

**STATE OF ILLINOIS
ILLINOIS LABOR RELATIONS BOARD
STATE PANEL**

City of Rock Island,)	
)	
Employer)	
)	
and)	Case No. S-DR-12-001
)	
International Association of Fire Fighters,)	
Local 26,)	
)	
Labor Organization)	

ORDER DISMISSING DECLARATORY RULING PETITION

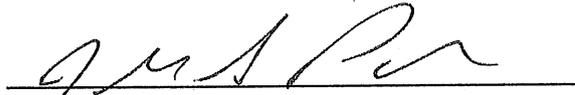
On July 7, 2011, the International Association of Fire Fighters, Local 26 (Labor Organization) submitted for filing a Petition for a Declaratory Ruling pursuant to Section 1200.143 of the Illinois Labor Relations Board's Rules and Regulations, 80 Ill. Admin. Code §1200.143. Counsel for the Labor Organization signed the petition, but the petition was not signed by the other named party, the City of Rockford (Employer). Section 1200.143(b) allows for the filing of such unilateral petitions for declaratory judgments, but only for protective service employee bargaining units like that present here, only where a request for interest arbitration has been served, and only where the filing party "has requested the other party to join it in filing a declaratory ruling petition and the other party has refused the request." 80 Ill. Admin. Code §1200.143(b). Such petitions "must contain a statement that the other party has refused a request to join the petition." 80 Ill. Admin. Code §1200.143(b)(1). They also are required to contain a copy of a request for interest arbitration, and, if one exists, a copy of the

most recently negotiated contract. Id. The Petition submitted is deficient in that: 1) there is no statement that the other party has refused a request to join the petition; 2) there is no copy of a request for interest arbitration; and 3) there is no copy of the most recently negotiated contract.

For these reasons, I hereby ORDER that the Petition for a Declaratory Ruling is DISMISSED.

Issued in Chicago, Illinois, this 13th day of July, 2011.

**STATE OF ILLINOIS
ILLINOIS LABOR RELATIONS BOARD
STATE PANEL**



**Jerald Post
General Counsel**

**STATE OF ILLINOIS
ILLINOIS LABOR RELATIONS BOARD
GENERAL COUNSEL**

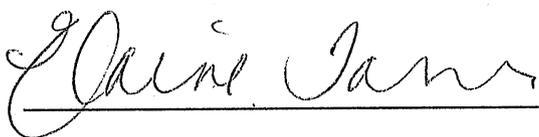
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Local 26,)	
)	
Labor Organization)	
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)	

AFFIDAVIT OF SERVICE

I, Elaine Tarver, on oath state that I have this 13th day of July, 2011 served the attached **DECLARATORY RULING OF THE ILLINOIS LABOR RELATIONS BOARD** issued in the above-captioned case on each of the parties listed herein below by depositing, before 5:00 p.m., copies thereof in the United States mail at 100 W Randolph Street, Chicago, Illinois, addressed as indicated and with postage prepaid for first class mail.

Arthur Eggers
Califf & Harper
506-15th Street
Moline, Illinois 61265

J. Dale Berry
Cornfield & Feldman
25 E. Washington Street, Suite 1400
Chicago, Illinois 60602



SUBSCRIBED and SWORN to
before me this **13th day**
of **July, 2011.**



NOTARY PUBLIC

