

**Notice:** This decision may be formally revised before it is published in the District of Columbia Register. Parties should promptly notify this office of any formal errors so that they may be corrected before publishing the decision. This notice is not intended to provide an opportunity for a substantive challenge to the decision.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
PUBLIC EMPLOYEE RELATIONS BOARD**

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<b>In the Matter of:</b>	)	
	)	
<b>Ronald Robertson,</b>	)	
	)	
<b>Complainant,</b>	)	
	)	
v.	)	<b>PERB Case No. 00-U-37</b>
	)	
	)	<b>Opinion No. 661</b>
	)	
<b>Fraternal Order of Police/Metropolitan Police</b>	)	
<b>Department Labor Committee,</b>	)	
	)	
<b>Respondent.</b>	)	
	)	
	)	
	)	
	)	
	)	
	)	

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**DECISION AND ORDER**

On August 24, 2000, Ronald Robertson (Complainant) filed an Unfair Labor Practice Complaint and Motion for Preliminary Relief, in the above-referenced case. The Complaint alleged that the Fraternal Order of Police/Metropolitan Police Department Labor Committee (FOP or union) violated D.C. Code Sec. 1-618.4(b)(1) by “not permitting [the Complainant] (a dues paying union member) to run for election.” (Comp. at par. 10). The Complainant asked for preliminary relief in order to postpone FOP’s August 30, 2000 election.<sup>1/</sup> (Mot. at par. 9).

After reviewing the pleadings, the Board denied the Complainant’s motion for preliminary relief. (See, Slip Op. No. 637). In addition, the Board directed that this matter be held in abeyance for sixty days. Also, paragraph 5 of the Order requires that “[FOP] provide evidence to the [Board] that the Complainant’s status has been changed and that he has received a refund from FOP.” The Board’s decision notes that once FOP submits evidence that the Complainant has received a refund, then the Complaint will be dismissed.

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<sup>1/</sup> The Complainant’s motion was filed on August 24<sup>th</sup>. As a result, FOP’s response was not due until August 31<sup>th</sup>. (See Board Rule 553.2). Therefore, the Board could not consider the motion prior to the August 30<sup>th</sup> election.

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On July 26, 2001, FOP submitted a copy of a refund check in the amount of \$1,047. This check was issued to the Complainant on July 25, 2001. In addition, FOP submitted a copy of a letter which was sent to MPD requesting that the Complainant's status be changed. In light of the above, we believe that FOP has complied with the Board's Decision and Order which was issued on November 9, 2000. As a result, we are dismissing the Complaint in this case.<sup>2</sup>

**ORDER**

**IT IS HEREBY ORDERED THAT:**

The Complaint is dismissed.

**BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD**  
Washington, D.C.

September 25, 2001

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<sup>2/</sup> In light of this determination, it is not necessary to address FOP's "Motion to Dismiss" which was recently filed.

**CERTIFICATE OF SERVICE**

This is to certify that the attached Decision and Order in PERB Case No. 00-U-37 was transmitted via Fax and/or U.S. Mail to the following parties on this 25<sup>th</sup> day of September 2001.

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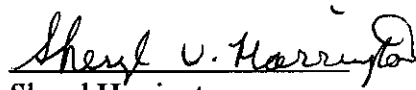
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