

STATE OF WISCONSIN

STATE PERSONNEL BOARD

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FREDERICK LUEBKE,

Appellant,

v.

DEPUTY DIRECTOR, Bureau of Personnel\*  
and PRESIDENT, University of \*  
Wisconsin, \*

Respondents. \*

Case No. 74-26 \*

\* \* \* \* \*

# OFFICIAL

## OPINION AND ORDER

Before: James R. Morgan, Calvin Hessert and Dana Warren, Board Members.

In an Opinion and Order dated August 29, 1975, the Board held that the respondents were incorrect in denying the appellant's requested reclassification to Storekeeper 1 and the Board ordered that the matter be remanded to the respondent for proper corrective action. No specific effective date for this action was established in the Opinion and Order. The appellant has since appealed the effective date of the corrective reclassification action, and asked that it be established as the date he requested the reclassification at issue. No facts have been contested. The Board makes the following findings of fact:

1. The appellant filed his original appeal April 8, 1974.
2. The effective date of the reclassification was established by the Director as August 31, 1975, following the Board's decision regarding reclassification on August 29, 1975.

The Board makes the following conclusions of law:

The Board, following Van Laanen v. Knoll, 74-17, 3/19/76 and 3/23/76, finds that the effective date of the reclassification—for both salary and benefit

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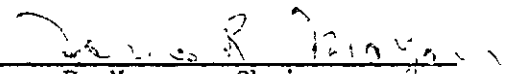
purposes—should be forty-five calendar days after the Board's receipt of the appeal in this case.<sup>1</sup> Since the record shows that the appeal letter was received on April 8, 1974, the appellant's reclassification should be made effective as of May 23, 1974.

ORDER

The Director's action is rejected and this motion is remanded for action in accordance with this decision.

Dated: June 16, 1978

STATE PERSONNEL BOARD

  
James R. Morgan, Chairperson

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1. Affirmed, Van Laanen v. State Personnel Board, 153-348 (Dane Cty. Cir. Ct. 1977). The Van Laanen case involved the denial of a reclassification request as does the present case. For factual situations involving inappropriate reallocated positions see Alderden v. Wettengel, 73-87, 6/2/75, 11/24/75, and 3/22/76. Affirmed, Knoll v. State Personnel Board, 151-292 (Dane Cty. Cir. Ct. 1977).