

review of *S. Holt v. DHS*, 29-0070-PC-22, 8-24-89
set it on for judicial review dismissed by Dane County Cir Court 1-8-90

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Marilyn L. Graves
Clerk

Madison, March 30, 1990

To: ~~David C. Rice~~
Asst. Attorney General

Clerk of Circuit Court
(L.C. #89-CV-1020)
Dane County Courthouse

Dexter Gillett
137 E. Division St., #108
Fond du Lac, WI 54935

Hon. Susan Steingass
Dane County Courthouse

You are hereby notified that the Court entered the following opinion and order:

90-0226 Dexter Gillett v. Department of Health and Social
Services and Patricia Goodrich

Before Eich, C.J., Gartzke, P.J., and Dykman, J.

Respondents Department of Health and Social Services and Patricia Goodrich move to summarily affirm the trial court's order dismissing appellant Dexter Gillett's petition for a Chapter 227, Stats., review for lack of subject matter jurisdiction. The trial court dismissed the petition because Gillett failed to comply with sec. 227.53(1)(a) by serving a copy of his petition on the State Personnel Commission, the agency which issued the order Gillett wished reviewed. We conclude the trial court properly dismissed the petition for lack of subject matter jurisdiction. The right to judicial review of the findings and orders of administrative agencies

is dependent upon strict compliance with sec. 227.53. See *Cudahy v. Department of Revenue*, 66 Wis.2d 253, 259, 224 N.W.2d 570 (1974).

IT IS ORDERED the motion for summary disposition is granted. The trial court's order is summarily affirmed. Sec. (Rule) 809.21, Stats.

Marilyn L. Graves
Clerk of Court of Appeals