

STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD



DELANO UNION ELEMENTARY SCHOOL
DISTRICT,

Charging Party,

v.

DELANO ELEMENTARY TEACHERS
ASSOCIATION,

Respondent.

Case No. LA-CO-1290-E

PERB Decision No. 1925

October 1, 2007

Appearances: Atkinson, Andelson, Loya, Ruud & Romo by Salvador O. Holguin, Jr., Attorney, for Delano Union Elementary School District; California Teachers Association by Robert E. Lindquist, Staff Attorney, for Delano Elementary Teachers Association.

Before Shek, McKeag and Wesley, Members.

DECISION

McKEAG, Member: This case comes before the Public Employment Relations Board (Board) on appeal by Delano Union Elementary School District (District) of a partial dismissal of the unfair practice charge. The charge alleged that the Delano Elementary Teachers Association violated the Educational Employment Relations Act (EERA)ⁱ by failing to negotiate in good faith. The District alleged that this conduct constituted a violation of Section 3543.6(c).

By letter dated August 9, 2007, the District withdrew its appeal and the underlying unfair practice charge and notified the Board that the matter has been resolved.

ⁱEERA is codified at Government Code section 3540, et seq. Unless otherwise indicated, all statutory references herein are to the Government Code.

The Board has reviewed the entire record in this matter and finds the withdrawal to be in the best interests of the parties and to be consistent with the purposes of EERA.

Accordingly, the Board grants the withdrawal.

ORDER

The request by the Delano Union Elementary School District to withdraw its appeal and the underlying unfair practice charge in Case No. LA-CO-1290-E is hereby GRANTED.

Members Shek and Wesley joined in this Decision.