

**STATE OF MICHIGAN
EMPLOYMENT RELATIONS COMMISSION
LABOR RELATIONS DIVISION**

In the Matter of:

WASHTENAW COMMUNITY MENTAL HEALTH,
Respondent-Public Employer in Case No. C03 C-061,

-and-

AMERICAN FEDERATION OF STATE, COUNTY AND
MUNICIPAL EMPLOYEES COUNCIL 25,
Respondent-Labor Organization in Case No. CU03 C-017,

-and-

MICHAEL SCHILS,
An Individual Charging Party.

APPEARANCES :

Gallagher & Gallagher, P.L.C., by Paul Gallagher, Esq., for the Public Employer

Miller Cohen, P.L.C., by Bruce A. Miller, Esq., and Richard G. Mack, Jr., Esq., for the Labor Organization

Michael Schils, In Propria Persona

ORDER DENYING MOTION

On August 6, 2004, we issued our Decision and Order in the above entitled matter dismissing the charges because they were not filed in a timely manner pursuant to Section 16(a) of the Public Employment Relations Act (PERA), 1965 PA 379 as amended, MCL 423.216(a). On August 17, 2004, Charging Party filed a timely Motion for Reopening of the Record, a Motion for Summary Judgment, and a Motion to Suspend Time Limits in Case No. C03 C-061, involving Respondent Washtenaw Community Mental Health. Finding no merit to these motions, we issued an Order denying them on September 8, 2004. On November 24, 2004, we issued an Order denying four additional motions filed in this matter by Charging Party between September 9, 2004, and November 2, 2004.

On December 10, 2004, Charging Party filed a Motion to Expunge False and Defamatory References to Failed Drug Test from Record. The arguments presented in this motion were not

raised in the exceptions and are, therefore, untimely. Moreover, we have no statutory authority to order the relief requested by Charging Party. Therefore, we issue the following Order:

ORDER

It is hereby ordered that the Motion to Expunge False and Defamatory References to Failed Drug Test from Record is denied.

MICHIGAN EMPLOYMENT RELATIONS COMMISSION

Nora Lynch, Commission Chairman

Harry W. Bishop, Commission Member

Nino E. Green, Commission Member

Dated: _____