

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

TEAMSTERS, CHAUFFEURS & HELPERS LOCAL	:	
NO. 43, affiliated with the INTER-	:	
NATIONAL BROTHERHOOD OF TEAMSTERS,	:	
CHAUFFEURS, WAREHOUSEMEN AND HELPERS	:	
OF AMERICA,	:	Case I
	:	No. 15622 Ce-1427
	:	Decision No. 11055
Complainant,	:	
	:	
vs.	:	
	:	
KOVACH MOTORS,	:	
	:	
Respondent.	:	

ORDER OF DISMISSAL

Complaint of unfair labor practices having been filed with the Wisconsin Employment Relations Commission by Teamsters, Chauffeurs & Helpers Local No. 43, affiliated with the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, wherein it alleged that Kovach Motors, Racine, Wisconsin, had committed unfair labor practices within the meaning of Section 111.06(1)(1) of the Wisconsin Employment Peace Act; and during the course of the hearing conducted on June 2, 1972, before Marshall Gratz, a member of the Commission's staff, the Complainant having moved to withdraw said complaint and the Respondent having voiced no objection to such motion; and the Commission being satisfied that the complaint be dismissed;

NOW, THEREFORE, it is

ORDERED

That the complaint filed in the above entitled matter be, and the same hereby is, dismissed.

Given under our hands and seal at the City of Madison, Wisconsin, this 7th day of June, 1972.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By *Morris Slavney*
Morris Slavney, Chairman

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

MEMORANDUM ACCOMPANYING ORDER OF DISMISSAL

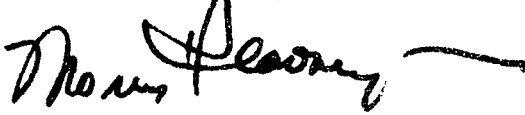
The instant proceeding was initiated by a complaint filed by the Union alleging that the Employer had committed an unfair labor practice within the meaning of Section 111.06(1)(1) of the Wisconsin Employment Peace Act by advertising for job openings in newspapers without stating in such advertisements that a labor dispute was in progress at its place of business, which activity was also alleged to constitute a misdemeanor within the meaning of Section 103.43, Wisconsin Statutes. No answer was filed by the Employer.

During the course of the hearing the Employer revealed that he had placed certain advertisements in local Racine newspapers in the form as alleged by the Union but that, however, he had subsequently placed additional advertisements which indicated that a labor dispute was in progress at its place of business. Copies of such advertisements were displayed to the Union during the hearing, and the Union indicated that said advertisements would have constituted a satisfactory remedy of the violation alleged in the complaint. Thereupon the Union moved to withdraw the complaint since it was satisfied that the subsequent advertisements alleviated the need for continuance of the matter. The Employer raised no objection to the Union's motion to withdraw. Therefore, the motion to withdraw is granted, and we have today dismissed the complaint.


Dated at Madison, Wisconsin, this 7th day of June, 1972.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By



Morris Slavney, Chairman



Jos. B. Kerkman, Commissioner