



Decision and Order  
Case No. 86-U-02  
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of an allegation more than 90 days after the alleged violation. Thus, events that occurred earlier than September 28, 1985. Moreover, events that occurred prior to October 4, 1985 have been dealt by the Board in cases 85-U-15 and 85-U-27.

The Board declared impasse on compensation on October 1, 1985. The parties' good faith in bargaining ceased to be an issue after October 1, 1985. Hence, CSO's Complaint turns only on events which occurred between September 28, and October 1, 1985.

In examining events between September 28, 1985 and October 1, 1985 the Board finds that it is undisputed that CSO and DCPS signed a tentative agreement on September 28, 1985 which the CSO membership voted not to ratify on September 30, 1985. The next day the Board declared impasse. There is no evidence of bad faith bargaining by DCPS between September 28, 1985 and October 1, 1985.

O R D E R

IT IS ORDERED THAT:

The Complaint is dismissed for failure to establish a violation of Section 1704 of the CMPA (D.C. Code Section 1.618.4).

BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD

May 30, 1986