



- III. Upon information and belief, that the Guam Education Policy Board on behalf of the Guam Department of Education suspended collective bargaining with the Guam Federation of Teachers on or about the 26<sup>th</sup> day of August 2011. See attached on line Guam Pacific Daily News articles. (Exhibits A and B) This constitutes an unfair labor practice and the Union through counsel requests an investigation.
- IV. The Guam Education Policy Board is required to bargain in Good Faith as required by 4 GCA Chapter 10, et al. ("Public Employee-Management Relations Act"), hereafter "PERMA" and as set forth in 2 Guam Administrative Rules (GAR) Section 5101 et seq. to allow recognized public employee organization to negotiate free from restraint and protracted negotiations.

#### **4 GCA Chapter 10.**

##### **A. § 10111. Unfair Labor Practices.**

**The Provisions of this Section apply to all government of Guam management officials and to all employee organizations accorded exclusive recognition to represent public employees under this Chapter.**

##### **(a) Management officials are prohibited from:**

**(6) [R]efusing to consult or negotiate with an employee organization accorded exclusive recognition on matters within the scope of this Chapter and implementing rules and regulations.**

- V. The Guam Education Policy Board and the Guam School Systems have provided no documentation, law, statute, administrative ruling, or otherwise that shows that the Union must provide documentation that it has been recognized as the collective bargaining unit. The Union was recognized in 1970. *Please see exhibits C1 and C2.*
- VI. It is clear that the Guam School System has been negotiating with GFT and that there is no validity to the proposition that the Guam Education Policy Board may unilaterally stop negotiating with the Union. As early as January 11, 2011 the Superintendent of