

Public Employment Relations Board
PO BOX 2074, ESP Agency Bldg. 2, Floor 20
Albany, NY 12220-0074

RESUME OF PANEL ARBITRATOR

NANCY FAIRCLOTH EISCHEN

Occupation: ARBITRATOR/MEDIATOR/FACT-FINDER

SPENCER, NY 14883-0716

EDUCATION:

MASTER OF INDUSTRIAL & LABOR RELATIONS (MILR), CORNELL UNIVERSITY 1992
BACHELOR OF ARTS DEGREE, WELLS COLLEGE 1990

PROFESSIONAL AFFILIATIONS:

Panel Listings: American Arbitration Association, Federal Mediation & Conciliation Service, National Mediation Board, National Railroad Adjustment Board, New York State/CSEA Disciplinary Panel, New York State Education Dept. § 3020(a) Panel, New York State PERB Mediation Panel, New York State PERB Arbitration Panel.

Professional Organizations: AAA, IRRA, SPIDR

ARBITRATION EXPERIENCE & TYPES OF ISSUES OR GRIEVANCES DISPOSED OF:

Full time arbitrator/mediator/fact finder since 1992. Experienced in all matters of contract interpretation and employee discipline, private and public sector. Railway Labor Act arbitration: National Railroad Adjustment Board Special Boards of Adjustment and Public Law Boards.

MEDIATION & FACT FINDING EXPERIENCE:

NYS PERB Mediation Panel
NYS Dispute Resolution Center, Weedsport, New York

OTHER RELEVANT OR EQUIVALENT EXPERIENCE:

Arbitration Board Chair: CSXT/BMWE
CSXT/BRS
Metro North Commuter RR/American Railway Supervisors Association
Metro North Commuter RR/Transport Workers Union

PER DIEM FEE: \$1,500 GRIEVANCE ARBITRATION (MEDIATION: \$250/hr.)
\$1,800 INTEREST ARBITRATION (MEDIATION: \$400/hr.)

ADJOURNMENT FEE: One day's fee on fewer than 15 **business** days' notice

Nancy Faircloth Eischen

SIGNED AND SUBMITTED BY ARBITRATOR NANCY F. EISCHEN ON March 28, 2015

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BILLING DISCLOSURE STATEMENT

ARBITRATOR'S NAME: **NANCY FAIRCLOTH EISCHEN**

The following is a description of my fees and expenses:

A) HEARING TIME.

(1) My per diem fee (**Grievance: \$1,500/Interest \$1,800**) is charged for each day or any part thereof spent hearing a case.

(2) If a hearing day exceeds ___ hours, I charge:

_____ a second full per diem _____ a prorated per diem
 X no additional charge _____ other (describe)

(3) Additional comments:

B) STUDY TIME.

(1) I charge **\$1,500** for each day spent in preparation of the **grievance arbitration** opinion and award.
I charge **\$1,800** for each day spent in preparation of the **interest arbitration** opinion and award.

(2) This charge X will ___ will not be prorated for partial days devoted to such preparation.

(3) Additional comments: Grievance mediation: \$250/hr.; Interest Mediation: \$400/hr.

C) TRAVEL TIME AND EXPENSES.

(1) When travel time exceeds 1 hours in a calendar day:

_____ Not applicable (no additional charge)
 X I charge as follows (describe): **\$200/hr.**

(2) I charge for actual, travel-related expenses incurred in connection with the case X YES _____ NO.

Where appropriate, a mileage charge for auto travel will be billed at:

 X Prevailing IRS rate _____ Other (describe):

(3) When the scheduled hearing day(s) requires an overnight stay:

 X There is no charge, other than for lodging and subsistence.
_____ I charge as follows (describe):

(4) Additional Comments: **I charge actual expenses for Lodging and Subsistence.**

D) POSTPONEMENT OR CANCELLATION FEES.

One (1) days' per diem fee for each scheduled day will be charged unless I receive notice of a postponement or cancellation:

_____ within _____ calendar days of the scheduled hearing date

X other (describe): **FIFTEEN (15) BUSINESS DAYS** BEFORE THE SCHEDULED HEARING DATE

E) ADDITIONAL CHARGES. I charge separately for expenses incurred in connection with the following:

Docketing (describe): _____ Yes No

Duplication Yes No

Fax Yes No

Finance or late payment charge (describe): _____ Yes No

Postage Yes No

Secretarial Yes No

Telephone Yes No

Other (describe): ACTUAL COST OF COURIER (FED EX, UPS)

F) GENERAL TERMS.

(1) Billing for fees and expenses will be divided equally between the parties unless otherwise required by the collective bargaining agreement or the conditions of the appointment.

(2) Other conditions (describe): RIGHT RESERVED TO INTERIM BILL FOR FEES AND EXPENSES.

G) OTHER INFORMATION/COMMENTS: COURIER ADDRESS AND FAX AVAILABLE UPON REQUEST.

Nancy Faircloth Eischen

SIGNED AND SUBMITTED BY ARBITRATOR NANCY F. EISCHEN ON March 28, 2015

IMPORTANT

THIS FORM IS NOT INTENDED TO SUGGEST THE SERVICES FOR WHICH AN ARBITRATOR SHOULD OR SHOULD NOT CHARGE. IT PRESENTS THE MOST RECENT INFORMATION PROVIDED BY THE NAMED ARBITRATOR TO THE NEW YORK STATE PUBLIC EMPLOYMENT RELATIONS BOARD, WHICH BEARS NO RESPONSIBILITY FOR ERRORS OR OMISSIONS CONTAINED ON THE FORM, OR FOR VARIANCES IN ACTUAL PRACTICE BY THE ARBITRATOR.