



STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD

STEVE RABISA,)
)
Charging Party,) Case No. SF-CE-130-S
)
v.) Administrative Appeal
)
STATE OF CALIFORNIA (DEPARTMENT) PERB Order No. Ad-266-S
OF PERSONNEL ADMINISTRATION),)
)
Respondent.) February 17, 1995
)
_____)

Appearances: Cathy R. Hackett for Steve Rabisa; Joan E. Branin, Labor Relations Counsel, for State of California (Department of Personnel Administration).

Before Carlyle, Garcia and Johnson, Members.

DECISION

CARLYLE, Member: This case is before the Public Employment Relations Board (PERB or Board) on appeal by Steve Rabisa (Rabisa) to the PERB appeals assistant's rejection of his untimely filed appeal of the Board agent's dismissal of unfair practice Case No. SF-CE-130-S.

The Board has reviewed the appeal, and finds that good cause does not exist to excuse the late filing.¹ Mere allegations of working only part-time on such labor matters plus a busy regular

¹PERB regulations are codified at California Code of Regulations, title 8, section 31001 et seq. Regulation section 32136 states, in pertinent part:

A late filing may be excused in the discretion of the Board for good cause only.

work schedule in connection with the late filing of a one page appeal does not constitute good cause under PERB case law. (See California Union of Safety Employees (John) (1995) PERB Order No. Ad-264-S; North Orange County Regional Occupational Program (1990) PERB Decision No. 807; The Regents of the University of California (Davis, Los Angeles, Santa Barbara and San Diego) (1989) PERB Order No. Ad-202-H; Trustees of California State University (1989) PERB Order No. Ad-192-H.)

ORDER

Rabisa's appeal of the PERB appeals assistant's rejection of his untimely filed appeal of the Board agent's dismissal is hereby DENIED.

Members Garcia and Johnson joined in this Decision.