



State of Delaware
 Public Employment Relations Board
 4th Floor, Carvel State Office Building
 820 N. French Street
 Wilmington, Delaware 19801

Telephone: (302) 577-5070
 Facsimile: (302) 577-3297
<https://perb.delaware.gov>

AMALGAMATED TRANSIT UNION, LOCAL 842, : Representation Petition
 and : No. 24-02-1399
 DELAWARE TRANSIT CORPORATION. : MODIFICATION

**DTC Service Supervisors assigned to Paratransit Operations statewide
 and Fixed Route Service Supervisors in Kent and Sussex Counties**

NOTICE OF MODIFICATION HEARING

A hearing in the above-captioned matter will be convened by the Public Employment Relations Board on the question of representation raised by the ATU’s petition which seeks to modify the existing bargaining unit of Paratransit and Greater Dover Area DTC employees.

The State objects to the inclusion of the Service Supervisors, asserting they are ineligible for inclusion in the bargaining unit because they are supervisory employees within the meaning of 19 *Del. C.* §1302(s):

(s) “Supervisory employee” means any employee of a public employer who has the authority, in the interest of the public employer, to hire, transfer, suspend, layoff, recall, promote, discharge, assign, reward or discipline other employees, or responsibility to direct them, or to adjust their grievances, or effectively to recommend such actions, if the exercise of such authority is not a merely routine or clerical nature, but requires the use of independent judgment.

The purpose of this hearing will be to receive evidence and argument on which a determination can be made as to **whether the Service Supervisors assigned to Paratransit Operations statewide and Fixed Route Operations in Kent and Sussex County are statutory “supervisors” within the meaning of 19 *Del. C.* §1302(s).**

Affected parties have the right to appear in person and to give testimony during this hearing.

DATE: **Thursday, June 6, 2024**
 TIME: **10:00 a.m.**
 PLACE: **PERB Hearing Room**
 4th Floor, Carvel State Office Bldg.
 820 N. French Street
 Wilmington, DE 19801

DEBORAH L. MURRAY-SHEPPARD
 Executive Director, PERB

DATED: May 2, 2024