

STATE OF WISCONSIN
BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

MATTHEW GRABOWSKI, Appellant,

vs.

DEPARTMENT OF CORRECTIONS, Respondent.

Case ID: 1.0020

Case Type: PA

DECISION NO. 35464

APPEARANCES:

Troy Bauch, Field Representative, Wisconsin State Employees Union, 1190 Ruffedt Road, Cornell, Wisconsin, appearing on behalf of Appellant Matthew Grabowski.

On its own motion, the Wisconsin Employment Relations Commission has reviewed this matter to determine whether there is any basis upon which to exercise jurisdiction over the appeal. Appellate Matthew Grabowski was reassigned and given a written reprimand. He exhausted the grievance procedure and filed an appeal on November 11, 2014.

DECISION AND ORDER DISMISSING APPEAL

This is an appeal of a written reprimand over which we have no jurisdiction. There is no doubt about that and we have issued several decisions reflecting that fact, including at least one to the same representative who filed this appeal. Unlike a court that has the power to levy sanctions against those who deliberately pursue frivolous appeals, our only recourse is to ban representatives from appearing before us. This decision will provide fair notice that filing future obviously futile appeals will lead to that result. The place for protest is the Wisconsin Legislature not the filing of groundless appeals with the Commission.

ORDER

The appeal of Matthew Grabowski is dismissed.

Signed at the City of Madison, Wisconsin, this 26th day of December 2014.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

James R. Scott, Chairman

Rodney G. Pasch, Commissioner