

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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EUGENE KELM, CHAIRMAN OF THE BOARD OF	:	
TRUSTEES OF THE WISCONSIN BRICKLAYERS	:	
WELFARE FUND ON BEHALF OF THE BOARD OF	:	
TRUSTEES OF THE WISCONSIN BRICKLAYERS	:	
WELFARE FUND AND ON BEHALF OF THE	:	
WISCONSIN BRICKLAYERS WELFARE FUND,	:	
	:	Case I
Complainant,	:	No. 15394 Ce-1405
	:	Decision No. 10832-B
vs.	:	
	:	
DEAN GOTZION, d/b/a	:	
GOTZION CERAMIC TILE COMPANY,	:	
	:	
Respondent.	:	
	:	

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ORDER AFFIRMING EXAMINER'S FINDINGS OF FACT,  
CONCLUSIONS OF LAW AND ORDER

Examiner Howard S. Bellman having, on January 15, 1973, issued his Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum, in the above entitled proceeding, wherein the above named Respondent was found to have committed, and was committing, unfair labor practices within the meaning of Sections 111.06(1)(f) and 111.06(1)(l) of the Wisconsin Employment Peace Act, and wherein the Respondent was ordered to cease and desist therefrom and to take certain affirmative action with respect thereto; and a Petition for Review having been timely filed by Counsel for the Complainant; and the Commission having reviewed the entire record in the matter, the Examiner's Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum and the Petition for Review, and being satisfied that the Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum, issued by the Examiner should be affirmed; 1/

NOW, THEREFORE, it is

ORDERED

That, pursuant to Section 111.07(5) of the Wisconsin Employment Peace Act, the Wisconsin Employment Relations Commission hereby adopts the Examiner's Findings of Fact, Conclusions of Law and Order, with

1/ In its Petition for Review the Complainant alleged that the Examiner's application of Section 111.07(14) of the Wisconsin Employment Peace Act, limiting the Respondent's liability to a one-year period immediately prior to the filing of the complaint, was in error inasmuch as the violations of the contract were continuous. The identical argument was posed before the Examiner, and we adopt his rationale in that regard.

Accompanying Memorandum, issued in the above entitled matter as its Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum, and, therefore, the Respondent, Dean Gotzian, d/b/a Gotzian Ceramic Tile Company, shall notify the Wisconsin Employment Relations Commission within ten (10) days of the receipt of a copy of this Order as to what steps it has taken to comply herewith.

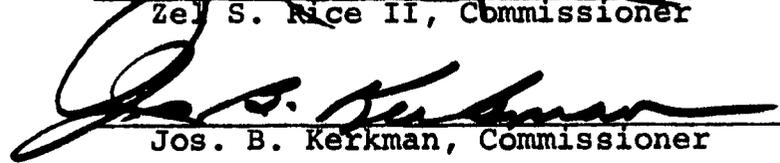
Given under our hands and seal at the City of Madison, Wisconsin, this 7<sup>th</sup> day of March, 1973.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

  
Morris Slawney, Chairman

  
Zel S. Rice II, Commissioner

  
Jos. B. Kerkman, Commissioner