

STATE OF WISCONSIN
BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

CARL PONTILLO, Complainant,

vs.

**STATE OF WISCONSIN (DEPARTMENT OF CORRECTIONS) and
WISCONSIN STATE EMPLOYEES UNION, AFSCME,
COUNCIL 24, AFL-CIO**, Respondents.

Case 809
No. 68587
PP(S)-395

Decision No. 32798-B

Appearances:

Carl Pontillo, appeared on his own behalf.

David J. Vergeront, Chief Legal Counsel, Office of State Employment Relations, P.O. Box 7855, Madison, Wisconsin, 53707-7855, appeared on behalf of the State of Wisconsin.

Peggy A. Lautenschlager, Bauer & Bach, LLC, Attorneys at Law, 123 East Main Street, Suite 300, Madison, Wisconsin, 53703, appeared on behalf of Wisconsin State Employees Union, AFSCME, Council 24, AFL-CIO.

**NOTICE OF COMMISSION'S FINDINGS OF FACT, CONCLUSIONS OF LAW
AND ORDER PURSUANT TO SECTION 111.07(5), STATS.**

On May 12, 2010, Examiner Stanley H. Michelstetter II issued Findings of Fact, Conclusions of Law and Order with Accompanying Memorandum in the above-entitled matter determining that Respondents had not committed unfair labor practices within the meaning of Secs. 111.84(1)(a) or (c) and 111.87(2)(a) or (b), Stats. He ordered the complaint dismissed.

Within the 20-day statutory period set forth in Sec. 111.07(5), Stats., no petition for review of said Findings of Fact, Conclusions of Law and Order was filed and no intervening order by the Examiner or the Commission was issued.

No. 32798-B

NOW, THEREFORE, the Commission issues the following

NOTICE

By operation of Sec. 111.107(5), Stats., Examiner Michelstetter's Findings of Fact, Conclusions of Law and Order in the above-entitled matter became the Commission's Findings of Fact, Conclusions of Law and Order on June 2, 2010.

Given under our hands and seal at the City of Madison, Wisconsin, this 10th day of June, 2010.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Judith Neumann /s/

Judith Neumann, Chair

Paul Gordon /s/

Paul Gordon, Commissioner

Susan J. M. Bauman /s/

Susan J. M. Bauman, Commissioner