



**STATE OF NEW JERSEY
PUBLIC EMPLOYMENT RELATIONS COMMISSION**

PO Box 429
TRENTON, NEW JERSEY 08625-0429

ADMINISTRATION/LEGAL
(609) 292-9830

CONCILIATION/ARBITRATION
(609) 292-9898

UNFAIR PRACTICE/REPRESENTATION
(609) 292-6780

For Courier Delivery
495 WEST STATE STREET
TRENTON, NEW JERSEY 08618

FAX: (609) 777-0089

May 26, 2005

MEMORANDUM

TO: Commissioners

FROM: Robert E. Anderson
General Counsel

SUBJECT: Supplemental Report on Developments in the Counsel's Office Since April 28, 2005

The Honorable Barbara A. Curran of the Hudson County Superior Court has dismissed with prejudice the Complaint in Raefski v. Town of Harrison, Dkt. No. HUD-L-6557-04. The plaintiff, an individual employee, sought to vacate an interest arbitration award and sued his employer, his majority representative, and the interest arbitrator. The Court granted motions to dismiss filed by the Town and the arbitrator. These motions asserted that the Court has no jurisdiction over appeals of interest arbitration awards; an individual employee has no standing to bring such an action; the motion was untimely since it was not filed within 14 days of receiving the award; and the arbitrator had immunity.

REA:aat