

**BEFORE THE MERIT EMPLOYEE RELATIONS BOARD
OF THE STATE OF DELAWARE**

WILLIAM BISHOP, BURNELL BROWNE,)
CHARLES J. BUTCHER, LARRY H. KENDALL,)
CAROLYN RUDD, MARIBEL SOTO, FRANK)
SZRAMIAK, MICHAEL TACCONELLI,)
JANET WILKERSON, KEVIN WILLIAMS,)
JOHN WRIGHT, MONTE GREGG, and)
KEVIN CASSIDY,)

Employees/Grievants,)

v.)

FAMILY COURT OF THE STATE OF DELAWARE,)
NEW CASTLE COUNTY,)

Employer/Respondent.)

**DOCKET No. 11-01-491
through 11-01-503**

**ORDER OF CONSOLIDATION
FOR HEARING APPEALS**

On and between January 14 and January 18, 2011, the above named employees and grievants filed individual appeals (MERB Appeals 11-01-491 through 11-01-503) with the Merit Employee Relations Board, all of which arise out of an identical set of circumstances, and all of which allege: “On 5-10-10, Chief Judge Kuhn violated Del. code when she ordered the JA’s and CO’s of Family Court, to the position of Process Servers and refused to pay us for the duties of that higher position beyond 30 days, as well, we still continue to do those duties at present.”

The appeals each allege a violation of Merit Rule 3.2, which states: “Employees may be required to perform any duties described in the class specification, any other duties of a similar kind and difficulty, and any duties of similar or lower classes. Employees may be required to serve in a higher position; however, if such service

continues beyond 30 calendar days, the Rules for promotion or temporary promotion shall apply, and they shall be compensated appropriately from the first day of service in the higher position.”

Pursuant to the Merit Employee Relations Board’s authority to hear disputes arising under the Merit System of Personnel Administration Act (29 Del.C. Chapter 59) and subject to the Rules Governing Practice and Procedure before the MERB, the Board hereby consolidates these cases for hearing.

SO ORDERED, this 22nd day of June 2011.



MARTHA AUSTIN, MERB CHAIRWOMAN