

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

In the Matter of:

CITY OF DETROIT,
Public Employer-Respondent,

-and-

MERC Case No. C12 D-065
Hearing Docket No. 12-000577

COALITION OF THE CITY OF DETROIT UNIONS
and AMERICAN FEDERATION OF STATE, COUNTY,
AND MUNICIPAL EMPLOYEES, COUNCIL 25,
Labor Organizations-Charging Parties.

APPEARANCES:

Butzel Long, by Craig S. Schwartz, and Miller Canfield, by John Willems, for Respondent

Miller Cohen, PLC, by Richard G. Mack, Jr., for Charging Parties

DECISION AND ORDER

On April 3, 2012, Charging Parties Coalition of the City of Detroit Unions and the American Federation of State, County and Municipal Employees (AFSCME), Council 25 filed a charge in this matter against Respondent, the City of Detroit. The matter was assigned to Administrative Law Judge (ALJ) David M. Peltz for hearing. On July 25, 2013, before the ALJ issued a decision in this case, United States Bankruptcy Judge Stephen Rhodes issued an order staying proceedings against the City before all domestic governmental units including the Michigan Employment Relations Commission. Subsequent to this, the Respondent exited bankruptcy and this case was placed back on the ALJ's active docket.

ALJ Peltz issued his Decision and Recommended Order (also referred to as "Order") in this matter on August 23, 2016 and recommended that the charge be dismissed. The Decision and Recommended Order was served on the interested parties in accordance with Section 16 of PERA.

After requesting and receiving two extensions of time, Charging Parties filed exceptions to the ALJ's Decision and Recommended Order on December 12, 2016.

On January 19, 2017, we received a letter from Charging Parties asking to withdraw the charge and their exceptions in this case in accordance with a Bankruptcy Court order dated January 9, 2017. Charging Parties' request to withdraw the charge and exceptions in this case is hereby approved. This Decision and Order and the Decision and Recommended Order of the Administrative Law Judge will be published in accordance with Commission policy.

MICHIGAN EMPLOYMENT RELATIONS COMMISSION

/s/
Edward D. Callaghan, Commission Chair

/s/
Robert S. LaBrant, Commission Member

/s/
Natalie P. Yaw, Commission Member

Dated: March 29, 2017

STATE OF MICHIGAN
MICHIGAN ADMINISTRATIVE HEARING SYSTEM

JN THE MATTER OF:

Docket No.: 12-000577-MERC

City of Detroit,
Respondent

Case No.: C12 D-065

V

AFSCME Council 25,
Charging Party

Agency: Michigan
Employment
Relations
Commission

Case Type: MERC Unfair Labor
Practice

ORDER

An Order was issued giving Charging Party twenty-one (21) days in which to file a written statement explaining why the charge(s) in the above matter should not be dismissed. No response was filed. Therefore, this matter is dismissed due to Charging Party's failure to respond to the prior order.

DATED: 8/23/2016

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David M. Peltz
ADMINISTRATIVE LAW JUDGE

COPY TO: .
Craig S. Schwartz
John Willems
Richard G. Mack, Jr.

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