

STATE OF WISCONSIN  
BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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ANGI WILSON, Appellant,

vs.

DEPARTMENT OF CORRECTIONS, Respondent.

Case 252  
No. 72864  
PA(adv)-389

DECISION NO. 34982

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**Appearances:**

Jim Parrett, Field Representative, AFSCME Council 24, N14436 17th Avenue, Necedah, Wisconsin 54646, appearing on behalf of Complainant Angi Wilson.

Ms. Laura Amundson, Labor Relations Specialist, Wisconsin Office of State Employment Relations, 101 E. Wilson Street, 4th Floor, P.O. Box 7855, Madison, Wisconsin 53707-7855, appearing on behalf of Respondent Department of Corrections.

**ORDER GRANTING MOTION TO DISMISS**

On February 3, 2014, Angi Wilson filed an appeal with the Wisconsin Employment Relations Commission pursuant to § 230.44(1)(c), Stats., asserting that she had been denied representation in a disciplinary interview by the Wisconsin Department of Corrections. On February 11, 2014, Respondent Department of Corrections filed a motion to dismiss the appeal asserting that the Commission lacks jurisdiction over her appeal. The parties thereafter filed written argument and the motion is now ripe for Commission action.

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

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James R. Scott, Chairman

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Rodney G. Pasch, Commissioner

**MEMORANDUM ACCOMPANYING ORDER GRANTING MOTION TO DISMISS**

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 disputes as to representation during a disciplinary interview. Therefore, we have dismissed the appeal.

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

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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James R. Scott, Chairman

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Rodney G. Pasch, Commissioner