

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

**LOCAL 236, LABORERS INTERNATIONAL UNION
OF NORTH AMERICA, AFL-CIO, Complainant,**

vs.

**THE CITY OF MADISON and
LARRY D. NELSON, Respondents.**

Case 227
No. 58784
MP-3639

Decision No. 30028-B

Appearances:

Shneidman, Hawks & Ehlke, S.C., by **Attorney Bruce F. Ehlke**, 217 South Hamilton, P.O. Box 2155, Madison, Wisconsin 53701-2155, appearing on behalf of Local 236, Laborers International Union of North America, AFL-CIO.

Attorney Larry W. O'Brien, Acting City Attorney, 210 Martin Luther King, Jr. Boulevard, Madison, Wisconsin 53709, appearing on behalf of the City of Madison.

**NOTICE OF COMMISSION'S FINDINGS OF FACT, CONCLUSIONS OF LAW
AND ORDER PURSUANT TO SECTION 111.07(5), STATS.**

On March 26, 2002, Examiner Coleen A. Burns issued Findings of Fact, Conclusions of Law and Order, with Accompanying Memorandum, in the above-entitled matter determining that the Respondent City of Madison had committed a prohibited practice within the meaning of Sec. 111.70(3)(a)1, Stats. She ordered Respondent City of Madison to cease and desist from committing said prohibited practice and to post a notice. Examiner Burns therein also determined that Respondent City of Madison had not committed prohibited practices within the meaning of Secs. 111.70(3)(a)3 or 4, Stats., and therefore dismissed those complaint allegations.

By letter dated April 9, 2002, Respondent City of Madison advised the Examiner that it had posted the notice as ordered.

Dec. No. 30028-B

Within the 20-day statutory period set forth in Sec. 111.07(5), Stats., no petition for review of said Findings of Fact, Conclusions of Law and Order was filed and no intervening order by the Examiner or the Commission was issued.

NOW, THEREFORE, the Commission issues the following

NOTICE

By operation of Sec. 111.07(5), Stats., Examiner Burns' Findings of Fact, Conclusions of Law and Order in the above-entitled matter became the Commission's Findings of Fact, Conclusions of Law and Order on April 16, 2002.

Given under our hands and seal at the City of Madison, Wisconsin, this 19th day of April, 2002.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Steven R. Sorenson /s/

Steven R. Sorenson, Chairperson

A. Henry Hempe /s/

A. Henry Hempe, Commissioner

Paul A. Hahn /s/

Paul A. Hahn, Commissioner