

STATE OF WISCONSIN : CIRCUIT COURT : MARATHON COUNTY

WISCONSIN EMPLOYMENT RELATIONS
COMMISSION,

Petitioner,

NOTICE OF ENTRY OF
JUDGMENT AND ORDER

v.

Case No. 23935

JESS PINKERTON d/b/a
Pinkerton Erection,

Respondent.

Decision No. 11759-B

TO: Mr. Jess Pinkerton
Pinkerton Erection
5612 Richflex Street
Schofield, Wisconsin

PLEASE TAKE NOTICE that an order and judgment, of which a true and correct copy is hereto attached, was signed by the court on the 14th day of January, 1974, and duly entered in the Circuit Court for Marathon County, Wisconsin, on the 15th day of January, 1974.

Dated at Madison, Wisconsin, this 17th day of January, 1974.

ROBERT W. WARREN
Attorney General

CHARLES D. HOORNSTRA
Assistant Attorney General

Attorneys for Petitioner,
Wisconsin Employment Relations
Commission.

STATE OF WISCONSIN

:

CIRCUIT COURT

:

MARATHON COUNTY

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ORDER AND JUDGMENT
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The above entitled matter having come on for hearing on the 7th day of January, 1974, before the court without a jury, upon the petition of the Wisconsin Employment Relations Commission for enforcement of a certain order pursuant to sec. 111.07 (7), Stats., and Robert W. Warren, Attorney General, by Charles D. Hoornstra, Assistant Attorney General, appearing for the petitioner, Robert C. Kelly, Esq., appearing for International Association of Bridge, Structural and Ornamental Iron Workers Local Union No. 383, and no appearance having been made by or on behalf of the respondent Jess Pinkerton, and the court being fully advised in the premises,

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 22nd day of August, 1973, in the matter of "International Association of Bridge, Structural and Ornamental Iron Workers Local Union No. 383, Complainant, vs. Pinkerton Erection, Respondent, Case I, No. 16671 Ce-1482, Decision No. 11759-B," be, and the same hereby is, 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 order 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 the respondent, Jess Pinkerton, d/b/a Pinkerton Erection, and his officers and agents, shall immediately:

1. Cease and desist from violating Sections 7,8,9 and 10 of the collective bargaining agreement in existence between Pinkerton Erection and International Association of Bridge, Structural and Ornamental Iron Workers Local Union No. 383, by failing to make payment to the Iron Workers Tri-State Welfare Fund, the Iron Workers Mid-America Pension Plan, the Iron Workers Local 383 Vacation Fund, and the Apprentice & Journeyman Retraining Fund of Iron Workers Local 383 of Madison, Wisconsin.

2. Take the following affirmative action which the court finds will effectuate the policies of the Act:

(a) Immediately pay to the Iron Workers Tri-State Welfare Fund the sum of \$1,302.18, in the form of a certified check made payable to the order of joint payees, Robert C. Kelly Trust Account and the Iron Workers Tri-State Welfare Fund, and mail same to Robert C. Kelly, Attorney at Law, 114 East Mifflin Street, Madison, Wisconsin, 53703, as remitting agent.

(b) Immediately pay to the Iron Workers Mid-America Pension Plan the sum of \$1,302.18, in the form of a certified check made payable to the order of joint payees, Robert C. Kelly Trust Account and the Iron Workers Mid-America Pension Plan, and mail same to Robert C. Kelly, Attorney at Law, 114 East Mifflin Street, Madison, Wisconsin, 53703, as remitting agent.

(c) Immediately pay to Iron Workers Local 383 Vacation Fund the sum of \$1,302.18, in the form of a certified check made payable to the order of joint payees, Robert C. Kelly Trust Account and the Iron Workers Local 383 Vacation Fund, and mail same to Robert C. Kelly, Attorney at Law, 114 East Mifflin Street, Madison, Wisconsin, 53703, as remitting agent.

(d) Immediately pay to the Apprentice & Journeyman Retraining Fund of Iron Workers Local 383 of Madison, Wisconsin, the sum of \$156.27, in the form of a certified check made payable to the order of joint payees, Robert C. Kelly Trust Account and the Apprentice & Journeyman Retraining Fund of Iron Workers Local 383 of Madison, Wisconsin and mail same to Robert C. Kelly, Attorney at Law, 114 East Mifflin Street, Madison, Wisconsin, 53703, as remitting agent.

(e) Notify the Wisconsin Employment Relations Commission in writing, within twenty (20) days from the receipt of notice of entry of this Order and Judgment as to what action he has taken to comply herewith.

Dated this 14th day of January, 1974.

BY THE COURT:

/s/ Ronald D. Keberle

Ronald D. Keberle
Circuit Judge