

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

UNIVERSITY OF WISCONSIN EMPLOYEES'  
LOCAL 171, AFSCME, AFL-CIO,

Complainant,

vs.

DEPARTMENT OF ADMINISTRATION OF THE  
STATE OF WISCONSIN,

Respondent.

Case XLV  
No. 18369 PP(S)-24  
Decision No. 13082-B

Appearances:

Lawton & Cates, Attorneys at Law, by Mr. Bruce Davey, Esq., appearing on behalf of Complainant.

State of Wisconsin, Department of Administration, by Mr. Gene Vernon, Esq., and Lionel L. Crowley, Esq., appearing for Respondent.

ORDER AMENDING FINDINGS OF FACT,  
CONCLUSIONS OF LAW AND ORDER

The undersigned on May 13, 1975, having issued Findings of Fact, Conclusions of Law and Order in the above-entitled matter; and said decision having found that Patrick Polencheck had the effective power to hire and discharge employes; and said finding being incorrect in that the record establishes that Polencheck was only the effective power to recommend hiring and firing; and pursuant to ERB 12.08 which provides that an Examiner on his own motion can correct Findings of Fact, Conclusions of Law and Order within twenty (20) days from the issuance of the decision;

NOW, THEREFORE, it is

ORDERED

1. That paragraph 9 of the Findings of Fact be, and the same hereby is, amended by inserting the word "recommend" between the words "to" and "hire" in the phrase "and that Polencheck has the effective authority to hire;"

2. That paragraph 10 of the Findings of Fact be, and the same hereby is, amended by deleting the phrase, "and that Polencheck has the effective authority to discharge employes," and to insert therein the following, "and that Polencheck has the effective authority to recommend the discharge of employes".

3. That the Memorandum Accompanying Findings of Fact, Conclusions of Law and Order be, and the same hereby is amended, by deleting all references to Polencheck's effective power to hire and fire employes, and by providing instead that Polencheck has the effective authority to recommend the hiring and firing of employes.

Dated at Madison, Wisconsin this 20th day of May, 1975.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Amedeo Greco  
Amedeo Greco, Examiner