Cornell/CGSU – Election
March 16, 2017 ORDERS

After reviewing the parties’ positions during our conference call yesterday, I am issuing the following orders:

1. The University shall transmit to the Arbitrator and the Union, on a strictly confidential basis, the names of all eligible voters who opted out of personal information disclosures pursuant to the Family Educational Rights Privacy Act (“FERPA”)(“No Directory”).

A) Any individual who seeks a protective order from me shall be granted such as follows:

(1) If a No Directory individual, then no directory information shall be provided to the American Arbitration Association and the Union, except for his/her name on the Excelsior List.

(2) If the individual is not No Directory, only the mailing address shall be withheld from the American Arbitration Association and the Union on the Excelsior List.

(3) Protective orders shall be provided only to individuals who contact me no later than 5:00 p.m. (EDT) this Thursday, March 16, 2017.

(4) The Excelsior List is to be provided to the Union and the American Arbitration Association no later than 10:00 a.m., Monday, March 20, 2017.

(5) The University shall provide the Union with a list of voters already sent to the American Arbitration Association forthwith if it has not already done so.
2. Those students who are deemed in absentia as described during our conference call shall receive mail ballots which must be returned by March 24, 2017 to the American Arbitration Association. The names of these students shall be segregated and provided to the Union and the American Arbitration Association. The Union shall have the right to challenge these ballots.

If they are challenged and determinative of the outcome of the election, I shall hold a hearing to decide if they were properly cast.

Howard C. Edelman, Esq.
Arbitrator