

STATE OF WISCONSIN  
BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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In the Matter of the Petition of

**INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 487**

For Final and Binding Arbitration Involving  
Fire Fighter Personnel in the Employ of

**CITY OF EAU CLAIRE**

Case 287  
No. 69173  
MIA-2893

**Decision No. 33817**

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**Appearances:**

**John B. Kiel**, Law Offices of John B. Kiel, P.O. Box 147, 3300 - 252nd Avenue, Salem, Wisconsin 53168-0147, appearing on behalf of International Association of Fire Fighters, Local 487.

**Stephen Bohrer**, Assistant City Attorney, City of Eau Claire, 203 S. Farwell Street, P.O. Box 5148, Eau Claire, Wisconsin 54702, appearing on behalf of the City of Eau Claire.

**ORDER DENYING MOTION TO STAY**

On January 12, 2012, the International Association of Fire Fighters, Local 487, filed a motion to stay further proceedings in the above captioned matter until the Wisconsin Employment Relations Commission issued a decision as to a matter remanded to it in Case 11-CV-299 by Circuit Court Judge Lisa A. Stark and until the City of Eau Claire had commenced any appeal from Judge Stark's decision. Local 487 argued that it could not construct a final offer for interest arbitration until the status of the remand and the appeal were known. The parties thereafter filed written argument as to the motion.

On January 30, 2012, the City filed its Notice of Appeal. On February 22, 2012, the Commission issued a decision as to the remand (Dec. No. 33262-A). Thus, as of February 22, 2012, the objections to proceeding to interest arbitration cited by Local 487 in its motion had

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been resolved by the action of the Commission and the City. Therefore, on February 22, 2012, we voted to deny the motion to stay. By this Order, we confirm our February 22, 2012 action.

NOW, THEREFORE, it is

**ORDERED**

The motion to stay is denied.

Given under our hands and seal at the City of Madison, Wisconsin, this 8th day of March, 2012.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

James R. Scott /s/

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James R. Scott, Chairman

Judith Neumann /s/

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Judith Neumann, Commissioner

Rodney G. Pasch /s/

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Rodney G. Pasch, Commissioner