

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

In the Matter of the Petitions of

OAK CREEK - FRANKLIN JOINT CITY
SCHOOL DISTRICT NO. 1 and

CITY OF BELOIT, a Municipal Corporation,
by the BELOIT CITY SCHOOL BOARD, its
Agent

Requesting a Declaratory Ruling
Pursuant to Section 111.70(4)(b),
Wisconsin Statutes

Case III
No. 16717 DR(M)-42
Decision No. 11827-C

Case V
No. 16732 DR(M)-43
Decision No. 11831-C

ORDER GRANTING MOTION TO FILE BRIEFS AMICUS

Hearing in the above entitled matters having been conducted by the Commission on June 11, 12 and 13, 1973, and prior to any further action by the Commission, Turner Joint School District No. 1, Beloit, Wisconsin, having filed a request to file briefs amicus in the above entitled matters; and the Commission being satisfied that such request be granted;

NOW, THEREFORE, it is

ORDERED

That the request of Turner Joint School District No. 1 to file briefs amicus in the above entitled matters be, and the same hereby is granted.

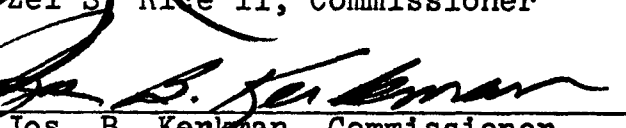
Given under our hands and seal at the
City of Madison, Wisconsin, this 16th
day of August, 1973.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slavney, Chairman


Zel S. Rice II, Commissioner


Jos. B. Kerkman, Commissioner

No. 11827-C
11831-C

OAK CREEK - FRANKLIN JOINT CITY SCHOOL DISTRICT NO. 1, III, Decision No. 11827-C, and CITY OF BELOIT, a Municipal Corporation, by the BELOIT CITY SCHOOL BOARD, Its Agent, V, Decision No. 11831-C

MEMORANDUM ACCOMPANYING
ORDER GRANTING MOTION TO FILE BRIEFS AMICUS

During April and May of 1973, three separate school districts, namely, Oak Creek - Franklin Joint City School District No. 1, City of Beloit, a Municipal Corporation by the Beloit City School Board, its Agent, and Turner Joint School District No. 1, filed separate petitions for declaratory rulings, pursuant to Section 111.70(4)(b) of the Municipal Employment Relations Act, requesting the Commission to determine whether certain matters proposed by various local associations of the Wisconsin Education Association, who were individually engaged in bargaining with said school districts, were subject to mandatory bargaining under said Act. The subjects involved were included in the proposals submitted by said local organizations to the various school districts involved. Hearings were scheduled in all three cases, and hearings were completed in the petitions filed by Oak Creek - Franklin Joint City School District No. 1 and the Beloit City School Board. However, prior to the opening of the hearing on the petition filed by Turner Joint School District No. 1, the Turner Education Association withdrew, from the bargaining table, those matters which were covered by the petition for declaratory ruling filed by Turner Joint School District No. 1. Thereafter, the Turner Education Association filed a motion requesting the Commission to dismiss the petition for declaratory ruling. After considering a motion in opposition thereto and a response to said motion, the Commission has today dismissed the declaratory ruling petition filed by Turner Joint School District No. 1, since the matters involved therein are not presently in issue.

Counsel for the Turner Joint School District No. 1 requested, should the Commission dismiss its petition, the opportunity to file briefs amicus in the pending Oak Creek - Franklin Joint City School District No. 1 and/or Beloit City School Board cases. In response to such request Counsel for the Oak Creek and Beloit Education Association proposed that such brief amicus follow the same briefing schedule as established in the cases which were heard. The transcript in the Oak Creek - Franklin Joint City School District No. 1 matter was sent to the parties on August 1, 1973. The arrangement for filing briefs in the cases which were heard were as follows: Initial briefs will be simultaneously filed the first Monday after three weeks from receipt of the transcript and that the reply briefs will be due the following Monday. If the transcript would be received in the middle of the week, we could consider the following Monday as the commencement of the time to establish the date on which the briefs would be filed. Further, Counsel is requested to take on the responsibility of sending briefs to each other.

Therefore, under the schedule for the filing of briefs amicus the Counsel for Turner Joint School District No. 1 may file its brief amicus on or before August 27, 1973,^{1/} and at the same time serve a copy thereof upon Counsel for the Turner Education Association. Reply briefs will be due September 3, 1973.

Dated at Madison, Wisconsin, this 16th day of August, 1973.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slawney, Chairman


Zel S. Rice II, Commissioner


Jos. B. Kerkman, Commissioner

^{1/} Counsel for the Oak Creek and Beloit Education Associations shall serve copies of its briefs to Counsel for Turner Joint School District No. 1 in accordance with the same schedule.