

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

APPLETON JOINT SCHOOL DISTRICT
NO. 10

Case XII
No. 14672 FF-438
Decision No. 10543

Appleton Education Association having petitioned the Wisconsin Employment Relations Commission to initiate fact finding pursuant to Section 111.70(4) of the Wisconsin Statutes on behalf of certain employees of Appleton Joint School District No. 10; and the Commission, by Jos. B. Kerkman, Commissioner, having conducted an investigation on such petition at Appleton, Wisconsin, on June 15, June 24, July 13, July 19, August 10, August 20, August 27 and September 22, 1971, and during the course of such investigation the parties having made known the facts material thereto, and the Commission being fully advised in the premises, makes and files the following Findings of Fact, Conclusion of Law, Certification of Results of Investigation and Order Initiating Fact Finding and Appointing Fact Finder.

4. That, prior to the filing of the instant petition on May 20, 1971, representatives of the Petitioner and the Municipal Employer met on various dates during 1971 for the purpose of negotiating changes in wages and other conditions of employment affecting said employes in efforts to reach an accord on a new collective bargaining agreement the last occasion being a meeting held on September 22, 1971, during which a Commissioner of the Wisconsin Employment Relations Commission attempted to mediate the issues existing between the parties and that, however, the parties were unable to reach an accord in their collective bargaining and remain in deadlock with respect thereto.

5. That the Municipal Employer has not established any fact finding procedures pursuant to Section 111.70(4)(m) of the Wisconsin Statutes.

Upon the basis of the above and foregoing Findings of Fact, the Commission makes the following

CONCLUSION OF LAW

That a deadlock within the meaning of Section 111.70(4)(e) of the Wisconsin Statutes exists between Appleton Joint School District No. 10 and Appleton Education Association after a reasonable period of negotiations with respect to wages and other conditions of employment affecting all professional staff members who do not have evaluative responsibility over other professional staff members including classroom teachers, traveling teachers, resource staff, school psychologists and psychometrists, school social workers, attendance officer, school nurses and consultants.

Upon the basis of the above and foregoing Findings of Fact and Conclusion of Law the Commission makes the following

CERTIFICATION AND ORDER

IT IS HEREBY CERTIFIED that the conditions precedent to the initiation of fact finding, as required in Section 111.70(4)(e) of the Wisconsin Statutes with respect to negotiations by Appleton Education Association, on issues of wages and other conditions of employment of all professional staff members who do not have evaluative responsibility over other professional staff members including classroom teachers, traveling teachers, resource staff, school psychologists and psychometrists, school social workers, attendance officer, school nurses and consultants, have been met.

NOW, THEREFORE, it is

ORDERED

1. That fact finding be initiated for the purpose of recommending a solution to said dispute.

2. That Edward B. Krinsky, Madison, Wisconsin, is hereby appointed as the fact finder to proceed forthwith in the matter pursuant to Section 111.70(4)(g) of the Wisconsin Statutes.

Given under our hands and seal at the
City of Madison, Wisconsin, this 28th
day of September, 1971.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Blayney, Chairman


Zel S. Rice II, Commissioner


Jos. B. Kerkman, Commissioner