

STATE OF WISCONSIN

CIRCUIT COURT

DANE COUNTY

SEP 3 1981

AMERICAN FEDERATION OF
STATE, COUNTY, AND MUNICIPAL
EMPLOYEES, COUNCIL 24,
WISCONSIN STATE EMPLOYEES
UNION, AFL-CIO (all locals),

Petitioner,

v.

WISCONSIN EMPLOYMENT
RELATIONS COMMISSION,

Respondent.

NOTICE OF ENTRY OF
ORDER AND JUDGMENT

Case No. 80-CV-1470

Decision No. 15759-B

TO: Mr. Richard V. Graylow
Lawton & Cates
110 East Main Street
Madison, Wisconsin 53703

Mr. Gordon Samuelson
Assistant Attorney General
Post Office Box 7857
Madison, Wisconsin 53703

PLEASE TAKE NOTICE that an order and judgment, of which a true and correct copy is hereto attached, was duly entered in the above action in the Circuit Court for Dane County, Wisconsin, on the 26th day of August, 1981.

Dated at Madison, Wisconsin, this 1st day of September, 1981.

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Attorney General

John D. Niemisto
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The above matter having come on for hearing before the court upon the petition of the petitioner above named for a review of an order of the Wisconsin Employment Relations Commission, and on the counter-petition of the Wisconsin Employment Relations Commission for enforcement of the same order; petitioner appearing by Lawton & Cates, by Attorney Richard V. Graylow; respondent appearing by Bronson C. La Follette, Attorney General, and John D. Niemisto, Assistant Attorney General; intervenor respondent, State of Wisconsin, Department of Administration, appearing by Gordon Samuelson, Assistant Attorney General; and the court having considered the matter upon the record, and oral and written arguments of counsel, and having, on the 24th day of July, 1981, filed its decision in writing, now, on motion,

IT IS ORDERED, ADJUDGED, AND DECREED that the order of the Wisconsin Employment Relations Commission, entered on March 6, 1980, in the matter of "State of Wisconsin, Department of Administration, Complainant, v. American Federation of State, County and Municipal Employees, Council 24, Wisconsin State Employees Union, AFL-CIO (all locals), Respondent, Case CIX No. 21969 PP(S)-48, Decision No. 15759-B" be, and the same is hereby 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 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 order and judgment 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 petitioner, its officers and agents shall immediately:

1. Cease and desist from violating the 1975-1977 collective bargaining agreements existing between it and the State of Wisconsin in failing to reimburse the State of Wisconsin, in the sum of \$38,348.76, reflecting the balance due the State for payments made by the State to certain employees at the regular rates of pay for time off during the regular hours of work in performing duties relating to or on behalf of Council 24.

2. Take the following affirmative action which the court deems will effectuate the policies of the State Employment Labor Relations Act:

- a. Comply with the pertinent provisions of the 1975-1977 collective bargaining agreements existing between Council 24 and the State of Wisconsin by reimbursing the State of Wisconsin the sum of \$38,348.76.
- b. Notify all employees covered by the collective bargaining agreements herein by posting in conspicuous places in its offices and all other places where union materials are ordinarily posted, where employees are employed, copies of the notice attached to the Commission's order and referred to therein as "Appendix A." That notice shall be signed by the union and shall be posted immediately upon receipt of a copy of this order and shall remain posted for thirty (30) days thereafter. Reasonable steps shall be taken by Council 24 to ensure that said notices are not altered, defaced or covered by other material.

- c. Notify the Wisconsin Employment Relations Commission in writing within twenty (20) days following the date of this order as to what steps have been taken to comply herewith.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the petition of the aforesaid petitioner for review of the said order of the Commission be, and the same hereby is, dismissed.

Dated this 26 day of August, 1981.

BY THE COURT:

William Eich /s/

William Eich
Circuit Judge
Branch 4