

STATE OF FLORIDA
PUBLIC EMPLOYEES RELATIONS COMMISSION

MELISSA JOY WARREN,	:	
	:	
Charging Party,	:	Case No. BP-2019-003
	:	(Relates to CA-2018-017)
v.	:	
	:	
MARTIN COUNTY TAX COLLECTOR,	:	<u>FINAL ORDER ACCEPTING</u>
	:	<u>SETTLEMENT AGREEMENT</u>
	:	
Respondent.	:	Order Number: 19U-142
_____	:	Date Issued: May 9, 2019

Brennan Keeler and Angela Barbosa, West Palm Beach, attorneys for Charging Party.

Robert L. Norton and Luke C. Savage, Coral Gables, attorneys for Respondent.

On March 28, 2019, the Commission issued an order on the merits of Melissa Joy Warren's unfair labor practice charge. *See Melissa Joy Warren v. Martin County Tax Collector*, Order No. 19U-092 (PERC 2019). The Commission held that the Martin County Tax Collector (MCTC) engaged in an unfair labor practice and ordered MCTC to reinstate Warren to her former position with back pay and benefits. A back pay case was established and a hearing officer was appointed.

On April 8, the parties filed an agreement to settle this case.¹ On April 18, the hearing officer issued his order recommending that the Commission accept the agreement and close the case. Neither party filed exceptions to the hearing officer's recommended order. Upon consideration, the Commission hereby accepts the parties' settlement agreement and incorporates it as a part of this final order. Enforcement of this

¹The parties indicate that they have not resolved the question of attorney's fees and costs. Those issues are pending in case number AF-2019-003.

BP-2019-003
(Relates to CA-2018-017)

order shall be pursuant to sections 120.69 and 447.5035, Florida Statutes (2018).

Accordingly, this case is CLOSED.

This order and the Commission's March 28 order on the merits may be appealed to the appropriate district court of appeal.² A notice of appeal must be received by the Commission and the district court of appeal within **thirty** days from the date of this order. Except in cases of indigency, the court will require a filing fee and the Commission will require payment for preparing the record on appeal. Further explanation of the right to appeal is provided in sections 120.68 and 447.504, Florida Statutes (2018), and the Florida Rules of Appellate Procedure.

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 May 9, 2019.

BY: Barry Edmund
Clerk

/bjk



²Pursuant to *Department of Corrections v. Schwarz*, 134 So. 3d 1002 (Fla. 1st DCA 2012), the March 28, 2019, order was not considered an appealable final order until the back pay determination was made.

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May 9 2019 02:25pm

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To: Brennan Keeler Angela Barbosa Palm Beach County PBA	From: Office of the Clerk Public Employees Relations Commission
Fax: (561) 687-0154	Pages: 3
Phone: (561) 689-3745	Date: 05/09/2019
Case: BP-2019-003	Re: Final Order Accepting Settlement Agreement
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May 9 2019 02:26pm

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To: Robert L. Norton Luke C. Savage Allen, Norton & Blue, P.A.	From: Office of the Clerk Public Employees Relations Commission
Fax: (305) 442-1678	Pages: 3
Phone: (305) 445-7801	Date: 05/09/2019
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