

STATE OF DELAWARE
PUBLIC EMPLOYMENT RELATIONS BOARD

UNITED FOOD AND COMMERCIAL WORKERS	:	
UNION, LOCAL 27,	:	
	:	
Charging Party,	:	
	:	ULP 12-09-875
v.	:	
	:	
STATE OF DELAWARE, THE FAMILY COURT	:	
OF THE STATE OF DELAWARE,	:	
	:	
Respondent.	:	

ORDER OF DISMISSAL

1. The State of Delaware (“State”) is a public employer within the meaning of 19 Del. C. §1302(p) of the Public Employment Relations Act, 19 Del.C. Chapter 13 (“PERA”). The Family Court of the State of Delaware (“Family Court”) is an agency of the State.

2. The United Food and Commercial Workers Union, Local 27 (“UFCW”) is an employee organization within the meaning of §1302(i) of the PERA and is the exclusive bargaining representative of certain employees of the Family Court within the meaning of 19 Del.C. §1302(j).

3. UFCW and Family Court are parties to a collective bargaining agreement which had a term of June 5, 2007 through June 4, 2010. The terms of the 2007 – 2010 agreement remained in effect for all times relevant to the processing of this Charge.

4. On or about September 19, 2012, the UFCW filed an unfair labor practice charge (“Charge”) alleging conduct by Family Court in violation of 19 Del.C. §1307(a)(5), (a)(6) and

(a)(8) of the Act.

5. On or about September 28, 2012, the State filed its Answer to the Charge, including New Matter.

6. On or about October 9, 2012, the UFCW filed its Response to New Matter.

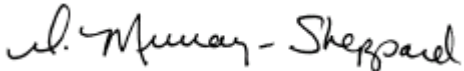
7. On or about December 3, 2012, a Probable Cause Determination was issued by the Public Employment Relations Board (“PERB”), directing that a hearing be convened to receive evidence and argument. Pursuant to that Order, a hearing was scheduled and noticed for February 13, 2013. Prior to the scheduled hearing, the parties mutually requested the hearing be postponed to allow them to explore settlement options.

8. By letter dated March 7, 2013, the UFCW advised PERB the parties had reached a settlement agreement and requested to withdraw the unfair labor practice charge.

WHEREFORE, this unfair labor practice charge is hereby dismissed.

IT IS SO ORDERED.

Date: March 8, 2013


DEBORAH L. MURRAY-SHEPPARD
Executive Director
Del. Public Employment Relations Bd.