

Supreme Court

No. 2013-196-Appeal.
(WC 2012-0542)

Town of North Kingstown :

v. :

North Kingstown Firefighters, Local 1651, :
et al.

ORDER

This matter came before a single justice of this Court, sitting as a Duty Justice, on the motion of the petitioner, Town of North Kingstown, to stay an order of the Superior Court denying a motion to stay interest arbitration between the parties and further that this Court stay and enjoin the arbitration pending further review by this Court. In its motion, the town argues that the respondent union failed to meet its obligations under § 28-9.1-13 because it failed to provide the town with the mandated 120 day notice before money can be appropriated by the town and that as a result, the union has forfeited its right to proceed to interest arbitration.

The respondent, North Kingstown Firefighters Local 1651 (Union), objects to the town's motion to stay and enjoin arbitration of the 2012-2013 contract year and further objects to the motion of the town to stay the order of the Superior Court dated June 25, 2013.

The parties agree that they have adjourned the arbitration proceedings pending the resolution of the town's motions and that there are diverse other dates on which arbitration proceedings have been scheduled.

The Duty Justice has reviewed the memoranda and other documents submitted by the parties. After reviewing those materials and after meeting with the parties, the Duty Justice enters the following Order:

1. The motion of the town to stay the Order of the Superior Court, dated June 25, 2013, and to stay further hearings in the interest arbitration for the contract year 2012-2013 are hereby denied.

Entered as an Order of this Court this 1st day of July, 2013.

By Order,


Clerk