

**ARTICLE 40
DURATION**

A. DURATION

The terms and conditions of this Agreement shall remain in full force and effect commencing at 12:00 midnight on August 25, 2005, and shall terminate at 11:59 p.m. on July 31, 2010.

B. NEGOTIATIONS OF A SUCCESSOR AGREEMENT

On August 1, 2010, the entire contract may be opened for the purpose of negotiating amendments to any Article. Timely notice, as provided below, shall impose the duty to engage in meeting and conferring for the purposes of negotiating amendments to the Article(s) specified. Neither party shall have any obligation or requirement to negotiate any provisions of any Article(s) not timely noticed.

1. No later than October 15, 2009, the University and the UC-AFT shall meet for one day, or as mutually agreed, to discuss each Article of the contract and present issues of interest for the successor bargaining. During this meeting, the parties shall alternate being the first party to present its issues of interest on each article.
2. Each party must provide the other with written notice of its selected article(s) and a list of bargaining team members by no later than January 10, 2010. Included in such notice shall be each party's written contract language proposals for the articles subject to negotiations.
3. By January 31, 2010 the parties shall set a mutually agreeable start date for the negotiations.

- C.** In the event that neither party gives timely notice as set forth in this section, this MOU shall remain in effect on a year-to-year basis, from July to July. In the event that the MOU continues in this manner, the parties shall provide written notice of selected articles and a list of bargaining team members for a successor MOU no later than January 1 of the applicable year. Thereafter, the parties shall follow the requirements for negotiations of a successor agreement as set forth in B., above.