

Court of Appeals, State of Michigan

ORDER

Wayne County Community College v Juanita P Carr

Docket No. 325993

LC No. 14-007216-AA

Karen M. Fort Hood
Presiding Judge

Michael J. Talbot

Kurtis T. Wilder
Judges

Pursuant to MCR 7.205(E)(2), the Court orders that the circuit court's December 22, 2014 order affirming the ruling of the hearings officer that petitioner violated the Payment of Wages and Fringe Benefits Act is REVERSED. The hearings office and the circuit court erred as a matter of law in concluding that payment of wages on August 26, 2013 for pay earned on August 1 to August 6, 2013 violated the act. Petitioner's payment of wages complied with § 2(1)(a), MCL 408.472(1)(a). For the summer term of 2013, petitioner did not establish a "regularly scheduled weekly or biweekly payday" so as to implicate § 2(3). Accordingly, the circuit court's order is REVERSED, the decision of the hearings officer is VACATED, and the matter is REMANDED to the hearings officer for entry of an order dismissing respondent's complaint.

This order is to have immediate effect. MCR 7.215(F)(2).

This Court retains no further jurisdiction.



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

JUL 23 2015

Date


Chief Clerk