

STATE OF WISCONSIN
BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

ROSELINE SOLOMON, Appellant,

vs.

DEPARTMENT OF HEALTH SERVICES, Respondent.

Case 90
No. 73111
PA(adv)-397

DECISION NO. 34975

Appearances:

Roseline Solomon, 540 W. Olin Avenue, #224, Madison, Wisconsin 53715, appearing on behalf of herself.

James Underhill, Labor Relations Specialist, Wisconsin Office of State Employment Relations, 101 East Wilson Street, 4th Floor, P.O. Box 7855, Madison, Wisconsin 53707-7855, appearing on behalf of Respondent Department of Health Services.

ORDER DISMISSING APPEAL

On March 11, 2014, Roseline Solomon filed an appeal with the Wisconsin Employment Relations Commission pursuant to § 230.44(1)(c), Stats., asserting that she had been disciplined without just cause when she received a written reprimand from the Department of Health Services. On March 13, 2014, the Commission advised Ms. Solomon that it did not have jurisdiction to review written reprimands and that that appeal would be dismissed unless Ms. Solomon provided persuasive argument otherwise on or before March 31, 2014. Ms. Solomon did not reply.

Having considered the matter and being fully advised in the premises, the Commission makes and issues the following

ORDER

The appeal is dismissed.

Dated at Madison, Wisconsin, this 11th day of April 2014.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

James R. Scott, Chairman

Rodney G. Pasch, Commissioner

MEMORANDUM ACCOMPANYING ORDER DISMISSING APPEAL

Section 230.44(1)(c), Stats., provides:

If an employee has permanent status in class ... the employee may appeal a demotion, layoff, suspension, discharge or reduction in base pay to the commission, if the appeal alleges that the decision was not based on just cause.

Section 230.44(1)(c), Stats., does not give us jurisdiction over written reprimands. Therefore, we have dismissed the appeal.

Dated at Madison, Wisconsin, this 11th day of April 2014.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

James R. Scott, Chairman

Rodney G. Pasch, Commissioner