

STATE OF DELAWARE

PUBLIC EMPLOYMENT RELATIONS BOARD

INTERNATIONAL LONGSHOREMEN’S ASSOCIATION,)	
LOCAL 1694-1,)	
)	
Charging Party,)	
)	
v.)	<u>ULP No. 13-04-894</u>
)	
)	Order of Dismissal
DIAMOND STATE PORT CORPORATION,)	
)	
Respondent.)	

Appearances

Claiborne S. Newlin, Esq. & Bernard N. Katz, Esq., Meranze, Katz, Gaudio & Newlin, for ILA 1694-1

Aaron Shapiro, SLREP/HRM/OMB, for DSPC

1. The International Longshoremen’s Association (ILA) is an employee organization within the meaning of 19 Del.C. §1302(i). By and through its affiliated Local Union 1694-1, it is the exclusive bargaining representative of a unit of Diamond State Port employees, within the meaning of 19 Del.C. §1302(j).

2. The Diamond State Port Corporation (DSPC) 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).

3. On April 1, 2013, the ILA filed an unfair labor practice charge with the Public Employment Relations Board (PERB) alleging conduct by DSPC in violation of §§ 1307(a) (1), (3), (4), (5), (6) and (7) of the PERA.

4. On April 23, 2013, DSPC filed its Answer and New Matter in response to the

Charge.

5. At the ILA's request and without objection from DSPC, the Charge was placed in abeyance on April 29, 2013, in support of the parties' efforts to resolve the dispute. When these efforts proved unsuccessful, the abeyance was lifted on March 24, 2014.

6. The ILA responded to DSPC's New Matter on March 28, 2014.

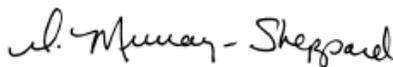
7. Thereafter, the parties were engaged in negotiations and mediation concerning the terms of a successor collective bargaining agreement to the October 1, 2010 through September 30, 2013 agreement. On or about March 12, 2015, the parties entered into an agreement which resolved this unfair labor practice charge and modified the existing bargaining unit certification.

8. This charge remained open pending ratification and approval of the new collective bargaining agreement which had a term of October 1, 2013 through September 30, 2016. The agreement was signed on April 27, 2015.

WHEREFORE, this unfair labor practice charge is hereby dismissed.

IT IS SO ORDERED.

DATE: January 24, 2017



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