

STATE OF WISCONSIN
BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

MARCO STEPHENSON, Appellant,

vs.

STATE OF WISCONSIN DEPARTMENT OF CORRECTIONS, Respondent.

Case ID: 1.0675

Case Type: PA

DECISION NO. 40721-A

Appearances:

Marco Stephenson, 721 Park Street, Waupun, Wisconsin, appearing on his own behalf.

Attorney David Makovec, Department of Administration, 101 E. Wilson Street, 10th Floor, P.O. Box 7864, Madison, Wisconsin appearing on behalf of the State of Wisconsin Department of Corrections

ORDER GRANTING PETITION FOR REHEARING

On January 16, 2025, the Wisconsin Employment Relations Commission issued a Decision and Order affirming the discharge of Marco Stephenson by the State of Wisconsin Department of Corrections. On January 31, 2025, Stephenson filed a petition for rehearing pursuant to Wis. Stat. § 227.49, asserting that the Commission had made errors of law or fact in its Decision and Order and there has been the discovery of new evidence sufficiently strong to reverse or modify the order, which could not have been previously discovered by due diligence. Respondent filed a response to the petition on February 17, 2025.

Having considered the matter, the Commission concludes that the petition should be granted for the purpose of determining if the Commission made a material error of law or fact and/or if there has been the discovery of new evidence sufficiently strong to reverse or modify the order, and which could not have been previously discovered by due diligence.

NOW, THEREFORE, the Commission makes and issues the following:

ORDER

The petition for rehearing is granted.

Issued at the City of Madison, Wisconsin, this 28th day of February 2025.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

James J. Daley, Chairman