

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

MILWAUKEE TEACHERS EDUCATION
ASSOCIATION,

Complainant,

vs.

MILWAUKEE BOARD OF SCHOOL
DIRECTORS,

Respondent.

Case XXIX
No. 13130 MP-74
Decision No. 9242-B

ORDER AFFIRMING FINDINGS OF FACT, CONCLUSION
OF LAW AND ORDER AND REVISING ORDER

Examiner Herman Torosian having, on September 16, 1970, issued his Findings of Fact, Conclusion of Law and Order in the above entitled matter; and the above named Respondent having timely filed a Petition for Review thereof; and the Commission, having reviewed the entire record, the Examiner's Findings of Fact, Conclusion of Law and Order, being satisfied that the Findings of Fact and Conclusion of Law set forth in the decision of the Examiner be affirmed, and that, however the Order accompanying said decision be amended;

NOW, THEREFORE, the Wisconsin Employment Relations Commission hereby affirms the Findings of Fact and Conclusion of Law issued by Examiner Herman Torosian on September 16, 1970, in the above entitled matter, and hereby amends the Order issued therein to read as follows:

IT IS ORDERED that the Respondent, Milwaukee Board of School Directors,

1. Cease and desist from discriminatorily evaluating and/or recommending reassignment of any of its teachers because of their lawful concerted activity on behalf of Milwaukee Teachers Education Association, or by discriminating against its teachers in any other manner pertaining to tenure, terms or conditions of employment.
2. Take the following affirmative action which the Commission deems will effectuate the policies of Section 111.70, Wisconsin Statutes:
 - (a) By the commencement of the coming school year offer to Joseph Barrington the opportunity to return to Wells Junior High School to the position he occupied during the school year 1968-69 or to an equivalent teaching position.
 - (b) Immediately furnish to Joseph Barrington a new or amended evaluation for his teaching experience during the year 1968-69, based on a fair and non-discriminatory evaluation on his performance as a teacher.

No. 9242-B

- (c) Notify all teachers at Wells Junior High School by posting in a conspicuous place where notices to teachers are usually posted, and where all teachers at Wells Junior High School may observe same, copies of the Notice attached hereto and marked Appendix "A". Copies of such Notice shall be prepared by the Respondent school district and shall be signed by the superintendent of schools and the principal of Wells Junior High School and shall be posted immediately upon a receipt of a copy of this Order and remain posted for a period of thirty (30) days after its initial posting. Reasonable steps shall be taken by the principal of Wells Junior High School to insure that said Notices are not altered, defaced or covered by other materials.
- (d) Notify the Wisconsin Employment Relations Commission in writing, within twenty (20) days from the date of receipt of a copy of this Order of the steps they have taken to comply herewith.

Given under our hands and seal at the City of Madison, Wisconsin, this 27th day of April, 1971.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

Morris Slavney
Morris Slavney, Chairman

Zel S. Rice II
Zel S. Rice II, Commissioner

Jos. B. Kerkman
Jos. B. Kerkman, Commissioner