

Replaced - April, 1956 register  
by new pages 27, 28, 28a, 28b → #5

WISCONSIN ADMINISTRATIVE CODE

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contain: (a) a specific denial of each of the material allegations of the charges which are controverted by the respondent; (b) a statement of any new matter constituting a defense or affecting the respondent's situation which respondent wishes to have considered.

**Bkg 11.12 Admission by not denying.** Every material allegation of the charges not controverted in the answer shall be taken as true, but new matter in the answer shall be deemed controverted without any reply being served or filed.

**Bkg 11.13 Petition for rules.** (1) Any interested person may petition the commissioner requesting the promulgation or amendment or repeal of any rule, the making of which is within the jurisdiction of the commissioner. Every such petition shall specify in detail the particulars in which any rule presently existing is desired to be amended, shall specify with particularity any rule which it is desired should be repealed, and in the event the petition is for the promulgation of any rule, such petition shall set out the proposed rule in full.

(2) Upon the receipt of any such petition the commissioner may make such investigation as he desires into the matter, hold any conferences or hearings deemed necessary and may give notice of such hearings to all parties which he deems may be interested in said matter. But the commissioner may dispose of any such petition in a summary manner if he so desires.

**Bkg 11.14 Declaratory rulings.** Any person in interest may petition the commissioner for a declaratory ruling with respect to the applicability to any persons, property or state of facts in which such person has an interest, of any rule or statute enforced by the commissioner. Any such petition shall be verified by the party presenting the same, and upon receipt of such petition the commissioner may make such investigation of the facts set forth in such petition as he deems desirable, and may hold such hearings upon notice to such petitioner or any other interested party as he may deem necessary or desirable. The commissioner, however, shall not be required to issue any such declaratory ruling and such action shall be discretionary except upon reference of a case in accordance with the provisions of section 227.05, Wis. Stats.

**Bkg 11.15 Prehearing conference.** In any matter pending before him the commissioner may direct any party or attorney for any party to appear before the commissioner or subordinate who has the matter in charge to consider:

- (1) Simplification of the issues;
- (2) The necessity or desirability of amendments to the pleadings;
- (3) The possibility of obtaining admissions of fact or as to documents which will avoid unnecessary proof;
- (4) Such other matters as may aid in the disposition of the matter.

The commissioner or subordinate having the matter in charge may make an order reciting the action taken at the prehearing conference, the amendments made to pleadings and the agreements made as to any of the matters considered, and limiting the issues to those not disposed of by admissions or agreements. Such order shall control the subsequent course of the proceedings unless modified at the hearing to prevent manifest injustice.