

STATE OF WISCONSIN

:

CIRCUIT COURT

:

. LA CROSSE COUNTY

THE BOARD OF THE WESTERN WISCONSIN
VOCATIONAL, TECHNICAL AND ADULT
EDUCATION DISTRICT (Commonly known
as Western Wisconsin Technical
Institute),

Petitioner,

vs.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION,

Respondent.

Case No. 29741

NOTICE OF ENTRY OF
ORDER FOR JUDGMENT
AND JUDGMENT
Decision No. 12355-B
Decision No. 12257-C

TO: Mr. Bronson C. LaFollette
Attorney General
Department of Justice
Madison, Wisconsin 53702

Mr. Charles D. Hoornstra
Assistant Attorney General
Department of Justice
Madison, Wisconsin 53702

Attorneys for Respondent,
Wisconsin Employment Relations Commission

PLEASE TAKE NOTICE that Order for Judgment and Judgment, of which true and correct copies are attached hereto together with the certification of such copies by the Clerk of the Circuit Court, were duly entered in the above-captioned action in the Circuit Court for LaCrosse County, Wisconsin, on the 24th day of April, 1975.

Dated at Milwaukee, Wisconsin this first day of May, 1975.

FOLEY & LARDNER

By F. Roberts Hanning, Jr. /s/
F. Roberts Hanning, Jr.

WILLIAM A. KIRKPATRICK

Attorneys for Petitioner,
The Board of the Western Wisconsin
Vocational, Technical and Adult
Education District

THE BOARD OF THE WESTERN WISCONSIN
VOCATIONAL, TECHNICAL AND ADULT
EDUCATION DISTRICT (Commonly known
as Western Wisconsin Technical
Institute),

Petitioner,

v.

WISCONSIN EMPLOYMENT RELATIONS
COMMISSION,

Respondent.

Decision No. 12355-B
Decision No. 12257-C

ORDER FOR JUDGMENT

Case No. 29741
LA CROSSE COUNTY, WIS.
F I L E D
APR 24 1975
JOHN A. FROST
CLERK OF COURTS

This action having been commenced by the petitioner by its attorneys, Foley and Lardner and William A. Kirkpatrick; the respondent having moved to dismiss by its attorneys- Bronson C. La Follette, Attorney General, and Charles D. Hoornstra, Assistant Attorney General; a hearing before the Court without a jury having been had on March 31, 1975; the Court having heard the arguments, considered the briefs of counsel and been duly advised in the premises; and the Court having made its decision denying the respondent's motion to dismiss and granting the relief requested in the petitioner's petition for judicial review;

NOW THEREFORE, upon motion of Foley & Lardner and William A. Kirkpatrick, attorneys for the petitioner, and upon all the records, files and proceedings herein,

IT IS ORDERED that judgment be entered for the petitioner, The Board of the Western Wisconsin Vocational, Technical and Adult Education District, a municipal employer with its principal offices located at Sixth and Vine Streets, LaCrosse, Wisconsin, and against the respondent, Wisconsin Employment Relations Commission, an agency of the State of Wisconsin with its principal offices located at 30 West Mifflin Street, Madison, Wisconsin, denying the respondent's motion to dismiss and granting the relief requested in the petitioner's petition for judicial review of the respondent's order set forth in the penultimate paragraph of the Memorandum Accompanying Order Dismissing Petition in WERC Decision No. 12257-C because said order is a nullity in that it was made and promulgated upon improper procedure, but without prejudice to said order insofar as it dismisses the election petition and without prejudice to the respondent's findings of fact, conclusions of law, order and memorandum accompanying the same, the same being dated August 2, 1974, and identified as the respondent's decision number 12355-B.

Dated this 24 day of April, 1975.

BY THE COURT:

/s/ Peter G. Pappas
Circuit Judge

Approved as to form on April _____, 1975.

BRONSON C. LA FOLLETTE
Attorney General

Charles D. Hoornstra /s/
Assistant Attorney General

Attorneys for Wisconsin Employment
Relations Commission.

La Crosse County Wis.
F I L E D
APR 24 1975
JOHN A. FRÖST
CLERK OF COURTS

THE BOARD OF THE WESTERN WISCONSIN
VOCATIONAL, TECHNICAL AND ADULT
EDUCATION DISTRICT (Commonly known
as Western Wisconsin Technical
Institute),

Petitioner,

v.

WISCONSIN EMPLOYMENT RELATIONS
COMMISSION,

Respondent.

J U D G M E N T

Case No. 29741

Decision No. 12355-B

Decision No. 12257-C

The Court having, on April 24, 1975, by its written order, ordered that judgment be entered for the petitioner against the respondent denying the respondent's motion to dismiss and granting the relief prayed for in the petitioner's petition for judicial review,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That the motion to dismiss of the respondent, Wisconsin Employment Relations Commission, is hereby denied with prejudice;

2. That the relief requested in the petition for judicial review of the petitioner, The Board of Western Wisconsin Vocational, Technical and Adult Education District with respect to the respondent's order in the penultimate paragraph of the Memorandum Accompanying Order to Dismiss in WERC Decision No. 12257-C, is hereby granted in that said order, having been made and promulgated pursuant to improper procedure is a nullity; and

3. That this order, judgment and decree are without prejudice to said order insofar as it dismissed the election petition and without prejudice to the respondent's Findings of Fact, Conclusions of Law, Order and Memorandum accompanying the same, the same being dated August 2, 1974, and identified as the respondent's decision number 12355-B.

Dated at La Crosse, Wisconsin, this 24th day of April, 1975.

BY THE COURT:

/s/ John A. Frost
Clerk of Circuit Court

/s/ Jeanette L. Krause
Deputy Clerk

Approved as to form on April __, 1975.

BRONSON C. LA FOLLETTE
Attorney General

Charles D. Hoornstra /s/
Assistant Attorney General

Attorneys for Wisconsin Employment
Relations Commission

La Crosse County Wis.
F I L E D
APR 24 1975
JOHN A. FROST
CLERK OF COURTS

STATE OF WISCONSIN

IN CIRCUIT COURT

LA CROSSE COUNTY

THE BOARD OF THE WESTERN WISCONSIN
VOCATIONAL, TECHNICAL and ADULT
EDUCATION DISTRICT Plaintiff
(Commonly known as Western Wisconsin
Technical Institute)

WISCONSIN EMPLOYMENT RELATIONS
COMMISSION Defendant

STATE OF WISCONSIN }
COUNTY OF LA CROSSE } ss.

I JOHN A. FROST Clerk of the Circuit Court for the
County and State aforesaid, do hereby certify that I have compared the
ORDER FOR JUDGMENT and JUDGMENT
foregoing copy with the original
entered in the action therein entitled, that it is a correct transcript there-
from and the whole thereof as the same remains on record in my office.
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the
Seal of said Court, this 30th day of APRIL, A. D., 1975.

JOHN A. FROST

by

Clerk.

Deputy.