appeal from Raschick v. UW-Eau Claire, 81-PC-ER-101, 11/21/84
NOTE: Aff'd in Ct of Appeals 4/21/87

STATE OF WISCONSIN CIRCUIT COURT BURNETT COUNTY

Walter A. Raschick,

Petitioner,

vs.

State Personnel Commission,

Respondent.

MEMORANDUM OPINION

Case No. 85-CV-12

The case is presented to the court for judicial review under §227.16. After reviewing the entire record, the court will affirm the respondent's decision in its entirety.

Complainant filed claim with the commission alleging discrimination because of age. Complainant was 52. He submitted an application for the job of Public Information Officer II at University of Wisconsin-Eau Claire. An exam was given and complainant was one of six certified as eligible. No reference to age was made during the interview. The interviewing was done by one Stephen Morgan.

The job description included writing, editing and knowledge of publication for mass media and ability to deal with members of the university community.

A 24 year old female was hired for the position. Mr. Morgan stated that she was the best qualified candidate for the position and that complainant was not. She had recent experience writing features for newspapers, and in researching and developing radio spots.

Morgan said complainants work samples were old, out of date, and not relevant to the type of work in the job description. Morgan said that complainant was a "talker" and was inappropriately attired and confused. He said complainant's resume and information from the interview did not indicate any recent, relevant experience required for the position.

Morgan states that these were the reasons for selecting another applicant for the job and in no way was it age descrimination.

The court would agree that these are specific and legitimate reasons for complainants rejection.

Probably the biggest problem of complainant was his failure to provide information regarding recent experience .

Other than that, petitioner's complaint regarding discrimination because of age was kind of a general allegation and was not articulated as to specifics. The complainant himself said no mention of age was made at any time.

Respondent's decision will be affirmed.

Dated this 18th day of June, 1986.

BY THE COURT:

HARRY F. GUNDERSEN, Circuit Judge