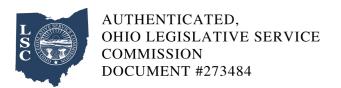


Ohio Administrative Code

Rule 4117-13-06 Request for board determination of a clear and present danger to the public health or safety.

Effective: May 18, 1987

- (A) When a court of common pleas has issued a temporary restraining order enjoining a strike and has found probable cause to believe that it poses a clear and present danger to the public health or safety, an employer shall file with the board a written request for a determination of whether the strike in fact poses a clear and present danger.
- (B) Copies of the temporary restraining order and the motion for temporary restraining order must be attached to the request. The request shall state:
- (1) The name and address of the employer;
- (2) The name and address of the exclusive representative of any employees involved in the strike;
- (3) The name and address of any other employee organization participating in the strike in any manner, if known;
- (4) The names and addresses, if known, and job classifications or functions of the striking employees;
- (5) The date the strike commenced;
- (6) The approximate number of employees on strike and the nature of the strike activity involved;
- (7) A brief statement of why the strike poses a clear and present danger to the public health or safety; and
- (8) Proof of service pursuant to paragraph (B) of rule 4117-1-02 of the Administrative Code to the employee organization or employee organizations representing the striking employees.



- (C) In the case of a wildcat strike or a strike by unorganized employees, the employer shall post copies of the request in conspicuous locations where employees will be reasonably apprised of the contents.
- (D) Immediately upon receipt of the request, the employee organization may file with the board and serve on the employer a brief written response to the employer's request.