

STATE OF DELAWARE

PUBLIC EMPLOYMENT RELATIONS BOARD

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| SELBYVILLE POLICE, FRATERNAL ORDER OF | : | |
| POLICE LODGE 22, | : | UNFAIR LABOR PRACTICE CHARGE |
| | : | <u>No. 23-12-1391</u> |
| Charging Party, | : | |
| | : | _____ |
| V. | : | |
| | : | |
| TOWN OF SELBYVILLE, DELAWARE | : | ORDER OF DISMISSAL |
| | : | |
| Respondent. | : | |

Appearances

Timothy P. Mullaney, Sr., Esq., for FOP Lodge 22
Aaron Shapiro, Esq., Connolly Gallagher, for Town of Selbyville

BACKGROUND

1. The Town of Selbyville, Delaware (“Town”) is a public employer within the meaning of 19 Del. C. §1602(13)(a) of the Police Officers and Firefighters Employment Relations Act, 19 Del. C. Chapter 16 (“POFERA”).

2. Fraternal Order of Police Lodge 22 (“FOP Lodge 22”) is an employee organization within the meaning of 19 Del. C. §1602(7). It is the exclusive bargaining representative of a bargaining unit of Selbyville Police Officers within the meaning of 19 Del. C. §1602(8). FOP Lodge 22 was certified as the exclusive bargaining representative of the unit of “All Police Officers employed by the Town of Selbyville at and below the rank of Lieutenant”, on October 19, 2022. DOL Case 257.

3. FOP Lodge 22 and the Town are currently engage in negotiating an initial collective bargaining agreement.

4. On December 11, 2023, FOP Lodge 22 filed an unfair labor practice charge alleging the Town had violated 19 Del. C. §1607 (a)(5) and (a)(8) by failing or refusing to provide public documents (including the salary rates/scale and employment contracts for the Chief and Captain of the Town’s Police Department) which FOP Lodge 22 requested as part of the ongoing negotiation process. The FOP requested expedited processing “... as the negotiations are in the final stage”, asserting the information was necessary to formulate the FOP’s position going forward. *Charge ¶8.*

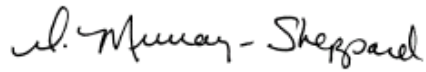
5. Prior to filing an Answer to the Charge, the Town provided the requested information to FOP Lodge 22.

6. By email dated December 19, 2023, FOP Lodge 22 requested to withdraw its Charge.

WHEREFORE, this unfair labor practice charge is hereby dismissed.

IT IS SO ORDERED.

DATE: December 21, 2023



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