



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

July 25, 2002

MEMORANDUM

TO: Commissioners

FROM: Don Horowitz
Deputy General Counsel

SUBJECT: Supplemental Report on Developments in the Counsel's Office Since June 27, 2002

Commission Cases

The Trenton Superior Officers Association has appealed the Commission's May 30, 2002 decision in City of Trenton, P.E.R.C. No. 2002-70 which dismissed three consolidated complaints alleging that the City had engaged in unfair practices when it refused to promote the TSOA's President to the position of provisional chief.

The Union County Corrections PBA has filed an action in Superior Court, Law Division, seeking to enforce an interim relief order issued in County of Union, I.R. No. 2002-12.

Other Cases

In a unanimous decision issued yesterday, the Supreme Court held that there were genuine issues of fact bearing on the liability of Hudson County for sexual harassment by one of its supervisors. Gaines v. Bellino and County of Hudson, ___ N.J. ___ (A-47 7/24/2002). The victim was a female corrections officer. The County disciplined the superior officer who had engaged in offensive acts. The lower courts had granted summary judgment finding that the County had established and notified employees of its sexual harassment policy and had enforced it by disciplining the offending supervisor. The Supreme Court held that issues bearing on the effectiveness of the policy had to be resolved before the County could be found not liable.

DH:aat