

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

MT. MOREB EDUCATION ASSOCIATION,

Complainant,

vs.

MT. MOREB JOINT SCHOOL DISTRICT NO. 6
AND BOARD OF EDUCATION OF MT. MOREB
JOINT SCHOOL DISTRICT NO. 6,

Respondents.

Case I

No. 18478 MP-403

Decision No. 13160-B

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

Examiner George R. Fleischli having, on August 4, 1975, issued his Findings of Fact, Conclusion of Law and Order, with Accompanying Memorandum, in the above-entitled proceeding, wherein the above-named Respondents were found not to have committed any prohibited practice within the meaning of the Municipal Employment Relations Act; and a petition for review having been timely filed by the Complainant on August 20, 1975, and thereafter a brief in support thereof; and on September 4, 1975, the Respondent having filed a motion to dismiss the petition for review; and the Commission, having considered the petition for review, the brief filed in support thereof, and the motion to dismiss said petition for review, being fully advised in the premises and being satisfied that the Findings of Fact, Conclusion of Law and Order, with Accompanying Memorandum, issued by the Examiner should be affirmed;

NOW, THEREFORE, it is

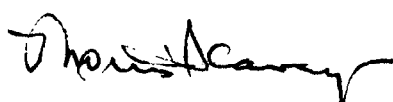
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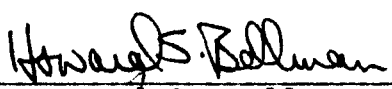
That, pursuant to Section 111.07(5) of the Wisconsin Statutes, the Wisconsin Employment Relations Commission hereby adopts the Examiner's Findings of Fact, Conclusion of Law and Order, with Accompanying Memorandum, issued in the above-entitled matter as its Findings of Fact, Conclusion of Law and Order, with Accompanying Memorandum.

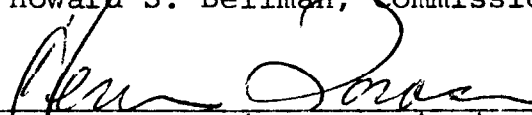
Given under our hands and seal at the
City of Madison, Wisconsin this 29th
day of October, 1975.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slavney, Chairman


Howard S. Bellman, Commissioner


Herman Torosian, Commissioner

No. 13160-B

MEMORANDUM ACCOMPANYING ORDER AFFIRMING EXAMINER'S
FINDINGS OF FACT, CONCLUSION OF LAW AND ORDER

In its brief filed in support of its petition for review, the Complainant argued, in effect, that the Examiner erred in concluding that the teachers involved were substitute teachers and not covered by the collective bargaining agreement. These arguments were considered by the Examiner, as reflected in the Memorandum Accompanying his decision.

We agree with the rationale set forth in the Examiner's Memorandum and with his conclusion that teachers involved were substitutes and were excluded from coverage by the collective bargaining agreement.

Dated at Madison, Wisconsin this 29th day of October, 1975.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Morris Slavney
Morris Slavney, Chairman

Howard S. Bellman
Howard S. Bellman, Commissioner

Herman Torosian
Herman Torosian, Commissioner