

BEFORE THE PUBLIC EMPLOYEE RELATIONS BOARD
OF THE STATE OF KANSAS

Public Employees Service)
Organization (PESO) and)
Albert Brinkman et al.,)
Petitioners,)

vs.)

Youth Center at Topeka (YCAT))
and Kansas Department of)
Corrections,)
Respondents.)

CASE NOS: 75-CAE-2/3/4/5-1995

Ronald A. A. Griesacker and)
Public Employees Service)
Organization (PESO),)
Petitioner/Respondent,)

vs.)

Topeka Correctional Facility,)
Kansas Department of)
Corrections, and Larned)
Correctional Mental Health)
Facility,)
Respondents/Petitioners.)

CASE NOS: 75-CAE-15-1995 (DOC)
75-CAE-16-1995 (DOC)
75-CAE-17-1995 (TCF)
75-CAE-18-1995 (DOC)
75-CAE-19-1995 (DOC)
75-CAE-20-1995 (DOC)
75-CAE-21-1995 (TCF)
75-CAE-22-1995 (LCF)
75-CAE-23-1995 (TCF)
75-CAE-30-1995 (DOC)
75-CAEO-1-1995

Public Employees Service)
Organization (PESO),)
Petitioner,)

vs.)

Lansing Correctional)
Facility,)
Respondent.)

CASE NO: 75-UDE-2-1995

ORDER

COMES NOW on for hearing before Presiding Officer George M. Wolf on this 7th day of August, 1995 the Motion to Vacate filed by PESO, et al. on July 5, 1995; said Motion having been filed by

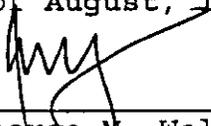
75-UDE-2-1995

PESO to Vacate the Order of Stay entered by this presiding officer on July 5, 1995. PESO, et al. appears by and through Terri L. Harris, Attorney at Law; the Kansas Department of Corrections appears by and through its counsel Timothy G. Madden, Attorney at Law; AFSCME appears by and through its counsel Donald R. Hoffman, of the law firm of Tilton & Hoffman; Kansas Association of Public Employees appears by and through its counsel, Scott A. Stone, Executive Director and Chief Counsel.

The presiding officer, after hearing statements and arguments of Counsel finds:

1. That the PESO et al., Motion to Vacate should be sustained;
2. That the presiding officer's Order to Stay should be set aside;
3. That Albert Brinkman, was not a Registered Business Agent as contemplated by K.S.A. 75-4321 and Kansas Administrative Regulation 84-1-4(b) at the time he attempted and purported to act as such in the above captioned matters;
4. That Albert Brinkman's failure to qualify as a Registered Business Agent as described in paragraph 3 above, renders each and everyone of the above encaptioned cases void ab initio, and must be dismissed for lack of standing.

IT IS SO ORDERED this 14th day of August, 1995.



George M. Wolf
Presiding Officer
(913) 296-7475

CERTIFICATE OF MAILING

I, Loyce D. Oliver Secretary II, for the Kansas Department of Human Resources, hereby certify that on the 14th day of August, 1995 a true and correct copy of the above and foregoing Order was deposited in the U. S. Mail, first class, postage prepaid, addressed to:

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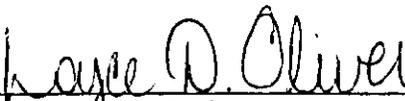
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Loyce D. Oliver