

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

In the Matter of:

MACOMB COUNTY (JUVENILE JUSTICE CENTER),
Public Employer-Respondent,

Case No. C07 F-122

-and-

CHRISTINA PELTIER,
An Individual-Charging Party.

APPEARANCES:

James S. Meyerand, Macomb County Corporation Counsel, for Respondent

Christina Peltier, appearing on her own behalf

**DECISION AND ORDER DENYING
MOTION FOR RECONSIDERATION**

On June 11, 2014, the Commission issued its Decision and Order in this matter, finding that Respondent did not violate §§ 10 (1)(a), (c) or (d) of the Public Employment Relations Act (PERA), 1965 PA 379 as amended, MCL 423.210 (1) (a), (c) or (d), when it disciplined and ultimately terminated Charging Party's employment due to excessive and unexcused absenteeism. Accordingly, we dismissed the unfair labor practice charge.

Charging Party filed a Motion for Reconsideration of our Decision and Order on July 7, 2014, and submitted a brief in support of the motion. Respondent did not file a response to the motion.

Motions for Reconsideration are governed by Rule 167 of the Commission's General Rules, 2002 AACRS, R 423.167, which states in pertinent part:

A motion for reconsideration shall state with particularity the material error claimed. . . . Generally, and without restricting the discretion of the commission, a motion for reconsideration which merely presents the same issues ruled on by the commission, either expressly or by reasonable implication, will not be granted. (Emphasis added)

In her Motion for Reconsideration, Charging Party essentially restates the same arguments presented in her exceptions to the ALJ's Decision and Recommended Order. Those

arguments were carefully considered, discussed and found to be without merit in our June 11, 2014 Decision and Order. Therefore, Charging Party has not set forth grounds for reconsideration. See *City of Detroit Water & Sewerage Dep't*, 1997 MERC Lab Op 453, in which the Commission denied the charging party's motion for reconsideration where the charging party restated the same arguments presented in the exceptions.

ORDER

The motion for reconsideration is denied.

MICHIGAN EMPLOYMENT RELATIONS COMMISSION

_____/s/
Edward D. Callaghan, Commission Chair

_____/s/
Robert S. LaBrant, Commission Member

_____/s/
Natalie P. Yaw, Commission Member

Dated: August 15, 2014