

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

RESUME OF PANEL ARBITRATOR

FULL NAME: MONTE KLEIN

CITY, STATE, ZIP: New York, NY 10021

OCCUPATION: Arbitrator/Mediator/Attorney

EDUCATION:

J.D., Albany Law School of Union University 1978

B.S., Cornell University, School of Industrial and Labor Relations 1975

PROFESSIONAL AFFILIATIONS:

Board Member, NYS Public Employment Relations Board

Member, American Arbitration Association panel of labor relations neutrals

ARBITRATION EXPERIENCE & TYPES OF ISSUES OR GRIEVANCES DISPOSED OF:

Compensation, discipline and discharge, arbitrability, health insurance, holidays, leave provisions, overtime, seniority, General Municipal Law, interest arbitration, permanent umpire in several collective bargaining agreements.

Chair, Waterfront Commission Employment Relations Panel for the Waterfront Commission of NY Harbor 2008-2016. The panel oversees the labor relations between the Commission and the employee organizations that represent its employees. The panel hears and decides contract grievances, improper practice charges and representation disputes and provides mediation and arbitration services.

MEDIATION & FACT-FINDING EXPERIENCE:

As PERB's Director of Employment Practices and Representation, 1996-2016 I was responsible for administration of the Taylor Law's and the State Employment Relations Act's improper practices and representation provisions. I issued decisions in such matters, mediated disputes to voluntary resolution and supervised the work of PERB's administrative law judges. As administrative law judge 1978-1996 I presided over and heard improper practice charges, issued decisions and settled the vast majority of assigned cases.

OTHER RELEVANT OR EQUIVALENT EXPERIENCE:

Conducted many seminars in public sector labor relations for neutrals, labor and management.

PER DIEM FEE: \$ 1500

ADJOURNMENT FEE: \$ 1500 if matter is cancelled or postponed with fewer than 14 calendar day's notice

SUBMITTED BY ARBITRATOR KLEIN ON JANUARY 23, 2019

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BILLING DISCLOSURE STATEMENT

ARBITRATOR'S NAME: **MONTE KLEIN**

The following is a description of my fees and expenses:

A) HEARING TIME.

(1) My per diem is \$1500 for each day or any part thereof spent hearing a case.

(2) If a hearing day exceeds 8 hours, I charge:

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

(3) Additional comments:

B) STUDY TIME.

(1) I charge \$ 1500 for each day spent in preparation of the opinion and award.

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

(3) Additional comments:

C) TRAVEL TIME AND EXPENSES.

(1) When travel time plus hearing time exceeds 9 hours in a calendar day:

- Not applicable (no additional charge)
 I charge as follows (describe): pro rata per diem for travel time

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

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

- Prevailing IRS rate Other (describe):

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

There is no charge, other than for lodging and subsistence.

I charge as follows (describe): **TRAVEL ON DAY OTHER THAN HEARING DAY WILL BE CHARGED PRO RATA**

(4) Additional Comments:

D) POSTPONEMENT OR CANCELLATION FEES.

A fee of \$ 1500 will be charged unless I receive notice of a postponement or cancellation:

- Within calendar days of the scheduled hearing date
- Other (describe): More than 14 calendar days prior to 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):

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):

G) OTHER INFORMATION/COMMENTS:

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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.