



Ontario  
Labour Relations  
Board

Commission  
des relations  
de travail de l'Ontario

Our File Number / Numéro de dossier

2495-06-PS

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March 7, 2007

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TO THE PARTIES LISTED ON APPENDIX "A"

Dear Sir/Madam:

**Ontario Nurses' Association, v. Southwest CCAC, Grey  
Bruce CCAC, Huron County CCAC, London Middlesex  
CCAC, Oxford CCAC, Perth County CCAC, Elgin CCAC, v.  
Ontario Public Sector Employees' Union, Canadian Union of  
Public Employees**

Attached is a Decision of the Board dated March 6, 2007 in the above matter  
which is being sent to you by facsimile, regular mail or purveyor.

Sincerely,

Tim R. Parker  
Registrar

TRP/ml  
Enclosure

**APPENDIX "A"**

**Ontario Nurses' Association  
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**McCarthy Tetrault  
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**South West Community Care Access Centre  
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Executive Director  
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-2-

**Grey Bruce Community Care Access**  
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**Community Care Access Centre for Huron**  
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**Community Care Access Centre of London-Middlesex**  
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**Community Care Access Centre-Oxford**  
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**Community Care Access Centre Perth County**  
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**Elgin Community Care Access Centre**  
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-3-

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Ontario Public Service Employees Union  
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Attention: Mr. Ed Ogibowski  
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Canadian Union of Public Employees  
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Canadian Union of Public Employees  
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CUPE Local 841.7  
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-4-

**CUPE Local 4151 CUPE Local 4396**  
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**CUPE Local 101.6**  
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**CUPE Local 1146**  
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## ONTARIO LABOUR RELATIONS BOARD

**2495-06-PS Ontario Nurses' Association, Applicant v. Southwest CCAC, Grey-Bruce CCAC, Huron County CCAC, London Middlesex CCAC, Oxford CCAC, Perth County CCAC, Elgin CCAC, Responding Parties v. Ontario Public Service Employees Union and Canadian Union of Public Employees, Intervenors.**

**BEFORE:** Brian McLean, Vice-Chair.

**DECISION OF THE BOARD:** March 6, 2007

1. This is an application under sections 21, 22 and/or 23 of the *Public Sector Labour Relations Transition Act, 1997* (the "Act").
2. The parties have come to a resolution of some of the issues which are in dispute. They agree that a representation vote is required to resolve the matter.
3. Having regard to the agreement of the parties, the Board orders that the changeover date is January 1, 2007.
4. The parties agree that the following are the appropriate bargaining units for the successor, Southwest Community Care Access Centre:

Unit #1:

all office, clerical and technical employees employed by the employer, save and except Executive Assistants to the Senior Directors, Executive Assistants to the Executive Director, supervisors and persons above the rank of supervisor, persons employed in a confidential labour relations capacity pursuant to section 1(3)(b) of the *Labour Relations Act*, and co-op students.

Unit #2:

All registered nurses and allied health professionals employed as case managers and/or placement coordinators save and except supervisors and persons above this classification, as well as those employed in a confidential capacity pursuant to section 1(3)(b) of the *Labour Relations Act*.

For the purposes of clarity the position of Education Facilitator is included in case managers and/or placement coordinators.

5. The Board directs that a representation vote be held on March 27 and 28, 2007.
6. Those eligible to cast a ballot will be those on the voters list which the parties have agreed to. Voters in Unit #1 will be asked to choose between Canadian Union of Public Employees and Ontario Public Service Employees Union (OPSEU) to represent them in their relations with their employer. Voters in Unit 2 will be asked to choose between Ontario Nurses' Association and Ontario Public Service Employees Union (OPSEU) to represent them in their relations with their employer.

- 2 -

7. The unions have requested that they be provided with the names, addresses, telephone numbers and positions of the employees who they may, following the representation vote, represent. Having regard to the submissions filed and the Board's practice with respect to this issue, the Board directs the employer to forthwith provide the unions with the information requested.

8. The Board directs the employer post this decision where it will come to the attention of the voters and to have it posted until 30 days after the vote takes place.

"Brian McLean"  
for the Board