

STATE OF DELAWARE
PUBLIC EMPLOYMENT RELATIONS BOARD

DELAWARE STATE AND FEDERAL EMPLOYEES	:	
LOCAL 1029, LiUNA,	:	
	:	
Charging Party,	:	
	:	<u>ULP No. 24-05-1413</u>
v.	:	
	:	
STATE OF DELAWARE, JUSTICE OF THE	:	ORDER OF DISMISSAL
PEACE COURT,	:	
	:	
Respondent.	:	

APPEARANCES

Gurvis Miner, LiUNA Local 1029

*Rebecca Trifillis, Esq., Chief Staff Attorney, Delaware,
Justice of the Peace Court*

1. The State of Delaware (“State”) is a public employer within the meaning of 19 Del. C. §1302(p). The Justice of the Peace Court (“JP Court”) is part of the judicial branch of the State of Delaware government.

2. Delaware State and Federal Employees Local 1029, LiUNA (“LiUNA Local 1029”) is an employee organization. It the exclusive bargaining representative of a bargaining unit of Justice of the Peace Court employees as certified by the Public Employment Relations Board.

3. LiUNA Local 1029 and JP Court are parties to a current collective bargaining agreement, which establishes terms and conditions of employment for the bargaining unit through June 30, 2024.

4. The parties were and have been engaged in collective bargaining for terms

to a successor collective bargaining agreement.

4. On May 2, 2024, LiUNA Local 1029 filed an unfair labor practice charge with the Public Employment Relations Board (“PERB”) alleging JP Court has engaged in conduct in violation of 19 Del. C. §1307(a)(1), (a)(5), and (a)(7).¹ Specifically, the charge alleged that on or about April 30, 2024, JP Court failed and/or refused to bargain in good faith concerning the terms of a successor agreement by refusing to execute a tentative agreement reached by the parties through negotiations. It also alleges JP Court dealt directly with LiUNA’s shop stewards and bargaining committee members by “forwarding a unilaterally revised Article 27” which JP Court had refused to execute.

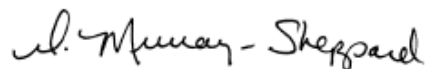
5. The Charge was forwarded to JP Court to respond on or before May 7, 2024.

6. By email dated late on May 2, 2024, LiUNA Local 1029 notified PERB that the underlying dispute had been settled and requested to withdraw this charge.

WHEREFORE, this unfair labor practice charge is hereby dismissed, as the underlying dispute was resolved by the parties.

IT IS SO ORDERED.

DATE: May 7, 2024



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

¹ 19 Del. C. §1307(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 in or 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, except with respect to a discretionary subject.
- (7) Refuse to reduce an agreement, reached as a result of collective bargaining, to writing and sign the resulting contract.