

**Public Employment Relations Board
80 Wolf Road, Suite 500
Albany, NY 12205-2656**

RESUME OF PANEL ARBITRATOR

MARTIN ELLENBERG

Occupation: ARBITRATOR

WHITE PLAINS, NY 10605-3702

EDUCATION:

B.S., SOCIAL SCIENCES, CITY COLLEGE OF NEW YORK

M.A., LABOR ECONOMICS, COLUMBIA UNIVERSITY ; J.D., NEW YORK UNIVERSITY SCHOOL OF LAW

PROFESSIONAL AFFILIATIONS:

National Academy of Arbitrators-Former Chair, NY Metro Region, Former Chair, Committee on Public Employment Disputes Settlement. NYS Bar Assn/Labor & Employment Law Section. Industrial Relations Research Assn: Member – NYC, Hudson Valley, LI Chapters; Former President-NYC & Hudson Valley Chapters; Former Member – National Executive Board.

ARBITRATION EXPERIENCE & TYPES OF ISSUES OR GRIEVANCES DISPOSED OF:

Arbitration Panels: AAA: Labor and Employee Benefits Claims Panels. FMCS. NY State: Public Employment Relations Board: Grievance and Interest Arbitrator, Fact Finder, Mediator; Employment Relations Board; Education Dept. §3020-a Panel of Chairpersons; Civil Service Dept. Hearing Officer. NYC: Office of Collective Bargaining: Arbitrator, Mediator and Impasse Panelist. NJ: Arbitrator; Public Employment Relations Commission: Grievance Arbitrator, Fact Finder, Mediator and Special Panel of Interest Arbitrators; State Board of Mediation. Westchester and Suffolk County PERBs.

Employer/Union Panels: NY State/CSEA, PEF, UUP, NYC/DC37 Civil Service Technical Guild (Engrg & Scientific Hearings). US Dept of Homeland Security/AFGE. Nursing Homes/1199 and 670 RWDSU, UFCW. Orangetown, NY/PBA. US Postal Service/APWU; NALC (Expedited). Bituminous Coal Operators' Assn/United Mine Workers. Con Edison/1-2 Utility Workers (Safety). NY Eye & Ear Infirmary/NY State Nurses. Bldg Service Mgmts/32BJ SEIU and 670 RWDSU, UFCW. NY Produce Trade Assn/202 Teamsters.

Public/Private Sectors: Varied heavy, light manufacturing/metal working, electronics, transportation, retail, service industries, hospitals, nursing homes, social service agencies, police, fire-fighters, teacher/non-teaching school personnel, government agencies, public works, military, etc.

Issues: Contract interpretation, arbitrability, management rights, bargaining unit work, sub-contracting, discipline/discharge, job analysis/evaluation, wages, work assignment/schedules, seniority, lay-off/bumping, recall, promotion, discrimination/affirmative action, benefits, pension/welfare, working conditions, disability, safety, training, etc.

MEDIATION & FACT FINDING EXPERIENCE:

PERB Panel since 1971; Police, firefighters, correction officers, health, teacher/ non-teacher/administrative school personnel, public works, clerical, library, etc.

OTHER RELEVANT OR EQUIVALENT EXPERIENCE:

Full-time Neutral since 1985. Public Sector-NYS PERB Panel since 1971. Employee/Labor Relations – Ronson Corp, R.H. Macy & Co., Inc; S&S Corrugated Paper Machinery Co., Inc. Formerly: Trustee, IAM District 15 Health Fund. Training Consultant-EEO Compliance. Adjunct Faculty-NYU, Pace Grad School of Business; Chair-NYU and Farleigh Dickinson U. Industrial Relations Forums; AAA Seminar Panels.

PER DIEM FEE: \$1,800

ADJOURNMENT FEE: Per Diem, if notified less than 23 days prior to hearing.

SIGNED AND SUBMITTED BY ARBITRATOR ELLENBERG ON SEPTEMBER 19, 2011

Public Employment Relations Board
80 Wolf Road, Suite 500
Albany, NY 12205-2656

BILLING DISCLOSURE STATEMENT

ARBITRATOR'S NAME: MARTIN ELLENBERG

The following is a description of my fees and expenses:

A) HEARING TIME.

(1) My per diem is \$1,800 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 \$1,800 for each day spent in preparation of the opinion and award.

(2) This charge X 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 ____ hours in a calendar day:

____ Not applicable (no additional charge)

X I charge as follows (describe): ONLY IF TRAVEL IS REQUIRED ON A DAY IN ADDITION
TO THE DAY OF HEARING.

(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:

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

X I charge as follows (describe): LODGING AND SUBSISTENCE AND PRO RATED PER
DIEM WHEN APPROPRIATE.

(4) Additional Comments:

D) POSTPONEMENT OR CANCELLATION FEES.

A fee of **\$1,800** will be charged unless I receive notice of a postponement or cancellation:

_____ within _____ calendar days of the scheduled hearing date

_____ **X** other (describe): If notified less than 23 DAYS prior to hearing.

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

Docketing (describe): _____ Yes **X** No

Duplication Yes **X** No

Fax Yes **X** No

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

Postage Yes **X** No

Secretarial Yes **X** No

Telephone Yes **X** 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.

SIGNED AND SUBMITTED BY ARBITRATOR MARTIN ELLENBERG DATED SEPTEMBER 19, 2011

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.