

**STATE OF MICHIGAN
EMPLOYMENT RELATIONS COMMISSION
LABOR RELATIONS DIVISION**

In the Matter of:

TAYLOR SCHOOL DISTRICT,
Public Employer – Respondent,

Case No. C07 I-218

-and-

TAYLOR FEDERATION OF TEACHERS,
Labor Organization – Charging Party.

APPEARANCES:

Dickinson Wright, P.L.L.C., by George P. Butler III, Esq., for Respondent

Mark H. Cousens, Esq., for Charging Party

DECISION AND ORDER

This matter came before the Michigan Employment Relations Commission on the November 10, 2008 request of Respondent Taylor School District for consideration of its exceptions to an interim order by Administrative Law Judge (ALJ) Doyle O'Connor. The interim order denied Respondent's two separate motions to dismiss the charge. Inasmuch as Rule 161(6) of the General Rules of the Michigan Employment Relations Commission, 2002 AACCS, R 423.161(6), does not authorize an interlocutory appeal from an ALJ's denial of a motion to dismiss a charge, Respondent's exceptions could not be considered by the Commission at this time. See *City of Detroit (Health Dep't) and Southeastern Michigan Health Ass'n and AFSCME*, 21 MPER 14 (2008); *Otsego Co (Gaylord Regional Airport)*, 21 MPER 20 (2008). However, on November 18, 2008, the Commission received a request from Respondent indicating that it wants to withdraw its exceptions. Respondent's request is hereby approved. This Decision and Order will be published in accordance with Commission policy.

MICHIGAN EMPLOYMENT RELATIONS COMMISSION

Christine A. Dardarian, Commission Chair

Nino E. Green, Commission Member

Dated: _____

Eugene Lumberg, Commission Member