



**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

September 28, 2000

MEMORANDUM

TO: Commissioners

FROM: Bob Anderson

RE: Supplemental Report on Developments in the Counsel's Office Since July 20, 2000

The Appellate Division has confirmed a grievance arbitration award in favor of a PBA local. *Borough of Kenilworth v. Kenilworth PBA Local 135*, App. Div. Dkt. No. A-244-99T2 (9/7/00). The grievance sought holiday and vacation days for an officer during a period of time when he was disabled. The arbitrator applied a "retention of benefits" clause to a practice of allowing disabled officers to receive the holiday and vacation time they would have received if working.