

STATE OF CONNECTICUT
LABOR DEPARTMENT

CONNECTICUT STATE BOARD OF LABOR RELATIONS

IN THE MATTER OF

CITY OF STAMFORD

-AND-

STAMFORD FIREFIGHTERS LOCAL
786, IAFF, AFL-CIO

JULY 8, 2016

Case No. MPP-30,855

CITY OF STAMFORD/LONG RIDGE
FIRE COMPANY

-AND-

STAMFORD FIREFIGHTERS LOCAL
786, IAFF, AFL-CIO AND STAMFORD CAREER
FIREFIGHTERS ASSOCIATION (SCFA)

Case No. ME-30,856

A P P E A R A N C E S:

Attorney Robert Murray
for the City

Attorney John M. Creane
Attorney Michael Passero
for IAFF

Attorney Morris J. Busca
for SCFA

Attorney Warren L. Holcomb
for LRFC

**RULING ON MOTION TO DISMISS PETITION AND
MOTION TO QUASH SUBPOENA DUCES TECUM**

On April 1, 2014, Stamford Firefighters Local 786, IAFF, AFL-CIO (IAFF) filed a municipal prohibited practice complaint (Case No. MPP-30,855) with the Connecticut State Board of Labor Relations (the Labor Board) alleging that the City of Stamford (the

City) violated the Municipal Employee Relations Act (MERA or the Act) by refusing to bargain in good faith over the inclusion of certain firefighter positions in the Long Ridge Fire Company (LRFC) as members of the IAFF bargaining unit. That same day, IAFF also filed a petition (Case No. ME-30,856) with the Labor Board, amended on May 7, 2014, seeking clarification that said firefighters are members of the IAFF bargaining unit. The positions at issue are currently represented by Stamford Career Firefighters Association (SCFA).

After the requisite preliminary administrative steps had been taken the above-captioned cases were consolidated. On April 2, 2016, SCFA filed a motion to dismiss the petition (Ex. 11) in Case No. ME-30,856. On or about April 8, 2016, counsel for IAFF issued a subpoena duces tecum (Ex. 20) directed to SCFA. On April 13, 2016, IAFF filed a memorandum of law in opposition to SCFA's motion to dismiss. (Ex. 12). On April 18, 2016, the Labor Board held a formal hearing at which all parties appeared, were represented and were allowed an opportunity to present argument and evidence concerning, *inter alia*, the motion to dismiss and the subpoena duces tecum. On April 28, 2016, SCFA filed a motion to quash IAFF's subpoena duces tecum. On May 19, 2016, IAFF filed a memorandum of law in opposition to SCFA's motion to quash. Having fully considered the record before us, we find that SCFA's motion to dismiss should be denied and that SCFA's motion to quash should be granted.

ORDER

By virtue of and pursuant to the powers vested in the Connecticut State Board of Labor Relations by the Municipal Employee Relations Act, it is hereby

ORDERED that:

1. The motion to dismiss the petition filed by SCFA in Case No. ME-30,856 is **DENIED**.
2. The motion to quash the subpoena duces tecum filed by SCFA in Case Nos. MPP-30,855 & ME-30,856 is **GRANTED**.

CONNECTICUT STATE BOARD OF LABOR RELATIONS

Patricia V. Low
Patricia V. Low
Chairman

Wendella Ault Battey
Wendella Ault Battey
Board Member

Barbara J. Collins
Barbara J. Collins
Board Member

CERTIFICATION

I hereby certify that a copy of the foregoing was mailed postage prepaid this 8th day of July, 2016 to the following:

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CONNECTICUT STATE BOARD OF LABOR RELATIONS