

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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Shri Krishan,		:	
	Complainant,	:	
vs.		:	Case 219
		:	No. 35004 PP(S)-119
Joe Mitchell,		:	Decision No. 23012-A
	Respondent.	:	
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ORDER GRANTING MOTION TO JOIN
AND REQUEST TO INTERVENE

The State of Wisconsin, having on December 5, 1985 filed a Motion to Join as a Respondent in the above matter along with Respondent Mitchell; and the Complainant having opposed said Motion; and the Wisconsin Federation of Teachers, Local 3271, having on December 9, 1985 requested in writing to intervene in the matter as an interested party; and the Complainant having not opposed said request; and the Examiner having considered the matter and concluded that both the Motion to Join and request to intervene should be granted;


NOW THEREFORE it is

ORDERED

That the State's Motion to Join as a Respondent and the Wisconsin Federation of Teachers' request to intervene in the above matter are granted.

Dated at Madison, Wisconsin this 7th day of January, 1986.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By 
Raleigh Jones, Examiner

MEMORANDUM ACCOMPANYING ORDER
GRANTING MOTION TO JOIN AND
REQUEST TO INTERVENE

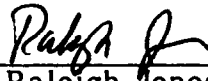
The Complainant, a teacher at Ethan Allen School, alleges Respondent Mitchell, a fellow teacher and union officer, violated the State Employment Labor Relations Act by interfering in his employment relationship. The State requests that it be joined as a party along with Respondent Mitchell pursuant to Sec. 111.815(1) and (2). The Complainant objects to the request on the grounds it is discriminatory for the State to join Mitchell as the Respondent rather than him as the Complainant. This objection is insufficient to preclude the State from voluntarily joining Mitchell as Respondent given the discretion granted the State in Sec. 111.815 to discharge its responsibility as an employer.

Wisconsin Federation of Teachers, Local 3271, requests to intervene in the matter so as to protect whatever interest it may have. Inasmuch as Wisconsin Federation of Teachers, Local 3271, is to the bargaining agent for both Complainant Krishan and Respondent Mitchell, and the Complainant does not oppose the request, the Wisconsin Federation of Teachers' request to intervene is deemed appropriate.

Accordingly, the Examiner has granted both the State's Motion to Join as a Respondent and the Wisconsin Federation of Teachers' request to intervene in the above matter.

Dated at Madison, Wisconsin, this 7th day of January, 1986.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By 
Raleigh Jones, Examiner