

STATE OF WISCONSIN : CIRCUIT COURT : WAUKESHA COUNTY

WISCONSIN EMPLOYMENT RELATIONS
COMMISSION,

Petitioner,

NOTICE OF ENTRY OF
JUDGMENT

v.:

P & J CONTRACTING COMPANY, INC.,

Case No. 31164
Decision No. 10876
11536

Respondent.

TO: P & J Contracting Company, Inc.
12554 West Knoll Road
Elm Grove, Wisconsin
Respondent.

PLEASE TAKE NOTICE that a judgment, of which a true and correct copy is hereto attached, was duly entered in the above action in the Circuit Court for Waukesha County, Wisconsin, on the 20th day of July, 1973.

Dated at Madison, Wisconsin, this 26th day of July, 1973

ROBERT W. WARREN,
Attorney General,

CHARLES D. HOORNSTRA,
Assistant Attorney General,

Attorneys for Petitioner.

WISCONSIN EMPLOYMENT RELATIONS
COMMISSION,

Petitioner,

ORDER AND JUDGMENT

v.

Case No. 31164

P & J CONTRACTING COMPANY, INC.,

Decision No. 10876
11536

Respondent.

The above entitled matter having come before the Court, on notice of hearing, on the 16th day of July, 1973 at 9:00 a.m., upon the petition of the Wisconsin Employment Relations Commission for enforcement of certain orders pursuant to sec. 111.07 (7), Stats.,

Robert W. Warren, Attorney General, by Charles D. Hoornstra, Assistant Attorney General, appearing for the petitioner, and no appearance having been made by the respondent,

Now, therefore, on motion of Charles D. Hoornstra, Assistant Attorney General,

IT IS ORDERED, ADJUDGED AND DECREED that the order of the Wisconsin Employment Relations Commission, entered on the 6th day of July, 1972, in the matter of "International Union of Operating Engineers Local Union No. 139, Complainant, vs. P & J Contracting Co., Inc., Respondent, Case III, No. 15445 Ce-1412, Decision No. 10876-B" and the order of the Wisconsin Employment Relations Commission, entered on the 28th day of March, 1973, in the matter of "International Union of Operating Engineers Local Union No. 139, Complainant, vs. P & J Contracting Company, Inc., Respondent, Case IV, No. 16415 Ce-1463, Decision No. 11536-B", be, and the same hereby are, confirmed and enforced, the court reserving jurisdiction to make such further order or judgment in the premises as may be necessary to give full force and effect to the said orders of the Commission and the enforcement thereof on the evidence in the record or on the taking of such further evidence as appears to the Court to be necessary, the present judgment and decree of the Court to be deemed interlocutory as to those matters that may call for or require further action on the part of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that P & J Contracting Company, Inc., its officers and agents, shall immediately:

1. Cease and desist from refusing to submit the grievance of Willie D. Ellis and the grievance of Richard Sette and the issues concerning the same to arbitration.

2. Take the following affirmative action which the Court finds will effectuate the policies of the Wisconsin Employment Peace Act:

A. Comply with the arbitration provisions of the collective bargaining agreement covering the aforesaid grievances of Willie D. Ellis and Richard Sette and all issues concerning the same.

B. Notify the union, International Union of Operating Engineers Local Union No. 139, that it will proceed to arbitration on said grievances, and all issues concerning the same.

C. Participate in the arbitration proceeding before the Arbitrator selected pursuant to the provisions of the aforesaid collective bargaining agreement on the said grievances and all issues concerning the same.

D. Notify the Wisconsin Employment Relations Commission in writing within ten (10) days from service of notice of entry of this judgment and order as to what action it has taken to comply with this judgment and order.

Dated this 20th day of July, 1973.

BY THE COURT:

/s/ William E. Gramling
William E. Gramling
Circuit Judge