

STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD



KELSEYVILLE UNIFIED SCHOOL DISTRICT,)	
)	
Employer,)	
)	Case No. SF-D-173
and)	(R-690B)
)	
CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION AND ITS KELSEYVILLE CHAPTER 638,)	Administrative Appeal
)	PERB Order No. Ad-201
Exclusive Representative,)	December 29, 1989
)	
GROUP OF EMPLOYEES (BY DONNA MURPHEY),)	
)	
Petitioner.)	
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Appearances: Lozano, Smith, Smith & Woliver by Loren A. Carr, Attorney, for Kelseyville Unified School District; William Corman, Attorney, for California School Employees Association and its Kelseyville Chapter 638.

Before Hesse, Chairperson; Craib and Shank, Members.

DECISION AND ORDER

HESSE, Chairperson: The Kelseyville Unified School District (District) appeals the administrative determination of the San Francisco Regional Director, granting the California School Employees Association and its Chapter 638 (Association) its request to stay a decertification election, pursuant to the Public Employment Relations Board (Board) Regulation 32752, pending the resolution of three unfair practice charges filed by the Association against the District. Subsequent to the filing

of this appeal, the original petitioner, Group of Employees (by Donna Murphey) withdrew the petition for decertification.¹

A case in controversy becomes moot when the essential nature of the complaint is lost because of some superseding act or acts of the parties. (Fontana Unified School District (1988) PERB Order Ad-169, p. 3, citing Napa County Office of Education (1983) PERB Decision No. 282 and Amador Valley Joint Union High School District (1978) PERB Decision No. 74.) Since the underlying petition has been withdrawn, continuing the stay of a decertification election would not be appropriate.

Due to the withdrawal of the underlying decertification petition, the Board ORDERS that the stay of the decertification election is hereby LIFTED and the appeal of the administrative determination in Case No. SF-D-173 is hereby DISMISSED AS MOOT.

Members Craib and Shank joined in this Decision.

¹The Board takes official notice of records filed with its regional offices, i.e., the November 28, 1989 letter from Donna Murphey withdrawing the decertification petition based on the dismissals of Case Nos. SF-CE-1288 and SF-CE-1302.