

STATE OF CONNECTICUT
LABOR DEPARTMENT

CONNECTICUT STATE BOARD OF LABOR RELATIONS

IN THE MATTER OF
STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION

-and-

SVFT, LOCAL 1797 AFT/CFST

-and-

SALVATORE DeFILIPPO, SR.

OCTOBER 29, 1997

Case Nos. SPP-16,311
SUPP-16,312

APPEARANCES:

David Sullivan
For the State of Connecticut
Department of Education

Attorney Barry Scheinberg
For SVFT, Local 1797 AFT/CFST

Salvatore DeFilippo, Sr., Pro Se
Complainant

PROCEDURAL ORDER DENYING MOTION TO SEVER

On April 21, 1994 Salvatore DeFilippo, Sr. (the Complainant) filed separate but identical complaints with the Connecticut State Board of Labor Relations (the Labor Board) alleging that the SVFT, Local 1797, AFT/CFST, AFL-CIO (the Union) and the State of Connecticut Department of Education (the Employer) had engaged and were engaging in practices prohibited by the Act concerning Collective Bargaining for State Employees (the Act). Specifically, the Complainant alleged that the Union had engaged in practices prohibited by the Act, by breaching its duty of fair representation and that the Employer had violated the Act by discriminating against the Complainant

through harassment and wrongful termination. The cases were assigned case nos. SUPP-16,312 and SPP-16,311, respectively.

After the requisite preliminary steps had been taken, the parties appeared before the Labor Board for hearing on July 10, 12 & 13, 1995. At the July 12, 1995 hearing, Complainant filed an Amended Complaint consolidating Case Nos. SPP-16,311 and SUPP-16,312. Subsequent hearings were scheduled and were canceled at Complainant's request.

On November 15, 1995, Complainant filed a "Motion to Separate Hearings" with the Labor Board claiming that: (1) the issues between respondents are not the same and the respondents are distinct and separate and are not related; (2) hearing both respondents at the same time is confusing and disruptive and prevents Complainant from conducting and presenting his case and does not serve the best interest of justice; (3) respondents are intentionally colluding to disrupt and confuse the issues which are clearly not related and; (4) respondents and respondents' representatives may be in future litigation as defendants. On January 10, 1996, the Union filed an objection to Complainant's Motion.

Based upon the Amended Complaint, Complainant's Motion and Respondent's Objection filed with this Board as well as the record of the proceedings to date, we hereby deny Complainant's Motion to Separate Hearings.

CONNECTICUT STATE BOARD OF LABOR RELATIONS

By: /s/ Antonia C. Moran
Antonia C. Moran, Chairman

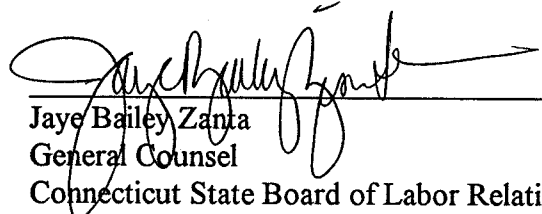
CERTIFICATION

I hereby certify that the foregoing was mailed postage prepaid on this 29th day of October, 1997 to the following:

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