



Ohio Administrative Code

Rule 4117-13-02 Request for board determination of unauthorized strike.

Effective: May 18, 1987

(A) An employer that believes that its employees are engaging in a strike that is not authorized by Chapter 4117. of the Revised Code may request from the board a determination of whether the strike is authorized.

(B) The request shall be in writing and shall state:

(1) The name and address of the employer;

(2) The name and address of the exclusive representative of any employees involved in a strike;

(3) The name and address of any other employee organization participating in the strike in any manner, if known;

(4) The names and addresses, if known and job classifications or functions of the striking employees;

(5) The date the strike commenced;

(6) The approximate number of employees on strike and the nature of the strike activity involved;

(7) Whether a collective bargaining agreement covering any striking employee is or was in effect, and, if so, the date of expiration or extensions;

(8) Whether written notice of the intent to strike was given by the employee organization or employees and when such notice was given, together with a copy of the notice;

(9) Efforts that have been made to resolve the dispute, including any statutory or alternate dispute resolution procedures followed by the parties;



- (10) A brief statement of why the strike is not authorized;
 - (11) The case numbers of any pending SERB cases relating to issues associated with the strike; and
 - (12) Proof of service pursuant to paragraph (B) of rule 4117-1-02 of the Administrative Code on the employee organization or employee organizations representing the striking employees.
- (C) In the case of a wildcat strike or a strike by unorganized employees, the employer shall post copies of the request in conspicuous locations where employees will be reasonably apprised of the contents.
- (D) Immediately upon receipt of the request, the employee organization may file with the board and serve on the employer a brief written response to the employer's request.