
CITY OF OAK CREEK,

Petitioner,

Case No. 150-265

vs.

ORDERWISCONSIN EMPLOYMENT
RELATIONS COMMISSION,

Respondent.

Decision No. 14254

BEFORE: HON. GEORGE R. CURRIE, Reserve Circuit Judge

Counsel for petitioner City having by letter to the Court dated August 15, 1977, with a copy of said letter mailed to counsel for respondent, having applied for reconsideration of the Court's Judgment date July 22, 1977, entered herein; and said application having been heard by the Court on the 29th day of August, 1977, at which hearing the petitioner City was represented by Attorney Robert D. Sundby, and the respondent Commission was represented by Assistant Attorney General John D. Niemisto; and the Court having concluded that it committed error in stating in its Memorandum Decision dated July 29, 1977, that petitioner City had waived the requirement that respondent Commission enter findings of fact and conclusions of law as required by sec. 227.13, Stats., 1973, (renumbered sec. 227.10 by ch. 414, Laws of 1975); and the Court at said hearing of August 29, 1977, having announced to counsel that it proposed to enter the order vacating and setting aside said Judgment hereinafter set forth requiring respondent to supplement the record by making and returning to the Court findings of fact and conclusions of law; and it being the intention of the Court upon such supplemental return being made to determine the application for reconsideration without further hearing or briefs from counsel, and to then enter either an order reinstating the Court's Judgment dated July 22, 1977, or a judgment reversing respondent Commission's order which is the subject of this review proceeding;

Now, Therefore, it is Ordered that the Judgment entered herein dated July 22, 1977, be vacated and set aside, and respondent Wisconsin Employment Relations Commission is ordered and directed to make findings of fact and conclusions of law in this matter in accordance with sec. 227.13, Stats., 1973, and then return the same to this Court by supplemental return.

Dated this 2nd day of September, 1977.

By the Court:

George R. Currie /s/
Reserve Circuit Judge