

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

MILWAUKEE TEACHERS'	:	
EDUCATION ASSOCIATION,	:	
	:	
Complainant,	:	Case 182
	:	No. 36791 MP-1840
vs.	:	Decision No. 23604-A
	:	
MILWAUKEE BOARD OF	:	
SCHOOL DIRECTORS,	:	
	:	
Respondent.	:	
	:	

ORDER DENYING MOTION FOR POSTPONEMENT OF THE DATE FOR HEARING

Milwaukee Teachers' Education Association, herein Complainant, having on April 10, 1986, filed a complaint with the Wisconsin Employment Relations Commission alleging that Milwaukee Board of School Directors, herein Respondent, has committed certain prohibited practices within the meaning of Sec. 111.70, Stats., and the Commission having on May 2, 1986, appointed Mary Jo Schiavoni as Examiner in this matter; and the Examiner having, on May 2, 1986, issued a Notice scheduling hearing in this matter for June 3, 1986; and Respondent having on May 6, 1986, filed a motion to postpone the hearing date to a date to be determined in July due to its involvement in numerous other legal actions with the Complainant, two of which occur immediately subsequent to and immediately preceding the June 3, 1986 date, and the Respondent having refused to agree to any other date prior to June 3, 1986 for hearing on this matter; and Complainant having informed the Examiner that it will not waive the statutory forty (40) day time period for holding of the hearing and having requested that the Commission deny said Motion; and the Examiner having considered the Motion;

NOW, THEREFORE, it is

ORDERED

That the Motion to postpone hearing date be, and the same hereby is, denied.

Dated at Madison, Wisconsin this 20th day of May, 1986.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Mary Jo Schiavoni
Mary Jo Schiavoni, Examiner

MILWAUKEE BOARD OF SCHOOL DIRECTORS

MEMORANDUM ACCOMPANYING ORDER
DENYING MOTION FOR POSTPONEMENT
OF THE DATE OF HEARING

Respondent's Motion, insofar as it attempts to circumvent the clear dictates of Sec. 111.07(2), Stats., which require that a time for hearing be fixed no more than forty days after the filing of the complaint absent mutual waiver of said time period by the parties, is denied. Respondent, while admittedly busy with other litigation, has demonstrated no compelling reason for its inability to appear at the designated time.

Accordingly, said Motion is denied.

Dated at Madison, Wisconsin this 20th day of May, 1986.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Mary Jo Schiavoni
Mary Jo Schiavoni, Examiner