

STATE OF DELAWARE

PUBLIC EMPLOYMENT RELATIONS BOARD

INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 1590,	:	
	:	
	:	
Charging Party,	:	
	:	
v.	:	ULP No. 14-10-978
	:	
CITY OF WILMINGTON, DELAWARE,	:	ORDER OF DISMISSAL
	:	
Respondent.	:	

BACKGROUND

1. The International Association of Firefighters, Local 1590, (“IAFF”) is an employee organization within the meaning of §1602(f) of the Police Officers and Firefighters Employment Relations Act, 19 Del.C. Chapter 16 (“POFERA”). It is the exclusive bargaining representative of City of Wilmington Fire Department employees holding the ranks of Firefighter, Lieutenant, Captain and Battalion Chief, within the meaning of §1602 (g) of the POFERA. *DOL Case 261.*

2. The City of Wilmington, Delaware (“City”) is a public employer within the meaning of §1602(l) of the POFERA.

3. The IAFF and the City are parties to a collective bargaining agreement which has a term of July 1, 2010 through June 30, 2012. The parties are and have been engaged in negotiations for a successor agreement.

4. On or about October 6, 2014, the IAFF filed an unfair labor practice charge with the Public Employment Relations Board (“PERB”), asserting the City has engaged in conduct in

violation of 19 Del.C. §1607(a)(1), (a)(5) and (a)(6).¹

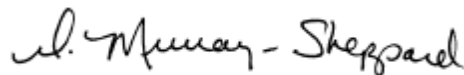
5. The City twice requested extensions to file its answer to the charge, without objection from the IAFF. Both parties confirmed they were engaged in settlement discussions.

6. By letter dated January 22, 2015, the IAFF advised the Public Employment Relations Board the parties had amicably resolved the underlying dispute, and requested to withdraw the Charge, without prejudice.

WHEREFORE, this unfair labor practice charge is hereby dismissed, without prejudice.

IT IS SO ORDERED.

DATE: January 27, 2015



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

¹ §1607 (a) It is an unfair labor practice for a public employer or its designated representative to do any of the following:

- (1) Interfere with, restrain or coerce any employee because of the exercise of any right guaranteed under this chapter.
- (5) Refuse to bargain collectively in good faith with an employee representative which is the exclusive representative of employees in an appropriate unit.
- (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.