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STATE OF WISCONSIN

CIRCUIT COURT

MARSHWISCONSIN COUNTY
RELATIONS COMMISSION

BROWN COUNTY and
LLOYD BRAZEAU,

Petitioners,

v.

Case Nos. 85-CV-2351

WISCONSIN EMPLOYMENT
RELATIONS COMMISSION,

and 85-CV-2381

Respondent.

Decision No. 20857-C

ORDER

The above-entitled proceeding having been commenced in September 1985, to review a decision of the Wisconsin Employment Relations Commission under the Municipal Employment Relations Act, secs. 111.70-111.77, Stats; and

The matter having come on for hearing before the court, the Honorable Charles D. Heath, presiding, on February 10, 1986; and

Brown County having appeared by Kenneth Bukowski, Corporation Counsel, Lloyd Brazeau having appeared by Mark A. Warpinski, the Commission having appeared by Peter G. Davis, Legal Counsel, and by David C. Rice, Assistant Attorney General, and Wisconsin Council ⁴⁰~~24~~, AFSCME, having appeared by Richard V. Graylow, Lawton & Cates; and

The Court having reviewed the record and having considered the written and oral arguments of the parties; and

The court having determined that neither the Commission's decision nor the court's decision in Unified S. D. No. 1 of Racine County v. WERC, 81 Wis. 2d 89, 259 N.W.2d 724 (1977), make every subcontracting decision a mandatory subject of bargaining, but that the subcontracting decision in this case was a mandatory subject of bargaining; and

The court having ruled that the decision and order of the Commission should be affirmed;

Now Therefore, IT IS ORDERED that the decision and order of the Commission are affirmed.

Dated at Marinette, Wisconsin, this 18 day of February, 1986.

BY THE COURT:

13/ Charles D. Heath
CHARLES D. HEATH
Circuit Judge