

affirmed Dement v. Wetzengel & Weaver f. MAY 28 1975

Skodwinski

Case No 73-1 (11-22-74) [Pers Bd]

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S.I.

PERSONNEL BOARD
STATE OF WISCONSIN
MADISON

STATE OF WISCONSIN

CIRCUIT COURT
Br. 2

DANE COUNTY

1976 OCT 10 PM 3 28

BILLY JOE DEMENT,

PETITIONER,

vs.

WISCONSIN PERSONNEL
BOARD,

RESPONDENT.

ORDER

OF THE COURT

Case No. 145-151

The basic questions put forward by the Petitioner are:

1. Did the Respondent, contrary to law, deny the Petitioner of five (5) veterans preference points on his ranking for the position of Superintendent of Buildings and Grounds 2.

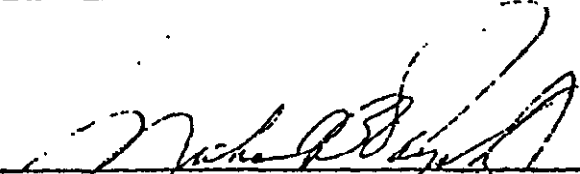
2. Was the Respondent equitably estopped from denying the Petitioner those points in that ranking.

The answer to both questions is no. The record substantiates the denial of said points in applying Sec. 16.12 (7) Wis. Stats. Further, the mere fact that the Petitioner had previously had the benefit of these veterans preference points in earlier job rankings does not create a factual situation in this job application and ranking that invokes the doctrine of equitable estoppel.

The Findings and Order of the Respondent are affirmed and counsel for the Respondent is directed to prepare an appropriate order.

Dated this 28th day of May, 1975.

BY THE COURT:


Hon. Michael B. Torphy, Jr.
Judge, Circuit Court, Br. 2.