

STATE OF WISCONSIN
CIRCUIT COURT
GREEN COUNTY

MONROE WATER DEPARTMENT and DALE NEIDL, Petitioners

vs.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION, Respondent.

STIPULATION AND ORDER FOR DISMISSAL

Case No. 93 CV 103
Decision No. 27015-B

WHEREAS, the following stipulation is being entered into with the understanding that the Petitioners, Monroe Water Department and Dale Neidl, are not acknowledging any wrongdoing alleged in this action and that this Stipulation is not to be construed as such acknowledgment; and

WHEREAS, in entering into this Stipulation, it is acknowledged that the parties above named will abide by the Wisconsin Employment Relations Commission's Order and the determination of any amounts due and owing, pursuant to said Order, as well as the issue of mitigation which shall be determined by the Wisconsin Employment Relations Commission (WERC) in the companion matter presently being handled by Examiner Greco of the WERC.

THEREFORE, IT IS HEREBY STIPULATED by and between the Petitioners, Monroe Water Department and Dale Neidl, by their attorneys, Brennan, Steil, Basting & MacDougall, by Howard Goldberg, and by the Respondent, Wisconsin Employment

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Relations Commission, by its attorneys, State of Wisconsin Department of Justice, by John D. Niemisto, and by Monroe Water Utility Employees and AFSCME District Council 40, by their attorneys, Lawton & Cases, S.C., By Bruce F. Ehlke that this action is compromised and settled and may be dismissed on its merits, with prejudice, and without costs to any party.

Dated: October 7th, 1993

MONROE WATER DEPARTMENT and DALE NEIDL

/s/ Howard Goldberg
State Bar No. 1008767
Brennan, Steil, Basting & MacDougall, S.C.
433 W. Washington Avenue
Madison, WI 53703

MONROE WATER UTILITY EMPLOYEES and AFSCME DISTRICT COUNCIL 40

/s/ Bruce F. Ehlke
State Bar No. 1011270
Lawton & Cates, S.C.
214 West Mifflin Street
Madison, WI 53703

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

/s/ John D. Niemisto
State Bar No. 1012658
Assistant Attorney General
Department of Justice
123 W. Washington Avenue
Madison, WI 53703

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ORDER FOR DISMISSAL

Based upon the foregoing stipulation;

IT IS ORDERED that the above matter is dismissed upon its merits, with prejudice, and without costs to any party.

Dated this 20th day of October, 1993.

BY THE COURT:

/s/ Gerald C. Nichol
Honorable Gerald C. Nichol
Dane County Circuit Court Judge