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STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

WISCONSIN COUNCIL OF COUNTY AND MUNICIPAL EMPLOYEES #40 AFSCME, NORTHERN PINES UNIFIED SERVICES EMPLOYEES

Complainant,

Case II

No. 26614 MP-1135 Decision No. 18019-A

Vs.

CENTER

NORTHERN PINES UNIFIED SERVICES

Respondent.

Respondent

ORDER GRANTING MOTION TO MAKE COMPLAINT MORE DEFINITE AND CERTAIN

Wisconsin Council of County and Municipal Employees #40 AFSCME, Northern Pines Unified Services Employes herein Complainant having filed a complaint with the Wisconsin Employment Relations Commission alleging that Northern Pines Unified Services Center, herein Respondent, has committed certain prohibited practices; and the Commission thereafter having appointed Michael F. Rothstein, a member of the Commission staff, to act as Examiner in the matter; and the Respondent having subsequently filed a Motion to Make the Complaint More Definite and Certain; and the Examiner having considered the matter;

NOW THEREFORE IT IS

ORDERED

- 1. That the Motion to Make the Complaint More Definite and Certain in the above-entitled matter be and the same hereby is granted, and that therefore the Complainant shall file an amended complaint specifying those facts which Complainant believes constitutes the alleged unfair labor practice which supports the violation of Wis.Stat. 111.06(1)(b) as alleged in the complaint.
- 2. That this information shall be filed by the Complainant with the Commission, a copy to the Respondent, by September 19, 1980.
- 3. That the date for entering the complaint shall be extented to September 29, 1980 herein.

Dated at Madison, Wisconsin this 10th day of September, 1980.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Michael F. Rothstein, Examiner

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

Inasmuch as the Complainant has failed to specify with sufficient clarity those facts which would support Complainant's contention that Respondent has violated Wisconsin Stats. 111.06(1)(b), the Examiner has required that Complainant provide said information pursuant to ERB 2.02, 2.07 and 2.08. Further, the Examiner has set a date for Complainant to comply with said order. The failure of Complainant to file an amended complaint which provides said information as required by the order shall be grounds for the dismissal of the allegation alleging violation of section 111.06(1)(b) of the Wis. Stats.

Respondent has been granted an extention in which to file their answer; the extention is necessary in light of the Examiner's order that Complainant file an amended complaint.

Dated at Madison, Wisconsin this 10th day of September, 1980.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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Michael F. Rothstein, Examiner