

State of Maryland
State Labor Relations Board

In the matter of:)	
Zachariah Jefferson)	SLRB ULP Case No. 2017-U-03
)	
Petitioner,)	
)	
v.)	
)	
PURE Delivery Company)	
)	
)	
Respondent.)	

Board Dismissal for Failure to State a Claim under Board Law or Regulations,
& Lack of Jurisdiction

On September 19, 2016, Petitioner Zachariah Jefferson filed an unfair labor practice complaint before the State Labor Relations Board (“Board”), pursuant to COMAR 14.32.05. In his complaint, Mr. Jefferson alleges that he was hired by Respondent to be a “shippings clerk,” worked first in a trial run capacity and was paid for his work at that point, but when his trial run work was completed and he moved into full workload capacity and pay, he was never paid for his work. Mr. Jefferson alleges that he went through the appropriate company channels to complain and seek payment, but was advised that nothing could be done to assist him. As relief, Mr. Jefferson seeks to be paid for completing the work he was hired to do.

Petitioner’s complaint is deficient for two reasons. First, Petitioner fails to state a claim under the State Personnel and Pension Article 3-306, or under corresponding Board regulations at COMAR 14.32.05, upon which relief may be appropriately granted. Second, Petitioner’s complaint fails to demonstrate that Petitioner is an employee of any unit of state government described in State Personnel & Pension Article §3-102(a)(1) through (2), or that Respondent is an agency, department or branch of any of the units of state government described in State Personnel & Pension Article 3-101(a)(1) through (4).

Accordingly, based on the discussion above, this complaint is dismissed.

Issue Date: November 15, 2016

For The State Labor Relations Board:



Edward J. Gutman, Chair



Sherry L. Mason, Member



Doris S. Mason, Member



LeRoy A. Wilkison, Member

Appeal Rights

Any party aggrieved by this action of the Board may seek judicial review in accordance with Title 10 of the State Government Article, Annotated Code of Maryland, Section 10-222, and Maryland Rule 7-201, *et. seq.*