



**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

November 17, 2003

**MEMORANDUM**

TO: Commissioners

FROM: Robert E. Anderson  
General Counsel

SUBJECT: Supplemental Report on Developments in the Counsel's Office Since  
October 30, 2003

**Other Cases**

In Crane v. Yurick, 2003 U.S. Dist. LEXIS 19130 (D.N.J. 2003), Judge Irenas held that N.J.S.A. 2A:157-10 creates an at-will employment relationship between a County Prosecutor and detectives in the Prosecutor's office and that therefore a detective cannot claim a property right to his job based on a just cause clause of a collective bargaining agreement. The detective could seek to prove, however, that he was terminated for union activity in violation of his First Amendment rights. The opinion does not discuss the Employer-Employee Relations Act or the Commission's jurisdiction to entertain an unfair practice charge.

REA:aat