

U.S. DEPARTMENT OF LABOR

**SECRETARY OF LABOR
WASHINGTON, D.C.**

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|--------------------------|---|-----------------------------|
| In the Matter of |) | |
| |) | |
| RICHARD E. HODGES |) | |
| Complainant |) | |
| |) | |
| v. |) | Case No. 81-CETA-369 |
| |) | |
| CITY OF ANN ARBOR |) | |
| Respondent |) | |
| |) | |
| and |) | |
| |) | |
| U.S. DEPARTMENT OF LABOR |) | |
| Party in Interest |) | |

. ORDER

Now before me for consideration is a request by the City of Ann Arbor, Michigan, that I stay the Decision and Order of Administrative Law Judge ("**ALJ**") Melvin **Warshaw** of this Department in the above-captioned case pending review of that decision by the U.S. Court of Appeals for the Sixth Circuit. The City states that its request for judicial review was filed on January 3, 1983, and that the court docket number is **83-3005**. Counsel for this Department's CETA Grant Officer has indicated that the Grant Officer is agreeable to such a stay provided that the City is required to post a bond.

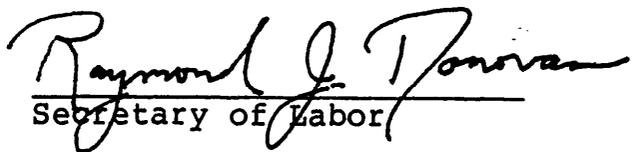
Upon consideration of the matter, I am persuaded that the City's request should be granted.

Accordingly, it is Ordered:

1. That implementation of the above referenced Decision and Order IS STAYED pending review of it by the U.S. Court of Appeals for the Sixth Circuit; and

2. That the stay IS CONDITIONED UPON the submission by the City of Ann Arbor to the U.S. Department of Labor, within 30 days of the date of issuance of this Order, of a supersedeas bond for the amount indicated by the Administrative Law Judge as owed and payable by the City to the Complainant, Richard E. Hodges, and for such further amount as may accrue in interest due during the **pendency** of said review;^{1/} and

3. That CETA funds shall not be used for the satisfaction of ordering clause 2 supra.


Secretary of Labor

Dated: July 14, 1983
Washington, D.C.

^{1/} The bond shall be submitted to me and shall be accompanied by an explanation and appropriate documentation establishing that the amount of the bond is in accordance with the provisions of this Order and the **ALJ's** Decision and Order and that copies of the bond and accompanying material have been served upon counsel for the Complainant and this Department's Associate Solicitor for Employment and Training.

CERTIFICATE OF SERVICE

Case Name: Richard E. Hodges v. City of Ann Arbor and U.S.
Department of Labor

Case No.: **81-CETA-367**

Document: Order by Secretary of Labor staying implementation
of **ALJ's** decision.

Copies of the **above-referenced** document were mailed to the
following persons on July 14, 1983.

CERTIFIED MAIL

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and Training Legal Services
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