



DRAFT MINUTES

PERB held its regular monthly meeting on Thursday, February 22, 2024, at 1:00 p.m. via Webex Meeting Conference. Board Chairperson Douglas Warshof, presiding; Board Member Renee Bowser, Board Member Mary Anne Gibbons, and Board Member Peter Winkler were present.

Staff Attendance: Acting Executive Director Royale Simms, Attorney Advisor Elizabeth Slover, Attorney Advisor Rita Solomon, Administrative Officer Crystal Davis, Program Analyst Dawan Jones, and Senior Staff Assistant Gertie Elam.

The Board adopted the January 18, 2024, meeting minutes.

The Executive Director reported the following:

1. Case Management Report – 2 cases closed, 12 opened for a total of 30 cases currently open. 1 Superior Court Case closed. 3 mediations were held, and 1 hearing.
2. Second Tuesdays at PERB was held on February 13, 2024, and the encore of “the 1963 Sanitation Workers Strike Documentary” was shown. A discussion followed facilitated by Mr. John Higgins.

DOCKET:

Supervisory Attorney Advisor Royale Simms summarized the following matters on the docket for Board consideration:

- A. John Rosser and Laurine Ellis v. Fraternal Order of Police D.C. Department of Corrections Labor Committee and Executive Board Members Joseph Alexander and Adedeji Adebisi**
PERB Case No. 23-S-01

Summary: Complainants Rosser and Ellis brought this claim against the Union, alleging that its Executive Board members violated their rights to due process during the Union’s investigation and disposition of financial misconduct allegations brought forth by the Executive Board against the Complainants.

- B. Darlene Bryant, Edwin Hull, Dyson Anthony v. Fraternal Order of Police Department of Corrections Labor Committee**
PERB Case No. 23-S-05

Summary: Complainant FOP/DOC Labor Committee members filed this standard of conduct complaint against the Union's Executive Board. The Complainants allege that members of the Executive Board engaged in financial misconduct in violation of D.C. Official Code § 1-617.03(a)(5).

C. AFSCME District Council 20, Local 2401 v. Office of the Attorney General
PERB Case No. 23-U-02

Summary: Respondent OAG filed this motion for reconsideration of the Board’s decision in Opinion No. 1855.

D. District of Columbia Public Schools v. Washington Teachers’ Union #6
PERB Case No. 24-A-02

Summary: DCPS filed an arbitration review request, seeking review of a supplemental arbitration award which ordered DCPS to provide specific forms of make-whole relief to a reinstated teacher, including reimbursement of early retirement fund withdrawal fees, and a tax gross-up for the lump sum payment of back wages. DCPS requests that the Board set aside those two portions of the Supplemental Award on the grounds that the Arbitrator exceeded his authority, and the Supplemental Award is contrary to law and public policy. WTU opposes DCPS’ Request. This matter is now before the Board.

It was moved and seconded to close the meeting in accordance with D.C. Official Code § 2-575(b)(13). The motion passed unanimously.

Following deliberations, the closed meeting session was reopened. The Board voted as follows:

A. John Rosser and Laurine Ellis v. Fraternal Order of Police D.C. Department of Corrections Labor Committee
PERB Case No. 23-S-01

Motion: It was moved and seconded that the Board dismiss the Standards of Conduct complaint.

| Name | In Favor | Opposed | Table |
|--------------------------------|-----------------|----------------|--------------|
| Chairperson Douglas Warshof | X | | |
| Board Member Mary Anne Gibbons | X | | |
| Board Member Renee Bowser | X | | |
| Board Member Peter Winkler | X | | |

**B. Darlene Bryant, Edwin Hull, Dyson Anthony v. Fraternal Order of Police
Department of Corrections Labor Committee**

PERB Case No. 23-S-05

Motion: It was moved and seconded that the Board dismiss the Standards of Conduct complaint.

| Name | In Favor | Opposed | Table |
|--------------------------------|-----------------|----------------|--------------|
| Chairperson Douglas Warshof | X | | |
| Board Member Mary Anne Gibbons | X | | |
| Board Member Renee Bowser | X | | |
| Board Member Peter Winkler | X | | |

C. AFSCME District Council 20, Local 2401 v. Office of the Attorney General
PERB Case No. 23-U-02

Motion: It was moved and seconded that the Board deny OAG's Motion for Reconsideration of PERB Opinion No.1855.

| Name | In Favor | Opposed | Table |
|--------------------------------|-----------------|----------------|--------------|
| Chairperson Douglas Warshof | X | | |
| Board Member Mary Anne Gibbons | X | | |
| Board Member Renee Bowser | X | | |
| Board Member Peter Winkler | X | | |

D. District of Columbia Public Schools v. Washington Teachers' Union #6
PERB Case No. 24-A-02

Motion: It was moved and seconded that the Board deny the Arbitration Review Request.

| Name | In Favor | Opposed | Table |
|--------------------------------|-----------------|----------------|--------------|
| Chairperson Douglas Warshof | X | | |
| Board Member Mary Anne Gibbons | X | | |
| Board Member Renee Bowser | X | | |
| Board Member Peter Winkler | X | | |

Old Business: None

The meeting was adjourned at 1:53 p.m.

The next meeting will be held on March 21, 2024