

STATE OF WISCONSIN

CIRCUIT COURT **RECEIVED** KEWAUNEE COUNTY

KEWAUNEE COUNTY,

APR 22 1987

Petitioner, WISCONSIN EMPLOYMENT
RELATIONS COMMISSION OF ENTRY
OF JUDGMENT

-vs-

WISCONSIN EMPLOYMENT RELATIONS
COMMISSION and COUNCIL 40 AND
LOCAL 1778, AFSCME, AFL-CIO,

Decision No. 11096-C

Respondents.

Case No. 86-CV-34

TO: JOHN M. SPINDLER
Attorney at Law
201 East Waldo Blvd.
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Attorney for Kewaunee
County

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Attorney for Wisconsin
Employment Relations
Commission

PLEASE TAKE NOTICE That on February 3, 1987, the Circuit Court for Kewaunee County, Wisconsin, entered Judgment for the Wisconsin Employment Relations Commission and Council 40 and Local 1778, AFSCME, AFL-CIO and against Kewaunee County, a true and correct copy of which Judgment is attached to this Notice.

Dated: February 20, 1987.

~~LAWTON & CATES, S.C.~~

BRUCE F. EHLKE
214 West Mifflin Street
Madison, WI 53703

Attorney for AFSCME Local 1778

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WISCONSIN EMPLOYMENT
RELATIONS COMMISSION

STATE OF WISCONSIN

CIRCUIT COURT

KEWAUNEE COUNTY

KEWAUNEE COUNTY,

- vs - Petitioner, JUDGMENT

WISCONSIN EMPLOYMENT RELATIONS
COMMISSION and COUNCIL 40 and
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The Wisconsin Employment Relations Commission having on February 7, 1986 issued its Findings of Fact, Conclusions of Law and Order Clarifying Bargaining Unit in its Kewaunee County Case 1, No. 35360 ME-37, Decision No. 11096-C, concluding that neither the occupant of the position of Assistant Traffic Chief nor the occupant of the position of Traffic Sergeant is a supervisory or managerial employee and, therefore, that each is "a municipal employe within the meaning of Sec. 111.70(1)(i), Stats.", and that said positions should be included in the bargaining unit represented by AFSCME Local 1778, and Kewaunee County having duly filed a Petition For Judicial Review with this Circuit Court, dated February 21, 1986, seeking a review of the said Findings of Fact, Conclusions of Law and Order Clarifying Bargaining Unit, Kewaunee County appearing by its attorney, NASH, SPINDLER, DEAN & GRIMSTAD and John M. Spindler, the Wisconsin Employment Relations Commission appearing by the Attorney General, Bronson C. LaFollette, and Assistant Attorney General David C. Rice, and AFSCME Local 1778 appearing by LAWTON & CATES, S.C. and Bruce F. Ehlke, and the parties having filed their

Briefs with the Court in support of their respective positions concerning the Petition For Judicial Review and having appeared before the Court on November 12, 1986 and orally argued in support of the same, and the Court having reviewed the record made before the Wisconsin Employment Relations Commission and filed with the Court, and the Court, being fully advised in the premises, having concluded that the Findings of Fact, Conclusions of Law and Order Clarifying Bargaining Unit issued by the Wisconsin Employment Relations Commission on February 7, 1986 in this matter are supported by substantial evidence in the record and that they have a rational basis and are lawful, now, therefore,

IT IS ORDERED AND ADJUDGED That the Findings of Fact, Conclusions of Law and Order Clarifying Bargaining Unit issued by the Wisconsin Employment Relations Commission on February 7, 1986 in its Kewaunee County Case 1, No. 35360 ME-37, Decision No. 11096-C, shall be, and the same hereby are, affirmed in their entirety, and that the Petition For Judicial Review dated February 21, 1986 and filed with the Circuit Court shall be, and the same hereby is, dismissed.

Dated: November 21, 1986.

BY THE COURT:

N. Patrick Crooks
N. PATRICK CROOKS
Circuit Judge