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10/19/23 11:02 AM



THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

UC Legal

October 19, 2023

Office of the President  
1111 Franklin Street  
Oakland, CA 94607

universityofcalifornia.edu

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Via PERB E-Filing Portal

Joseph Eckhart, Senior Regional Attorney  
PUBLIC EMPLOYMENT RELATIONS BOARD  
San Francisco Regional Office  
1515 Clay Street, Suite 2206  
Oakland, CA 94612-1403

Re: *Regents of the University of California and University  
Professional and Technical Employees – CWA Local 9119*  
**PERB Case No: SF-UM-898-H**  
Response to Unit Modification Petition

Dear Mr. Eckhart:

This letter constitutes the response of The Regents of the University of California (the “University”) to the above-referenced Unit Modification Petition (the “Petition”) filed by the University Professional and Technical Employees, CWA Local 9119 (“UPTE”) on or about September 13, 2023.

The following information is provided pursuant to PERB Regulation No. 32783.

**1. The name, address and telephone number of the petitioner(s):**

UPTE – CWA Local 9119\*  
1999 Harrison Street, Suite 2700  
Oakland, CA 94612  
(415) 328-5407

\*as reflected in the Petition

**2. The name, address and telephone number of the respondent**

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**and the name, address and telephone number of the agent to be contacted:**

Respondent: The Regents of the University of California  
1111 Franklin Street  
Oakland, CA 94607-5200

Agent: Trina Mastro, Senior Principal Counsel  
UC Legal  
1111 Franklin Street, 8<sup>th</sup> Floor  
Oakland, CA 94607-5200  
Telephone: (510) 987-0778

**3. A statement confirming or refuting the information contained in the petition regarding the unit:**

- **Size of Technical (TX) unit:** The University's data currently reflects a headcount of approximately 4,506 employees in the TX unit. (The Petition estimated 3,989 employees.)
- **Description of the TX unit:** The TX unit is a systemwide bargaining unit of non-supervisory technical support personnel who provide technical support services for academic and scientific research throughout the University of California system.
- **Date of recognition or certification:** PERB certified UPTE as the exclusive representative for the TX unit on or about December 1, 1994.
- **Approximate number of employees involved in the modification request:** The University estimates that approximately 80 employees are in these title codes. (The Petition estimated 73 employees.) However, some of the employees in these title codes should be excluded from the unit because they are supervisory or managerial employees.
- **The identity of any other employee organization known to claim to represent the affected employees:** The University knows of no other employee organization that claims to represent these employees.

**4. A concise statement setting forth the reasons for the support of or opposition to the unit modification proposed by the petitioner(s):**

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UPTE is the exclusive representative of the TX bargaining unit at the University. Through its Petition, UPTE seeks to add title code 7343, Educational Technology Specialist 3, and title code 7352, Educational Technology Specialist 4, to the TX bargaining unit. The University does not oppose the addition of these titles, provided that any supervisory, managerial, or confidential employees are excluded as well as any employee whose principal place of employment is outside the State of California at a worksite with 100 or fewer employees. However, the University will need sufficient time to transition eligible employees.

**5. The PERB unit modification case number: SF-UM-898-H**

Respectfully submitted,

DocuSigned by:  
*Trina D. Mastro*  
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Trina D. Mastro  
Senior Principal Counsel  
Labor and Employment

Attachment: Declaration

cc: David Gumbiner, Leonard Carder, Counsel for UPTE  
E. Kevin Young, Associate Director and Chief Negotiator, Labor Relations

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**DECLARATION**

PERB Case No. SF-UM-898-H

I, E. Kevin Young, declare as follows:

I am an Associate Director and Chief Negotiator at the University of California Office of the President. I have read the University's Response to Unit Modification Petition in PERB Case No. SF-UM-898-H and believe that the information in Sections 1-5 is true based on my personal knowledge and could competently testify as such if called as a witness. I make this declaration under penalty of perjury under the laws of the State of California.

Executed at Martinez, California on October 19, 2023.

DocuSigned by:  
*E. Kevin Young*  
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By: \_\_\_\_\_  
E. Kevin Young

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### DECLARATION OF SERVICE

I, the undersigned, declare that I am over 18 years of age, and not a party to the subject cause. My business address is University of California Office of the General Counsel, 1111 Franklin Street, 8th Floor, Oakland, California 94607-5200, in Alameda County. I served the attached **REGENTS OF THE UNIVERSITY OF CALIFORNIA'S REPOSE TO UNIT MODIFICATION PETITION** by electronic service only to the following:

Joseph Eckhart, Senior Regional Attorney PUBLIC EMPLOYMENT RELATIONS BOARD San Francisco Regional Office 1515 Clay Street, Suite 2206 OAKLAND, CA 94612-1403  <i>Via PERB ePortal</i>	David Gumbiner, Esq. LEONARD CARDER, LLP 1999 Harrison Street, Suite 2700 Oakland, CA 94612  <i>Via Email: <a href="mailto:dgumbiner@leonardcarder.com">dgumbiner@leonardcarder.com</a></i>
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  X   BY ELECTRONIC SERVICE: I served a copy of the above-listed document(s) by transmitting via electronic mail (e-mail) or via e-PERB to the electronic service address(es) listed above on the date indicated. (May be used only if the party being served has filed and served a notice consenting to electronic service or has electronically filed a document with the Board. See PERB Regulation 32140(b).)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on October 19, 2023, at Sacramento, California.

*/s/ Julie Felkins*

\_\_\_\_\_  
Julie Felkins