

STATE OF FLORIDA  
PUBLIC EMPLOYEES RELATIONS COMMISSION

BROWARD COUNTY POLICE  
BENEVOLENT ASSOCIATION,  
INC., CHARTERED BY THE  
FLORIDA POLICE BENEVOLENT  
ASSOCIATION, INC.,

Charging Party,

v.

CITY OF HOLLYWOOD,

Respondent.

Case No. CA-2012-016

ORDER DIRECTING  
RESPONSE

Michael Braverman, Fort Lauderdale, attorney for Charging Party.

Paul T. Ryder Jr., Sunrise, and J. Robert McCormack, Tampa, attorneys for Respondent.

On November 3, 2017, the parties were directed to show cause why the stay should not be lifted in this case. Neither party filed a response in which they objected to lifting the stay. At the appropriate time, the stay will be lifted under separate order.

On November 13, the Respondent filed its response to the show cause order, and it asks the Commission to dismiss the unfair labor practice charge and close the case based on an alleged contractual waiver. The substance of the asserted waiver was included in the response. According to the Respondent, the Charging Party and the employees it represents agreed to waive "... any and all remedies and payments whatsoever related to the modifications to any part of the Collective Bargaining Agreement or the Pension Plan Ordinance made by the City pursuant to financial urgency to which it or they are or may become eligible to receive...."

CA-2012-016

The Charging Party is DIRECTED TO RESPOND to the Respondent's assertion of waiver by November 27. If the Charging Party disputes that the charge should be dismissed, its response is to include facts supporting its position. In the absence of a response, we will conclude that the Charging Party is withdrawing its unfair labor practice charge and the case will be closed.

It is so ordered.  
POOLE, Chair, BAX and KISER, Commissioners, concur.

I HEREBY CERTIFY that this document was filed and a copy served on each party on November 16, 2017.

BY: *Barney E. ...*  
Clerk

/rlb

