

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

ERVIN HEWITT and
DUANE PETERSON,

Complainants,

vs.

BOARD OF EDUCATION FOR JOINT
SCHOOL DISTRICT NO. 3, VILLAGE
OF HARTLAND, WISCONSIN; HARTLAND
EDUCATION ASSOCIATION,
WISCONSIN EDUCATION ASSOCIATION
COUNCIL AND NATIONAL EDUCATION
ASSOCIATION,

Respondents.

Case 1
No. 26912 MP-1161
Decision No. 18577-E

KATHLEEN A. CHENTNIK,
JANET M. D. HULBERT,
GLADIES B. MUMM, BOBY J.
FRINGS, PENELOPE L. NIESEN
and DONNA F. WARD,

Complainants,

vs.

RICHFIELD EDUCATION
ASSOCIATION,

Respondent.

Case 1
No. 27171 MP-1176
Decision No. 18578-E

JEAN EKBLAD,

Complainant,

vs.

NORTHWEST UNITED EDUCATORS,

Respondent.

Case 3
No. 29016 MP-1284
Decision No. 19307-E

DALE POEPEL, P. WILLIAM GREER,
THOMAS J. VOGT, KATHRYN
KUMMER, DEBRA HOLSCHBACH, JANE
KLINZING, DONNA NICCOLAI, CATHY
LADER, ELMER J. THOMPSON,
MARLENE REEDER, DARLENE FREESE,
LYNN WINTER, SUSAN J. REINKE,
CHERYL L. PRICE, LINDA
LERNBRICH, GENE TAYLOR,
EVELYN PROPP, DENNIS
DIDERICH, LINDA W. POLGLAZE,
LAWRENCE HOOD, DONAVAN JONES,

Complainants,

vs.

BOARD OF EDUCATION, CLINTON
COMMUNITY SCHOOL DISTRICT,
CLINTON, WISCONSIN; CLINTON
EDUCATION ASSOCIATION, WISCONSIN
EDUCATION ASSOCIATION COUNCIL
AND NATIONAL EDUCATION
ASSOCIATION,

Respondents.

Case 11
No. 30570 MP-1397
Decision No. 20081-F

SAUK PRAIRIE FAIR SHARE MEMBERS
SAUK PRAIRIE SCHOOLS, WI,

Complainants,

vs.

SAUK PRAIRIE SCHOOL BOARD,
SAUK PRAIRIE EDUCATION
ASSOCIATION, SOUTH CENTRAL
UNITED EDUCATORS, WISCONSIN
EDUCATION ASSOCIATION COUNCIL,

Respondents.

Case 22
No. 29357 MP-1312
Decision No. 19467-G

Appearances:

Mr. David T. Bryant, Staff Attorney, National Right to Work Legal Defense Foundation, Inc., 8001 Braddock Road, Springfield, Virginia, 22160, and Lindner & Marsack, Attorneys at Law, by Mr. Charles P. Stevens, 700 North Water Street, Milwaukee, Wisconsin 53202, on behalf of the Complainants in all of the cases except Sauk Prairie School District.

Mr. Walter L. Harvey, Attorney at Law, 221 East Indianola Avenue, Suite 215, Phoenix, Arizona, 85012, on behalf of the Complainants in Sauk Prairie School District.

Mr. Bruce Meredith, Staff Counsel, and Mr. William S. Sample, Attorney at Law, Wisconsin Education Association Council, P.O. Box 8003, Madison, Wisconsin, 53708, on behalf of the Respondents.

ORDER GRANTING
PETITION FOR REHEARING

The Wisconsin Employment Relations Commission having, on September 1, 1987, issued its Findings of Fact, Conclusions of Law and Order in the above-captioned matters; and the Respondent Associations in those matters having, on September 21, 1987, filed a petition for rehearing requesting that the Commission grant a rehearing pursuant to Sec. 227.49(3) Stats.; and in their petition Respondent Associations having alleged that the Commission:

- 1) Made a material error of fact and law in holding that the Mueller award was invalid and that, therefore, a new arbitration is required;

and Complainants having, on October 9, 1987 and October 19, 1987, filed responses in opposition to the petition; and Respondent Associations having, on October 13, 1987, filed a copy of the Mueller award and additional argument in support of their petition; and the Commission having considered the matters raised and the arguments of the parties and being satisfied that the petition for rehearing should be granted;

NOW, THEREFORE, it is

ORDERED

That Respondent Associations' petition for rehearing is granted as to the following matter:

Whether the Commission erred in holding that the Mueller arbitration was invalid and that Complainants are entitled to a new arbitration.

Given under our hands and seal at the City of
Madison, Wisconsin this 21st day of October, 1987.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

Stephen Schoenfeld
Stephen Schoenfeld, Chairman

Herman Torosian
Herman Torosian, Commissioner