



**PERB**  
California Public Employment  
Relations Board

Los Angeles Regional Office  
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May 4, 2023

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Los Angeles, CA 90045

Re: *American Federation of Teachers Local 6262 v. Santa Clarita Community  
College District*  
Unfair Practice Charge No. LA-CE-6784-E  
**COMPLAINT**

Dear Parties:

The Office of the General Counsel has issued the enclosed COMPLAINT in the above-entitled matter. The Respondent is required to file an **ANSWER** within twenty (20) calendar days from the date of service of the COMPLAINT, pursuant to PERB Regulation 32644.<sup>1</sup> The required contents of the **ANSWER** are described in PERB Regulation 32644(b).

If you have not filed a Notice of Appearance form, one should be completed and returned with your **ANSWER**. Please be aware that once legal counsel is designated, PERB will only correspond with that individual(s).

An informal settlement conference will be scheduled shortly. Please direct all inquiries, filings and correspondence to the undersigned. Designated legal counsel who do not attend the Informal Conference for any reason, must designate in writing

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<sup>1</sup> PERB's Regulations are codified at California Code of Regulations, title 8, section 31001 et seq. The text of PERB's Regulations may be found at [www.perb.ca.gov](http://www.perb.ca.gov).

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consent that the meeting go forward in their absence, including, but not limited to the execution of a settlement agreement.

Sincerely,

A handwritten signature in black ink, appearing to read "Mary Weiss", with a long horizontal stroke extending to the right.

Mary Weiss  
Supervising Regional Attorney

Enclosure

STATE OF CALIFORNIA  
PUBLIC EMPLOYMENT RELATIONS BOARD



AMERICAN FEDERATION OF TEACHERS  
LOCAL 6262,

Charging Party,

v.

SANTA CLARITA COMMUNITY COLLEGE  
DISTRICT,

Respondent.

Case No. LA-CE-6784-E

COMPLAINT

It having been charged by Charging Party that Respondent engaged in unfair practices in violation of Government Code section 3543.5, the General Counsel of the Public Employment Relations Board (PERB), pursuant to Government Code sections 3541.3(i) and 3541.5 and California Code of Regulations, title 8, section 32640, issues this COMPLAINT on behalf of PERB and ALLEGES:

1. Respondent is a public school employer within the meaning of Government Code section 3540.1(k).

2. Charging Party is the exclusive representative within the meaning of Government Code section 3540.1(e) of a bargaining unit of Respondent's part-time faculty which includes all temporary academic (credit and non-credit) employees (hereafter, Unit).

3. Charging Party and Respondent (hereafter, Parties) are signatories to a collective bargaining agreement (CBA) that expired on June 30, 2020. In March 2021, the Parties began negotiations for a successor CBA. In April 2022, the Parties reached an impasse in their successor CBA negotiations. In late August 2022, the

Parties had exhausted their impasse procedures, including fact-finding.

4. On November 9, 2022, Respondent imposed terms which included several tentative agreements that were reached in the course of the Parties' negotiations. The imposed terms included a May 4, 2022 Tentative Agreement (TA) for CBA "Article 6: Assignment and Scheduling," which describes the manner in which adjunct faculty would be placed into ranked pools for purposes of requesting and reaching assignment. The TA states that its "provisions" are to "become effective for scheduling Fall 2023."

5. Prior to February 2023, Respondent's policy, pursuant to the imposed TA, was to implement the provisions of "Article 6: Assignment and Scheduling"—including, terms regarding pool membership criteria and Unit member course assignment procedures—for Fall 2023 scheduling.

6. In February 2023, Respondent changed this policy, by refusing to implement the Article 6 terms, including for course assignment and scheduling for Fall 2023, and instead postponing implementation until the Spring 2024 scheduling.

7. Respondent engaged in the conduct described in paragraph 6 without prior notice to Charging Party and without having afforded Charging Party an opportunity to negotiate the decision to implement the change in policy and/or the effects of the change in policy.

8. By the acts and conduct described in paragraphs 6 and 7, Respondent failed and refused to bargain in good faith in violation of Government Code section 3543.5(c).

9. This conduct also interfered with the rights of Unit employees to be represented by Charging Party in violation of Government Code section 3543.5(a).

10. This conduct also denied Charging Party its right to represent Unit employees in violation of Government Code section 3543.5(b).

Any amendment to the complaint shall be processed pursuant to California Code of Regulations, title 8, sections 32647 and 32648.

DATED: May 4, 2023

J. Felix De La Torre  
General Counsel

By  \_\_\_\_\_  
Yaron Partovi  
Senior Regional Attorney

## PROOF OF SERVICE

I declare that I am a resident of or employed in the County of Los Angeles, California. I am over the age of 18 years and not a party to the within entitled cause. The name and address of my residence or business is Public Employment Relations Board, Los Angeles Regional Office, 425 W. Broadway, Suite 400, Glendale, CA, 91204-1269.

On May 4, 2023, I served the Complaint and Cover Letter regarding Case No. LA-CE-6784-E on the parties listed below by

I am personally and readily familiar with the business practice of the Public Employment Relations Board for collection and processing of correspondence for mailing with the United States Postal Service, and I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States Postal Service at Los Angeles, California.

Personal delivery.

Electronic service (e-mail).

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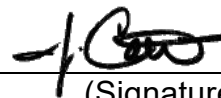
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I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on May 4, 2023, at Glendale, California.

J. Carter

(Type or print name)



(Signature)