



Metropolitan Alliance of Police

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Press Release

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The Illinois Supreme Court, in Case #109329, denied the petition of Sheriff John Zaruba and the Du Page County Board to appeal their 2nd District Appellate loss to the Metropolitan Alliance of Police (MAP) and the Illinois Labor Relations Board. Therefore, the ruling of the 2nd District Appellate court dismissing the County's claim that the "uni-deputy" position created by Zaruba would have some relevance to the statutory definition of a peace officer was affirmed. The Sheriff and the County have tried for years through litigation and the expenditure of hundreds of thousands of dollars in attorney fees, to prevent MAP from being the patrol and court service deputies' certified collective bargaining agent.

The Illinois Supreme Court denied the County's petition for leave to appeal the finding of the 2nd District Appellate Court that by cross-training a correctional officer that you can make him a peace officer. They found that writing a ticket or two, or making an arrest over a many-year career does not change the "primary function" work theory that a deputy performs. Therefore, correctional officers are not peace officers in the statutory definition that applies to patrol and court services deputies. This fabricated version of a uni-deputy by Zaruba did not hold muster. The Illinois Supreme Court confirms the decision of the 2nd District Appellate Court and denied the County's plea to hear this case in their jurisdiction.

It was a wise and just conclusion to an issue that should have been settled years ago, but the County, with their hands deep in the pockets of their taxpayers, chose to litigate in court rather than just bargain in good faith. Now, after hundreds and hundreds of thousands of dollars paid to their lawyers, they **must now do what MAP respectfully asked them to do over eight years ago—bargain in good faith.**

The Metropolitan Alliance of Police is grateful to our members who believed in us and stuck with us, as well as the Attorney General's office, who fought this case on our behalf. MAP promised the deputies that we would not give up, and we didn't. We told our members that the truth would come out—and it did.

We expect to be bargaining soon.

February 4, 2010

109329

SUPREME COURT OF ILLINOIS
CLERK OF THE COURT
SUPREME COURT BUILDING
SPRINGFIELD, ILLINOIS 62701
(217) 782-2035

January 27, 2010

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No. 109329 - The County of DuPage et al., petitioners, v.
Illinois Labor Relations Board, etc., et al.,
respondents. Leave to appeal, Appellate Court,
Second District.

The Supreme Court today DENIED the petition for leave to
appeal in the above entitled cause.

The mandate of this Court will issue to the Appellate Court
on March 3, 2010.