

STATE OF DELAWARE  
PUBLIC EMPLOYMENT RELATIONS BOARD

|  |   |                                  |
|--|---|----------------------------------|
| CAPITAL EDUCATIONAL SECRETARIES ASSOCIATION, DSEA/NEA, | : |                                  |
|  | : |                                  |
| Petitioner,  | : | Review of Decision Below         |
|  | : |                                  |
| CAPITAL SCHOOL DISTRICT,                               | : | <u>Rep. Pet. No. 92-08-077 A</u> |
|  | : |                                  |
| Respondent.  | : |                                  |

Having conscientiously reviewed the entire record, the Board unanimously concludes that there is no basis to support the appeal filed by the Capital Educational Secretaries Association, DSEA/NEA, in the above-cited case.

We agree fully, in particular, with that portion of the Executive Director's Order asserting that the time period established by §4011(b) of 14 Del.C. Chapter 40, is "clear and unambiguous" and that with the adoption of Regulation 3.4(9) of Article II of the PERB's Rules and Regulations, Representation Proceedings, the PERB established that "the same 60 day period set forth in 14 Del.C. §4011(b) for the filing of a decertification petition also applies to the filing of a petition seeking the modification of an existing bargaining unit". Capital Educational Secretaries Association, DSEA/NEA, Decision of the Executive Director, Rep. Pet. 92-08-077 (12/23/92) at p. 6.

The December 23, 1992 decision of the Executive Director is, accordingly, fully affirmed.

IT IS SO ORDERED.

  
ARTHUR A. SLOANE, Chair

  
HENRY E. KRESSMAN, Member

  
R. ROBERT CURRIE, JR., Member

DATE: February 15, 1993