number shown above if you have any questions concerning this matter.

Sincerely,



Stephanie O’Hara
Regional Attorney

SAO

² Whenever a petition for certification or recognition is filed with PERB, the Board agent is authorized to investigate the matter, or “take such other action as deemed necessary to decide the questions raised by the petition.” (PERB Reg. 61270.)

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, Los Angeles Regional Office, 425 W. Broadway, Suite 400, Glendale, CA, 91204-1269.

On September 21, 2022, I served the Letter Regarding Majority Support regarding Case No. LA-RR-1336-M on the parties listed below by

I am personally and readily familiar with the business practice of the Public Employment Relations Board for collection and processing of correspondence for mailing with the United States Postal Service, and I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States Postal Service at Los Angeles, California.

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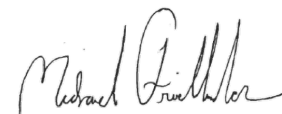
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Email: perb@unioncounsel.net

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on September 21, 2022, at Glendale, California.

Michael Friedlander

(Type or print name)



(Signature)