



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

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August 9, 2007

MEMORANDUM

TO: Commissioners

FROM: Robert E. Anderson, General Counsel; Don Horowitz, Deputy General Counsel

SUBJECT: Supplemental Report to the Supplemental Report on Developments in the Counsel's Office Since August 1, 2007!

Commission Cases

An Appellate Division panel has affirmed Rutgers, The State Univ. and FOP Lodge 62, P.E.R.C. No. 2007-5, 32 NJPER 274 (¶113 2006), aff'd App. Div. Dkt. No. A-0485-06T5 (8/3/07) (copy attached). Given State v. State Troopers Fraternal Ass'n, 134 N.J. 393 (1993), police officers at Rutgers cannot arbitrate grievances asserting that they were discharged without just cause.

The Appellate Division has rejected a challenge to the results of a representation election involving the State's Correction Officers and other law enforcement officers. Policemen's Benevolent Ass'n, Local 105 won the election by a narrow margin. The court's decision affirms decisions of the Director of Representation and the Commission rejecting objections to the election. State of New Jersey and Policemen's Benevolent Ass'n, Local 105 and New Jersey State Corrections Ass'n, FOP Lodge 200, D.R. No. 2006-18, 32 NJPER 145 (¶66 2006), review denied P.E.R.C. No. 2006-92, 32 NJPER 223 (¶92 2006), aff'd A-5635-05T3 (08/09/07) (copy attached).

REA/DH:aat
Attachments