

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
PUBLIC EMPLOYEE RELATIONS BOARD

In the Matter of	)	
	)	
Allegro M. Kelsey	)	
	)	
Complainant,	)	PERB Case No. 80-U-03
	)	
vs.	)	PERB Opinion No. 16
	)	
District of Columbia	)	
Department of Corrections,	)	
	)	
Respondent	)	
	)	

DECISION AND ORDER

The "Petition" in this matter was filed on behalf of the Complainant, on July 14, 1980, charging the Respondent, Department of Corrections, with "...breach of the Negotiated Labor Agreement..." pursuant to "...District of Columbia Personnel Regulation 2-139...". Complainant seeks to have the District of Columbia Public Employee Relations Board (hereafter, "the Board") void his suspension and expunge any related documents from his personnel records and seeks back pay and attorney's fees.

Respondent filed its Answer on July 29, 1980, denying any violation of the District of Columbia Comprehensive Merit Personnel Act of 1978 (CMPA).

After investigating the matter and considering the facts, the Board determines that the Complaint fails to state a claim upon which relief can be granted pursuant to Section 1704 of the CMPA.

ORDER

It is hereby ordered that the Complaint filed herein is dismissed without prejudice.

BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD.

September 21, 1981