

STATE OF DELAWARE
PUBLIC EMPLOYMENT RELATIONS BOARD

AMALGAMATED TRANSIT UNION, LOCAL 842)	
)	
Charging Party,)	
)	
v.)	<u>ULP No. 13-03-890</u>
)	
STATE OF DELAWARE, DELAWARE TRANSIT CORPORATION,)	Order of Dismissal
)	
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 Delaware Transit Corporation (“DTC”) is an agency of the State.

2. The Amalgamated Transit Union (“ATU”) is an employee representative within the meaning of §1302(i) of the PERA. By and through its affiliated Local 842, the ATU is the exclusive bargaining representative of “all hourly rated Operating and Maintenance employees” of DTC, within the meaning of §1302(j), of the Act.

3. The ATU and DTC are parties to two collective bargaining agreements which cover the bargaining units of “all hourly operating and maintenance employees” and the “state-wide paratransit and greater Dover area fixed route employees.”

4. On or about March 11, 2013, ATU filed an unfair labor practice charge alleging DTC violated §1307 (a)(1) and/or (a)(5) of the Act.

5. On or about March 27, 2013, the State filed its Answer to the Charge, including New Matter.

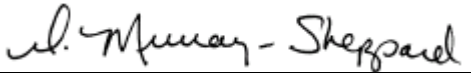
6. On or about April 8, 2013, ATU requested an extension of time in which to file its Response to the New Matter included in the Answer, in order to provide the opportunity for the parties to discuss a mutually acceptable resolution of the underlying issues.

8. By email dated April 29 2013, the State's representative provided notice that the parties had successfully negotiated a resolution to the underlying Charge. The email included a copy of the settlement agreement, executed by representatives of ATU Local 842 and of DTC on April 29, 2013.

WHEREFORE, this unfair labor practice charge is hereby dismissed.

IT IS SO ORDERED.

Date: April 29, 2013


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