BEFORE THE PUBLIC EMPLOYEE RELATIONS BOARD
OF THE STATE OF KANSAS

Laborers International Union of North America Local 1290 PE Petitioner, v. The University of Kansas Medical Center Respondent.	)	Case No. 75-CAE-1-2014 OAH No. 14DL0170PE

FINAL ORDER

NOW, on this 15th day of May, 2014, the above captioned matter was submitted to the Public Employee Relations Board (PERB) for consideration of Petitioner's request for the PERB to review the Initial Order issued by the Presiding Officer on April 11, 2014.

The PERB finds and concludes that the record contains substantial evidence supporting the Presiding Officer's findings of fact and is not otherwise unreasonable, arbitrary or capricious. Further, the PERB discerns no errors in the application of law to the findings of fact. Lastly, the PERB finds no legal basis for the Petitioner's challenge of the Presiding Officer's order.

The PERB herewith denies the Petitioner's request for review.

Therefore, the Initial Order shall become the Final Order of the PERB pursuant to K.S.A. 77-530(b)(2) without further review or modification.

Dated this **15th** day of **May, 2014**.

Ken Gorman, Chairman, PERB

Mark McGivern, Member, PERB

John Bowes, Member, PERB

Eric Carter, Member, PERB

Keith Lawing, Member, PERB

NOTICE OF RIGHT OF REVIEW

Under the provision of K.S.A. 77-530(b)(2) this Order converts the Initial Order of the Presiding Officer into a Final Order of the Public Employee Relations Board. To obtain district court review of the agency's decision in this case, an aggrieved party must file a petition for judicial review. A petition for judicial review must be filed within 33 days after service of this order with the Clerk of the appropriate district court pursuant to K.S.A. 77-601, et seq. You must also serve a copy of your petition for judicial review on the Kansas Department of Labor. The agency officer to receive service of a copy of you petition for judicial review on behalf of this agency is: Chief Counsel Brad Burke, 401 SW Topeka Blvd., Topeka, KS 66603.

CERTIFICATE OF MAILING

I, hereby certify that on the 15th of May, 2014 a true and correct copy of the above and foregoing Final Order was served upon the parties to the case by depositing the copies in the United States Mail, first class – postage prepaid, addressed to:

Morgan Roach
McCauley & Roach LLC
527 W. 39th Street, Ste 200
Kansas City, MO 64111

Chari Young, Associate General Counsel
2007 Murphy Administration Bldg.
Mail Stop 2013
3901 Rainbow Blvd
Kansas City KS 66160

Bob Corkins
Office of Administrative Hearings
1020 S. Kansas Ave.
Topeka, KS 66612

Linda M Wickman