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SECRETARY'S OFFICE



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF THE GOVERNOR
HARRISBURG

THE GOVERNOR

MEMBER OF THE PENNSYLVANIA LABOR RELATIONS BOARD

October 2, 2017

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

Please note that the letter dated July 6, 2017, for the nomination of James Darby, 409 West Walnut Street, Lancaster 17603, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Pennsylvania Labor Relations Board, to serve until June 2, 2021, and until his successor is appointed and qualified, vice L. Dennis Martire, McDonald, whose term expired, should be corrected to read:

James Darby, 409 West Walnut Street, Lancaster 17603, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Pennsylvania Labor Relations Board, to serve until June 2, 2021, and until his successor is appointed and qualified, vice L. Dennis Martire, McDonald, resigned.

SENATE NOMINATION QUESTIONNAIRE

Information on Nominee for appointment to:

PENNSYLVANIA LABOR RELATIONS BOARD

Please type or print clearly

Today's Date 7/18/17

Section 207.1 (g) of The Administrative Code of 1929 requires the Governor to submit the following information concerning each Nominee for positions, that require advice and consent of the Senate of Pennsylvania

Full Name: JAMES MICHAEL DARBY
(First) (Middle) (Last)

Voting Address (home): 409 WEST WALNUT ST
LANCASTER, PA 17603
(City) (State) (Zip Code)
(717) 413-5547
(Area Code) (Telephone)

Business Address: SAME AS ABOVE
(if any)
(City) (State) (Zip Code)
(Area Code) (Telephone)

Employer Address: N/A
(if any)
(City) (State) (Zip Code)
(Area Code) (Telephone)

(PLEASE COMPLETE REVERSE SIDE)

* Please answer ALL Questions- If None, please put "none" or "n/a"

Public Office/Public Position held by Nominees during the *past 10 years*:

MEMBER, PLRB - 2005-2014
(PA Labor Relations Board)

Party Registration: DEMOCRAT

Offices held in Political Parties during the *past 10 years*: N/A

Has Nominee been convicted of any violation of Law?

Yes

No

If Yes, please explain (if necessary, attach additional paper)

Date of Birth: 6/16/59

***** THIS FORM NEEDS TO BE A SWORN STATEMENT, PLEASE HAVE THIS FORM NOTARIZED*****

Signature:
(nominee)

Taken, sworn and subscribed before me this 27th day of JULY A.D. 20 17.

Commonwealth of Pennsylvania

(Seal)

NOTARIAL SEAL
CALVIN D. BAILEY, Notary Public
Lancaster City, Lancaster County, PA
My Commission Expires Dec. 15, 2019

Signature of Notary

JAMES M. DARBY
409 West Walnut Street
Lancaster, Pennsylvania 17603
(717) 299-6321
Fax (717) 299-4061
jm.darbitrator@verizon.net

LABOR ARBITRATOR AND MEDIATOR

January 2003 - Present

Appointed to labor arbitration panels at the American Arbitration Association; National Mediation Board; Federal Mediation and Conciliation Service; Pennsylvania Bureau of Mediation; Pennsylvania Labor Relations Board; New Jersey Public Employment Relations Commission and New York City Office of Collective Bargaining.

Permanent Panels: Verizon, NJ and IBEW Local 827
U.S. Department of Labor and AFGE Local 12
NJ PERC Special Police and Fire Disciplinary Panel
Temple University Hospital and PASNAP/TUHNA
City University of New York and Professional Staff Congress
Commonwealth of Pennsylvania and AFSCME, Council 13
Commonwealth of Pennsylvania and District 1199-P/SEIU
Philadelphia Gas Works and Gas Workers Local 686
National Railroad Adjustment Board – First Division
Union Pacific Railroad and Brotherhood of Locomotive Engineers
SEPTA and Brotherhood of Locomotive Engineers

MEMBER, PENNSYLVANIA LABOR RELATIONS BOARD

July 2005 – May 2014

Nominated by the Governor and unanimously confirmed by the Pennsylvania Senate to serve on the three-member panel, which administers and adjudicates disputes arising under Pennsylvania's public and private sector labor statutes.

EMPLOYMENT

STATE TREASURY DEPARTMENT, Harrisburg, PA

Deputy State Treasurer and Chief Counsel

January 2005 – August 2005

Chief operating and legal officer to the State Treasurer, responsible for the administrative and legal affairs of the agency. Senior staff advisor to the State Treasurer.

DEPARTMENT OF THE AUDITOR GENERAL, Harrisburg, PA

Chief Counsel; Deputy Auditor General

February 1997 – January 2005

Chief legal officer for the Department, overseeing all of its legal affairs and managing the activities of the Office of Chief Counsel. Chief operating officer for the 800-employee Department and senior staff advisor to the Auditor General. Responsibilities included overseeing all agency human resource and labor relations activities.

KEGEL, CHESTERS & MILLER, Lancaster, PA

February 1995 - February 1997

Headed the law firms' management labor law and employment law practice, representing both private and public sector employers. Specialized in school personnel matters, employee benefit and collective bargaining related services. Served as special counsel to school districts on complex investigations.

PENNSYLVANIA GOVERNOR'S OFFICE, Harrisburg, Pennsylvania

Deputy General Counsel to the Governor
Special Assistant to the Governor

April 1992 – February 1995

Senior staff advisor to the Governor and member of the Governor's Office of General Counsel, responsible for the legal activities of the Departments of Labor and Industry, Revenue, State, Banking, and Commerce.

**TRANSPORTATION COMMUNICATIONS INTERNATIONAL UNION, Rockville,
MD**

Associate General Counsel

December 1986 - May 1992

In-house counsel for a 100,000 member international labor union in cases arising under the RLA, NLRA, Title VII, ADEA, and LMRDA. Handled arbitration cases, specializing in the areas of drug testing and smoking regulations. Represented union before the NLRB and NMB in unfair labor practice and representation proceedings, and before the EEOC in discrimination cases.

NATIONAL LABOR RELATIONS BOARD, Washington, D.C.

Attorney, Appellate Court Branch

May 1986 - Dec 1986

Counsel responsible for all stages of appellate litigation of Board decisions in the United States Court of Appeals, including writing motions and briefs and engaging in oral argument.

Staff Counsel to Board Member

August 1984 - May 1986

Counsel responsible for reviewing and analyzing case files and transcripts in matters appealed to the Board, researched pertinent precedent and wrote decisions for Board members.

PROFESSIONAL/COMMUNITY ACTIVITIES

- Member, National Academy of Arbitrators
- Guest Lecturer, Widener Law School
- Member, U.S. Senate Military Academy Nomination Panel
- Former President, Board of Directors, Schreiber Pediatric Rehabilitation Center
- Executive Board, Center for Labor and Employment Law, St. John's University Law School
- Contributing editor, *The Railway Labor Act* (BNA Books 1995)
- Frequent speaker on labor and employment topics, including guest lecturer for PBI Institute

EDUCATION

ST. JOHN'S UNIVERSITY SCHOOL OF LAW, NYC, New York, J.D., June 1984

Honors: American Jurisprudence Award for Excellence in Labor Law

American Jurisprudence Award for Excellence in Employment Discrimination

Finalist, Wagner National Labor Law Moot Court Competition

UNIVERSITY OF SCRANTON, Scranton, Pennsylvania

M.A., History; B.A., History/Public Administration, June 1981, *summa cum laude*

STATEMENT OF FINANCIAL INTERESTS

PLEASE PRINT NEATLY

01 LAST NAME FIRST NAME MI SUFFIX

D A R B Y J A M E S M

02 ADDRESS City State Zip Code Area Code Phone

409 WEST WALNUT STREET LANCASTER PA 17603 717 299-6321

NOTE: IF YOU ARE INCLUDING ATTACHMENTS, DO NOT INCLUDE ANYTHING THAT BEARS YOUR SOCIAL SECURITY NUMBER OR FINANCIAL ACCOUNT NUMBERS.

03 STATUS Check applicable block or blocks, more than one block may be marked. (See instructions on page 2)

A Candidate (including write-in) C Public Official (Current) D Public Employee (Current) E Check this block if you are filing as a solicitor Check this block if you are amending an original filing

B Nominee C Public Official (Former) D Public Employee (Former)

04 PUBLIC POSITION OR PUBLIC OFFICE (administrator, member, Commissioner, job title, etc.) seeking hold held

A M E M B E R

05 GOVERNMENTAL ENTITY in which you are/were an Official, Employee, Candidate or Nominee (e.g., dept, agency, authority, borough, board, commission, county, school district, twp, etc.)

A P A L A B O R R E L A T I O N S B O A R D

06 OCCUPATION OR PROFESSION (This may be the same as block 4) 07 YEAR The information in blocks 8 through 15 below represents financial interests for the PRIOR calendar year indicated:

LABOR & EMPLOYMENT ARBITRATOR & MEDIATOR 2 0 1 8

08 REAL ESTATE INTERESTS (See instructions on page 2) If NONE, check this box.

09 CREDITORS (See instructions on page 2). Creditor (Name and Address) If NONE, check this box.

Name: LINCOLN AUTOMOTIVE FINANCIAL SERVICES Address: P.O. BOX 542000, OMAHA NE 68154 Interest Rate: 5.5%

FORD CREDIT P.O. BOX 542000, OMAHA NE 68154 5%

10 DIRECT OR INDIRECT SOURCES OF INCOME including (but not limited to) all employment. (See instructions on pg. 2) ONLY IF NONE, check this box.

Name: BERKSHIRE HATHAWAY REALTY CO. (RENTAL INCOME) Address: 4015 LANDIS AVENUE, SEA ISLE CITY NJ 08243

THE LANDIS COMPANY REALTORS (RENTAL INCOME) 8000 LANDIS AVENUE, SEA ISLE CITY NJ 08243

11 GIFTS (See instructions on page 2) If NONE, check this box.

Source of Gift Address of Source of Gift Circumstances (including description) of Gift Value

12 TRANSPORTATION, LODGING, HOSPITALITY (See instructions on page 2) If NONE, check this box.

Source (Name and Address)

13 OFFICE, DIRECTORSHIP OR EMPLOYMENT IN ANY BUSINESS (See instructions on page 2) If NONE, check this box.

Business Entity (Name and Address) Position Held

Name: JAMES M. DARBY, ESQ., ARBITRATOR & MEDIATOR Address: 409 WEST WALNUT STREET, LANCASTER, PA 17603 SOLE-PROPRIETOR

14 FINANCIAL INTEREST IN ANY LEGAL ENTITY IN BUSINESS FOR PROFIT (See instructions on page 2) If NONE, check this box.

Name and Address of Business Interest Held

JAMES M. DARBY, ESQ., ARBITRATOR & MEDIATOR 409 WEST WALNUT STREET, LANCASTER, PA 17603 100%

15 BUSINESS INTERESTS TRANSFERRED TO IMMEDIATE FAMILY MEMBER (See instructions on page 2) If NONE, check this box.

Business (Name and Address) Transferee (Name and Address) Interest Held Relationship Date Transferred

The undersigned hereby affirms that the foregoing information is true and correct to the best of said person's knowledge, information and belief, said affirmation being made subject to the penalties prescribed by 18 Pa.C.S. §4904 (unlawful falsification to authorities) and the Public Official and Employee Ethics Act, 65 Pa.C.S. §1109(b).

Signature

Enter Current Date

THIS FORM IS CONSIDERED DEFICIENT IF ANY BLOCK ABOVE IS NOT COMPLETED. MAKE A COPY FOR YOUR RECORDS.

James M. Darby
409 West Walnut Street
Lancaster, PA 17603

STATEMENT OF FINANCIAL INTERESTS ADDENDUM

9.) Creditors

Barclays Bank, Del c/o Card Services,
P.O. Box 8802, Wilmington, DE 19899-8802
Interest Rate: 24.99%

PSECU, P.O.
Box 67010,
Harrisburg, PA 17106-7010
Interest Rate: 9.9%

Crest Savings Bank
3301 Pacific Ave., Wildwood, NJ 08260
Interest Rate: 4.75%

10.) Direct or Indirect Sources of Income

Teresa Coyle (rental income) 23 Bennetts Lane Cheyney, PA 19319
Scott Goebel (rental income) 26 Santa Fe Drive Lititz, PA 17543

Below are entities that retained James M. Darby Esq. Arbitrator & Mediator as a neutral to resolve certain labor disputes or grievances:

National Mediation Board	1301 K Street, NW Washington D.C. 20005
1 W. Pratt St. Inc.	1 West Pratt Street Baltimore, MD 21201
AFGE Local 2145	1201 Broad Rock Blvd. Richmond, VA 23249
AFGE Local 3707	Westover AFB Chicopee, MA 01022
AFSCME Council 13	4031 Executive Park Dr. Harrisburg, PA 17111
AFSCME DC 47	1606 Walnut Street Philadelphia, PA 19103
AFSCME DC 88	3031 Walton Rd. Plymouth Meeting, PA 19462
AFSCME DC 89	150 S. 43 rd Street Harrisburg, PA 17111
AFSCME Local 159	3001 Walnut Street Philadelphia, PA 19104
ATU Local 1700	3295 River Exchange Dr. Norcross, GA 30092
Ballard Spahr LLP	1735 Market Street Philadelphia, PA 19103
Bucks County	55 E. Court St. Doylestown, PA 18901
Cheyney University of PA	1837 University Circle Cheyney, PA 19319
City of Allentown	435 Hamilton Street Allentown, PA 18101
City of Easton	123 South Third Street Easton, PA 18042
City of Philadelphia	1401 JFK Blvd. Philadelphia, PA 19102

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City of Reading
City of Wilmington
City of York
City University of New York
Cumberland County
Dauphin County
Day Pitney LLP
Delaware Transit Corporation
DEP (New York City)
Dept of Air Force/Westover AFB
Dept of Veteran Affairs Med Center
Diamond State Port Co.
Fire Fighters Local 104
First Energy Corp.
FOP Legal Services Trust
FOP Lodge 9 (Reading)
FOP Schuylkill-Carbon Lodge 13
Frost Brown Todd LLC
Giant Food
GMP
Greyhound Lines, Inc.
IATSE Local 19
IBEW Local 1600
IBEW Local 777
IBEW Local 827
IBT Local 2727
IBT Local 776
IUOE Local 835
Lancaster Prof Fire Fighters Assn.
Library Commission (Camden,NJ)
Library of Congress
Manchester Township
Middletown Borough
Morgan Lewis & Bockius, LLP
New Holland POA
PASNAP
Pennsy Supply
Pennsylvania State Education Assoc.
Phila Housing Development Corp.
Phila Parking Authority
Pleasant Valley EA
Pleasant Valley School District
PPL/Talen Energy Corp.
Professional Staff Congress
Ridley Township
Safeway Stores

815 Washington St. Reading, PA 19601
800 N French St. Wilmington, DE 19801
PO Box 509 York, PA 17405
205 East 42nd Street New York, NY 10017
1 Courthouse Square Carlisle, PA 17013
PO Box 1295 Harrisburg, PA 17108
One Jefferson Rd. Parsippany, NJ 07054
900 Public Safety Blvd. Dover, DE 19901
59-17 Junction Blvd. Flushing, NY 11373
975 Patriot Ave Chicopee, MA 01022
100 Emancipation Dr. Hampton, VA 23667
1 Hausel Rd. Wilmington, DE 19801
PO Box 601 Wilkes-Barre, PA 18701
76 S. Main Street Akron, OH 44308
11630 Caroline Rd. Philadelphia, PA 19154
201 Washington St. Reading, PA 19601
2405 Park Dr. STE 101 Harrisburg, PA 17110
400 W. Market Street Louisville, KY 40202
1701 Market Street Philadelphia PA 19103
608 E. Baltimore Pike Media, PA 19063
600 Vine Street Cincinnati, OH 45202
1111 Park Ave. Baltimore, MD 21201
1259 Grange Rd. Trexlertown, PA 18087
75 Pike Street Middletown, PA 17057
263 Ward St. East Windsor, NJ 08520
7711 Beulah Church Rd. Louisville, KY 40228
2552 Jefferson Street Harrisburg, PA 17140
1064 Pontiac Rd. Drexel Hill, PA 19026
PO Box 1235 Lancaster, PA 17608
520 Market Street Camden, NJ 08102
101 Independence Ave, SE Wash., DC 20540
1 Colonial Drive Manchester, NJ 08759
60 W. Emaus St. Middletown, PA 17057
1701 Market Street Philadelphia, PA 19103
436 E. Main Street New Holland, PA 17357
One Fayette Street Conshohocken, PA 19380
1001 Paxton Street Harrisburg, PA 17104
400 North Third Street Harrisburg, PA 17101
1234 Market Street Philadelphia, PA 19107
1401 JFK Blvd. Philadelphia, PA 19102
PO Box 260 Brodheadsville, PA 18322
2233 Route 115 Brodheadsville, PA 18322
Two N. Ninth St. Allentown, PA 18101
61 Broadway NY, NY 10006
100 E. McDade Blvd. Folsom, PA 19033
17 N. 2nd St. Suite 1420, Harrisburg PA 17101

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SEIU Healthcare PA
Temple University Hospital
UA Local 855
UFCW 152
US Coast Guard
Ward Manufacturing
Welby Stoltenberg Cimballa & Cook
West Goshen Township
West Goshen Township POA
Wilkes-Barre CTC

1500 N. 2nd Street Harrisburg, PA 17102
2450 W. Hunting Park Ave. Phila. PA 19129
261 E. Main St. Somerville, NJ 08876
701 Route 50 Mays Landing, NJ 08330
1430A Kristina Way Chesapeake, VA 23326
117 Gulick Street Blossburg, PA 16912
2405 Park Drive Harrisburg, PA 17110
1025 Paoli Pike West Chester, PA 19380
PO Box 5165 West Chester, PA 19380
350 Jumper Rd. Wilkes-Barre, PA 18705

13.) Office, Directorship or Employment in any Business

Center for Labor and Employment Law
St. John's University Law School
8000 Utopia Parkway
Queens, NY 11439
Position Held: Member, Executive Board

Senator Robert P. Casey's Military Academy Nomination Panel
Fort Indiantown Gap
BLDG, 8-41
Fort Indiantown Gap, Annville, PA 17003
Position Held: Panel Member

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