

STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD



ENGINEERS SOCIETY,

Charging Party,

v.

SANTA CLARA VALLEY WATER DISTRICT,

Respondent.

Case No. SF-CE-639-M

PERB Decision No. 2148-M

December 13, 2010

Appearance: Wylie, McBride, Platten & Renner by Christopher E. Platten, Attorney, for Engineers Society.

Before Dowdin Calvillo, Chair; McKeag and Wesley, Members.

DECISION

DOWDIN CALVILLO, Chair: This case is before the Public Employment Relations Board (Board) on appeal by Engineers Society (Society) of a Board agent's partial dismissal of its unfair practice charge. The charge alleged, in relevant part, that the Santa Clara Valley Water District violated the Meyers-Milias-Brown Act (MMBA)¹ when it refused to arbitrate a grievance filed by the Society. The Board agent dismissed this allegation, finding that it failed to establish a prima facie case of an unlawful unilateral change in the parties' grievance procedure.

By letter dated September 21, 2010, the Society notified the Board that it wished to withdraw its appeal of the partial dismissal because the parties had reached a settlement of the entire matter. Based on our review of the Society's letter, the executed settlement agreement, and the entire record in this matter, the Board finds withdrawal is in the best interests of the

¹ The MMBA is codified at Government Code section 3500 et seq.

parties and consistent with the purposes of the MMBA. Accordingly, the Board grants the Society's request to withdraw the appeal.

ORDER

The request by Engineers Society to withdraw its appeal of the partial dismissal in Case No. SF-CE-639-M is hereby GRANTED.

Members McKeag and Wesley joined in this Decision.