

BEFORE THE MERIT EMPLOYEE RELATIONS BOARD
OF THE STATE OF DELAWARE

Francis Osei-Afriye,)
Grievant)
v.)
DE Department of Health)
and Social Services)
State of Delaware,)
Agency)

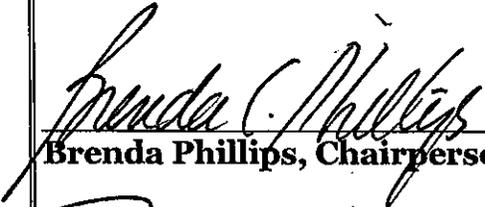
Docket Number 05-02-322

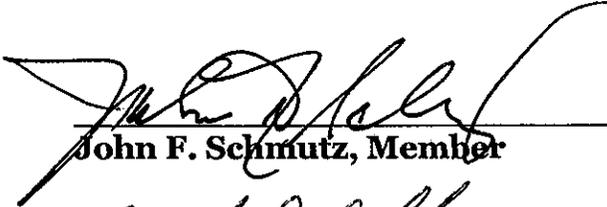
ORDER OF DISMISSAL

Before Brenda C. Phillips, Chairperson, John F. Schmutz, Paul R. Houck, and Joseph D. Dillon, Board Members, constituting a quorum of the Board pursuant to 29 Del. C. Section 5908(a).

And now, this 1st day of December, 2005, it appears to the Board that the grievant, Francis Osei-Afriye, through his attorney, Roy S. Shiels, and the Dept. of Health & Social Services, through their representative, Ilona Kirshon, have reached a settlement regarding his appeal to the Board (see copy of attached settlement agreement signed by Mr. Osei-Afriye, Mr. Shiels, and Ms. Kirshon.)

Therefore, IT IS ORDERED that the appeal is DISMISSED as settlement has been reached between the two parties.


Brenda Phillips, Chairperson


John F. Schmutz, Member


Paul R. Houck, Member


Joseph D. Dillon, Member

Original: File
Copies: Grievant
Agency
Agency's Representative
Board
State personnel Office (2 copies)

DATE MAILED

Dec. 12, 2005

COPY



M. JANE BRADY
ATTORNEY GENERAL

STATE OF DELAWARE
DEPARTMENT OF JUSTICE

NEW CASTLE COUNTY

Carvel State Building
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Wilmington, DE 19801
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Civil Division (302) 577-8400
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KENT COUNTY

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Dover, DE 19901
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Fax: (302) 739-6727
Civil Division (302) 739-7641
Fax: (302) 739-7652
TTY: (302) 739-1545

SUSSEX COUNTY

114 E. Market Street
Georgetown, DE 19947
(302) 856-5352
Fax: (302) 856-5369
TTY: (302) 856-4698

November 9, 2005

PLEASE REPLY TO : New Castle County/Civil Division

Roy Shiels, Esq.
Brown, Shiels, Beauregard & Chasanov
108 East Water Street
P.O. Drawer F
Dover, DE 19903

By fax (302) 674-0903

RE: Osei-Afriyie v. DHSS (Docket No. 05-02-322)

Dear Roy:

As per our recent telephone conversation, DHSS is willing to remove from Mr. Osei-Afriyie's personnel file the August 12, 2004 reprimand which is the subject of this grievance. In exchange for removal of the reprimand Mr. Osei-Afriyie is to withdraw the MERB grievance appeal referenced above, presently scheduled for November 17, 2005. If these terms are acceptable please indicate by signing on behalf of Mr. Osei-Afriyie below and returning a copy of this letter to me for my files.

Very truly yours,

Ilona Kirshon
Deputy Attorney General

Roy Shiels, Esq.
Counsel to Francis Osei-Afriyie

xc: Davis Wesley

RECEIVED
MERIT EMPLOYEE
RELATIONS BOARD
05 NOV 22 AM 9:21

ROY S. SHIELS
WILLIAM M. CHASANOV
TIMAN CUBBAGE BROWN, JR.
IRE M. BEAUREGARD

WILLIAM F. RICHARDSON
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401 REHOBOTH AVENUE
P.O. DRAWER B
302-226-2270

November 18, 2005

Ilona M. Kirshon, Esq.
Dept. of Justice
Carvel State Office Bldg.
820 N. French St.
Wilmington, DE 19801

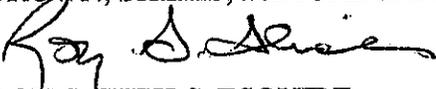
RE: Osei-Afriye v. DHSS
MERB Docket 05-02-322

RECEIVED
MERIT EMPLOYEE
RELATIONS BOARD
05 NOV 22 AM 9:21

Dear Ilona:

Please find enclosed with this letter a copy of that letter sent by you on November 9, 2005, signed by Mr. Osei-Afriye and myself. I had him sign it as well so it would be clear in the file he was aware of, and agreed to, the terms of disposition. I am also sending a copy of the document to Jean Turner. This should enable both of us to close our files on this matter. Thanking you for your cooperation in achieving this result, I am

Very truly yours,
BROWN, SHIELS, BEAUREGARD & CHASANOV


ROY S. SHIELS, ESQUIRE

RSS/mjt

Enclosure

cc: Jean Lee Turner, Administrator