

STATE OF DELAWARE
PUBLIC EMPLOYMENT RELATIONS BOARD

MUNICIPAL SERVICES COMMISSION,)	
)	
Charging Party)	
)	
v.)	
)	<u>ULP NO. 02-06-359</u>
)	
AMERICAN FEDERATION OF STATE,)	
COUNTY AND MUNICIPAL)	
EMPLOYEES, AFL-CIO, AND)	
LOCAL UNION NO. 3606,)	
)	
Respondent.)	

ORDER OF DISMISSAL

1. MUNICIPAL SERVICES COMMISSION (“MSC”) is a public employer within the meaning of the Public Employment Relations Act, 19 Del. C. Section 1302(p).

2. The AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES, AFL-CIO, and LOCAL 3606 (“AFSCME”) is an employee organization within the meaning of 19 Del. C. Section 1302(i) of the Public Employment Relations Act, and the exclusive bargaining representative within the meaning of 19 Del.C. Section 1302(j), of certain employees of the MSC.

3. On June 17, 2002, the Municipal Services Commission (“MSC”) filed an Unfair Labor Practice Charge, alleging AFSCME Local 3606 violated 19 Del.C. Section 1307 (b)(4), by refusing to sign the collective bargaining agreement negotiated by and between MSC and AFSCME Local 3606.

4. On or about June 20, 2002, AFSCME Local 3606 filed its Answer to the Charge, advising MSC that an executed copy of the collective bargaining agreement would be forwarded to MSC by the close of business on June 20, 2002.
5. By letter to the Public Employment Relations Board dated July 26, 2002, MSC confirmed execution of a collective bargaining agreement between the parties pursuant to the provisions agreed to by the parties during mediation and requested dismissal of the Unfair Labor Practice Charge.
6. Pursuant to the request of MSC, and without objection by AFSCME, the request for dismissal is granted.

WHEREFORE, this Charge is hereby dismissed.

IT IS SO ORDERED.

/s/Charles D. Long, Jr.

CHARLES D. LONG, JR.

Executive Director

Public Employment Relations Board

DATED: January 10, 2003