

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

**Respondent.**


**No. 14862-A**

4. That the hearing in the instant matter will proceed as scheduled on November 3 and 4, 1976.

Dated at Madison, Wisconsin this 14th day of October, 1976.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

  
Sherwood Malamud, Examiner

MEMORANDUM ACCOMPANYING ORDER GRANTING MOTION  
TO MAKE COMPLAINT MORE DEFINITE AND CERTAIN

Complainant alleged in paragraph five of its Complaint that:

"5. At all times material herein Charles Kent has coerced, intimidated, and interfered with employees in the exercise of rights guaranteed by MERA by interrogating employees concerning their Association sympathies; by pressuring employees under his supervision to abandon support of the Association; by engaging in a campaign of written anti-Association propaganda using school facilities and materials; and through personal coercive individual anti-Association conferences."

and in paragraph six of its Complaint that:

"6. The Respondent, although required to do so by its collective agreement with the Association, and despite repeated requests by the Association, has refused to process grievances and on numerous occasions has failed and refused to proceed to arbitration as set forth in the collective agreement."

Respondent requests the Examiner order Complainant to make such allegations more specific. Complainant stated in a letter dated September 11, 1976 that it would provide Respondent with the information it requested. Apparently, no information was forthcoming.

The Commission, in its rules at ERB 12.02(2)(c) established that a complaint must contain among other things:

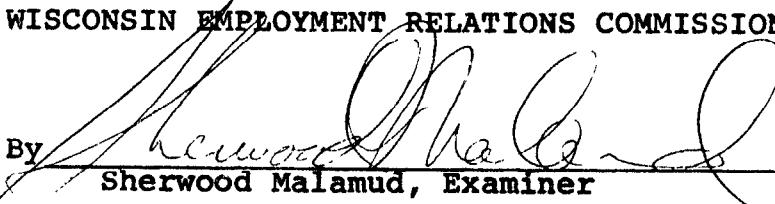
"A clear and concise statement of the facts constituting the alleged prohibited practice or practices including the time and place of occurrence of particular acts and the sections of the act alleged to have been violated thereby."

In order to afford Respondent with notice of the specific acts, dates, and individuals which are the subject of the instant Complaint, the Examiner has granted Respondent's Motion to Make the Complaint More Definite and Certain.

Dated at Madison, Wisconsin this 14th day of October, 1976.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

  
Sherwood Malamud, Examiner