

**ANSWER OF PUBLIC SCHOOL EMPLOYEE PRESUMED TO HAVE ENGAGED
IN AN ILLEGAL STRIKE**

MICHIGAN DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY
Employment Relations Commission

Instructions to Public School Employee: To challenge the presumption that you were engaged in an illegal strike, you must file an answer to the "Notice of Public School Employees Presumed to Be on Strike" previously served on you. Complete this page and attach a separate sheet of paper containing an affidavit in which you have stated the reasons for your objections to the presumption that you engaged in an illegal strike. The affidavit must contain a clear and concise statement of the facts upon which you intend to rely at hearing to rebut the presumption that you engaged in a strike in violation of section 2 of the Public Employment Relations Act. It must also state that you have personal knowledge of the facts recited in the affidavit.

The answer and affidavit may be filed electronically in accordance with the Michigan Employment Relations Commission Electronic Transmission Policy, which is posted at the [Michigan Employment Relations Commission website www.michigan.gov/merc](http://www.michigan.gov/merc). If the answer and affidavit are not filed electronically, an **original** and **2 copies** of each document must be delivered to the Employment Relations Commission at the Cadillac Place, 3026 W. Grand Boulevard, Suite 2-750, PO Box 02988, Detroit, Michigan, 48202-2988. Your answer and affidavit must be received by the Commission before the close of business **on the 10th day** after the date on which the Notice was served on you. At the time you file your answer and affidavit, you must also serve a copy of your answer and affidavit on the opposing party (public school employer or superintendent of public instruction) and file a statement of service in accordance with Commission Rule 423.182.

Public School Employee's Name _____
Street Address _____
City _____ State _____ ZIP Code _____
Daytime Phone _____ Cell _____ Fax _____
Email address _____

Public School Employee's Representative's Name (if any) _____
Street Address _____
City _____ State _____ ZIP Code _____
Office Phone _____ Cell _____ Fax _____
Email address _____

Signature of Representative/Person Filing Answer _____
Print Name _____
Date _____

Statement of Service of Answer of Public School Employee Presumed to Have Engaged in an Illegal Strike

On (date) _____, I served an **Answer of Public School Employee Presumed to Have Engaged in an Illegal Strike** and the supporting affidavit on public school employer _____ superintendent of public instruction _____ by (check one) hand delivery , email , fax , U.S. mail , private delivery service , at (place of service)_____.

Signature _____

Print Name _____

Date _____