

STATE OF WISCONSIN
BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

KAREN SCHRADER, Appellant,

vs.

STATE OF WISCONSIN DEPARTMENT OF CORRECTIONS, Respondent.

Case ID: 1.0738

Case Type: PA

DECISION NO. 41551

Appearances:

Karen Schrader, 2492 San Lorenz Dr., Green Bay, Wisconsin, appearing on her own behalf.

Michelle M. Zaccard Craig, Attorney, Wisconsin Department of Corrections, 3099 E. Washington Avenue, P.O. Box 7925, Madison, Wisconsin, appearing on behalf of the State of Wisconsin Department of Corrections.

DECISION AND ORDER GRANTING MOTION TO DISMISS

On April 9, 2025, Karen Schrader filed appeals of multiple non-selections with the Wisconsin Employment Relations Commission pursuant to Wis. Stat. § 230.44(1)(d). On April 23, 2025, DOC filed a request for clarification regarding the positions or Job ID numbers for the non-selections being appealed. Schrader did not respond to the request until May 22, 2026, specifically identifying a probation and parole position and a call monitoring center position, Job ID numbers 16546 and 36345. After further investigation, the DOC identified Job ID 16546 as a Corrections Communications Operator position and Job ID 15563 as a Probation and Parole Officer position. On May 28, 2026, DOC filed a motion to dismiss the appeals of the two non-selections as untimely filed. On June 1, 2026, Schrader filed a response opposing the motions. On June 19, 2026, Schrader submitted additional information. On June 29, 2026, DOC filed a response. On August 5, 2026, Schrader did not respond to a request for additional information and the matter became ripe for Commission consideration.

Having considered the matter, the Commission concludes the motion to dismiss should be granted.

NOW, THEREFORE, it is:

ORDERED

The motion to dismiss is granted and the appeal is dismissed.

Issued at the City of Madison, Wisconsin, this 15th day of September 2026.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Electronically signed by Peter G. Davis

Peter G. Davis, Chairman

MEMORANDUM ACCOMPANYING DECISION AND ORDER
GRANTING MOTION TO DISMISS

Wis. Stat. § 230.44(3) states “Any appeal filed under this section may not be heard unless the appeal is filed within 30 days after the effective date of the action, or within 30 days after the appellant is notified of the action, whichever is later.” Appellants have the burden of establishing that their appeals were timely filed in accordance with the 30-day time limit established in Wis. Stat. § 230.44(3). Schrader has failed to do so.

Schrader filed her appeal on April 9, 2025. Schrader’s non-selection for Job ID 16546 was issued and received on February 26, 2025. The deadline to file an appeal for Job ID 16546 would have been March 28, 2025.

Regarding Job ID 15563, Schrader received notification *after* her appeal was filed with the Commission on May 2, 2025. As such, Schrader’s current appeal cannot be used to appeal her May 2, 2025, non-selection since the adverse action had not yet occurred. Schrader then waived her right to appeal her May 2, 2025, non-selection by choosing not to appeal that decision before June 1, 2025.

Due to the untimely nature of both appeals, both have been dismissed.

Issued at the City of Madison, Wisconsin, this 15th day of September 2026.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Electronically signed by Peter G. Davis

Peter G. Davis, Chairman