

**STATE OF DELAWARE**  
**PUBLIC EMPLOYMENT RELATIONS BOARD**

<b>DELAWARE STATE AND FEDERAL EMPLOYEES</b>	:	
<b>LOCAL 1029, LABORERS INTERNATIONAL UNION</b>	:	
<b>OF NORTH AMERICA, AFL-CIO,</b>	:	
	:	<b>Unfair Labor Practice Charge</b>
Charging Party,	:	<b><u>No. 21-06-1275</u></b>
	:	
v.	:	
	:	<b>ORDER OF DISMISSAL</b>
<b>DEPARTMENT OF SAFETY AND HOMELAND SECURITY,</b>	:	
<b>DIVISION OF FORENSIC SCIENCE,</b>	:	
	:	
Respondent.	:	

**Appearances**

*Gurvis Miner, Business Manager, LiUNA Local 1029*  
*Krishna Hawkins, DHR/SLREP, for DSHS, DFS*

1. The State of Delaware (“State”) is a public employer within the meaning of 19 Del. C. §1302(p). The Department of Safety and Homeland Security (“DSHS”) is an agency of the State. The Division of Forensic Science (“DFS”) is a division of DSHS.
2. The Delaware State and Federal Employees Local 1029 of the Laborers International Union of North America, AFL-CIO, (“LiUNA Local 1029”) is an employee organization within the meaning of 19 Del. C. §1302(i) and is the exclusive bargaining representative of a bargaining unit of DSHS/DFS employees within the meaning of 19 Del. C. §1302(j). LiUNA Local 1029 represents the bargaining unit which includes “All Full-time and Part-time employees of the Department of Safety and Homeland Security, Division of Forensic Science (excluding supervisory and confidential employees as defined in 19 Del. C. Chapter 13).” DOL Case 221.
3. On June 25, 2021, LiUNA Local 1029 filed an unfair labor practice charge

with the Delaware Public Employment Relations Board (“PERB”) alleging conduct by the State in violation of 19 Del. C. §1307(a)(1) and (a)(5). The State filed its Answer to the Charge, including New Matter, on July 7, 2021. LiUNA Local 1029 responded to the New Matter included in the Answer on July 16, 2021.

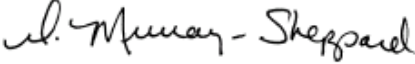
4. A Probable Cause Determination was issued on December 14, 2021, finding sufficient support in the pleadings to believe there may have been a violation of the PERA. A hearing was scheduled for January 24, 2022.

5. By email dated January 19, 2022, LiUNA Local 1029 advised the Public Employment Relations Board that the parties had entered into an amicable settlement which resolved the issues raised in the charge and requested to withdraw the Charge.

**WHEREFORE**, this unfair labor practice charge is hereby dismissed and the hearing scheduled for January 24, 2022 is cancelled.

**IT IS SO ORDERED.**

DATE: January 20, 2022

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