

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

INTERNATIONAL UNION OF OPERATING
ENGINEERS LOCAL UNION NO. 139,

Complainant,

vs.

FUGARINO EXCAVATING,

Respondent.

Case II
No. 16770 Ce-1485
Decision No. 11846-B

ORDER AFFIRMING EXAMINER'S FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER

Examiner Stanley H. Michelstetter II having, on June 13, 1973, issued his Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum, in the above entitled proceeding, wherein the above named Respondent was found to have committed, and was committing, an unfair labor practice within the meaning of Section 111.06(1)(f) of the Wisconsin Employment Peace Act, and wherein the Respondent was ordered to cease and desist therefrom and to take certain affirmative action with respect thereto; and no petition for review of said Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum, having been filed within the statutory period set forth in Section 111.07(5) of the Wisconsin Employment Peace Act; and the Commission having reviewed the entire record in the matter and being satisfied that the Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum, issued by the Examiner should be affirmed;

NOW, THEREFORE, it is

ORDERED

That, pursuant to Section 111.07(5) of the Wisconsin Employment Peace Act, the Wisconsin Employment Relations Commission hereby adopts the Examiner's Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum, issued in the above entitled matter as its Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum, and, therefore, the Respondent, Fugarino Excavating, shall notify the Wisconsin Employment Relations Commission within ten (10) days of the receipt of a copy of this Order as to what steps it has taken to comply therewith.

Given under our hands and seal at the
City of Madison, Wisconsin, this 7th
day of August, 1973.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Morris Slattery
Morris Slattery, Chairman
Zel S. Rice II
Zel S. Rice II, Commissioner
Jos. B. Kerkman
Jos. B. Kerkman, Commissioner