

**STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD**



EARL MYKLES,

Charging Party,

v.

SERVICE EMPLOYEES INTERNATIONAL
UNION, LOCAL 1000,

Respondent.

Case No. SA-CO-480-S

Administrative Appeal

PERB Order No. Ad-439-S

June 16, 2016

Appearance: Anne M. Giese, Senior Staff Attorney, for Service Employees International Union, Local 1000.

Before Martinez, Chair; Winslow and Banks, Members.

DECISION

BANKS, Member: This case is before the Public Employment Relations Board (PERB or Board) on appeal by Service Employees International Union, Local 1000 (SEIU) from an administrative determination by PERB's Appeals Assistant that SEIU had not complied with the time limits set forth in PERB regulations,¹ when it filed its opposition to an appeal from dismissal of an unfair practice charge brought by Earl Mykles against SEIU. The Board has reviewed SEIU's appeal and the administrative determination.

As explained in a separate, non-precedential decision, the Board has adopted the Office of the General Counsel's dismissal of Mykles' unfair practice charge, and therefore considers it unnecessary to address the merits of SEIU's administrative appeal. However, because an appeal from an administrative determination cannot be the subject of a non-precedential

¹ PERB regulations are codified at California Code Regulations., title 8, section 31001 et seq.

decision pursuant to PERB Regulation 32320, subdivision (d), we issue this decision to deny SEIU's appeal from the administrative determination as moot.

ORDER

Service Employees International Union, Local 1000's appeal from the administrative determination in Case No. SA-CE-480-S is hereby DENIED as moot.

Chair Martinez and Member Winslow joined in this Decision.