

# Court of Appeals, State of Michigan

## ORDER

Org of School Administrators & Supervisors v Kenneth Burnley

Docket No. 262917

LC No. 02-230638-CL

Kurtis T. Wilder  
Presiding Judge

Brian K. Zahra

Kirsten Frank Kelly  
Judges

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The Court considers the delayed application for leave to appeal and orders, pursuant to MCR 7.205(D)(2), that the February 14, 2005, order of the Wayne Circuit Court setting aside a remand order and remanding the case to a new arbitrator hereby is REVERSED. “[A] court may not review an arbitrator’s factual findings or decision on the merits.” *Port Huron Area School Dist v Port Huron Ed Ass’n*, 426 Mich 143, 150; 393 NW2d 811 (1986). The arbitrator’s decision on remand is REINSTATED.

The Court retains no further jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

SEP 06 2005

Date

*Sandra Schultz Mengel*  
Chief Clerk