

**STATE OF DELAWARE**

**PUBLIC EMPLOYMENT RELATIONS BOARD**

<b>CORRECTIONAL OFFICERS ASSOCIATION OF DELAWARE,</b>	:	
	:	
	:	
Charging Party,	:	
	:	
v.	:	<b>ULP No. 14-10-976</b>
	:	
<b>STATE OF DELAWARE, DEPARTMENT OF CORRECTION,</b>	:	<b>ORDER OF DISMISSAL</b>
	:	
	:	
Respondent.	:	

**BACKGROUND**

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

2. The Correctional Officers Association of Delaware (COAD) is an employee organization within the meaning of 19 Del.C. §1302(i) and the exclusive bargaining representative of certain employees of DOC within the meaning of 19 Del.C. §1302(j).

3. COAD and DOC are parties to a collective bargaining agreement which covers a bargaining unit of correctional officers, pursuant to 19 Del.C. §1311A, which has a term of July 1, 2014 through June 30, 2015.

4. On or about October 6, 2014, COAD filed an unfair labor practice charge (Charge) with the Public Employment Relations Board (PERB) alleging conduct by DOC in

violation of 19 Del.C. §1307 (a)(5) and (a)(6).<sup>1</sup>

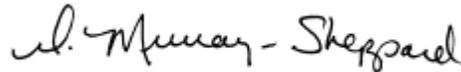
5. DOC requested and was granted an extension in which to file its Answer to the Charge, in order to allow the parties the opportunity to explore settlement options.

6. By letter dated October 20, 2014, COAD advised PERB the dispute has been resolved to the mutual satisfaction of the parties, and voluntarily requested to withdraw its Charge.

**WHEREFORE**, this unfair labor practice charge is hereby dismissed.

**IT IS SO ORDERED.**

DATE: October 21, 2014



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

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<sup>1</sup> §1307 (a) It is an unfair labor practice for a public employer or its designated representative to do any of the following:

- (5) Refuse to bargain collectively in good faith with an employee representative which is the exclusive representative of employees in an appropriate unit, except with respect to a discretionary subject.
- (6) Refuse or fail to comply with any provision of this chapter or with rules and regulations established by the Board pursuant to its responsibility to regulate the conduct of collective bargaining under this chapter.