

COPY

STATE OF WISCONSIN

CIRCUIT COURT
BRANCH 7

KENOSHA COUNTY

BERNADETTE CLAYBROOK,
Plaintiff,

vs.

Case No. 2009 CV 002755

Case Type: Administrative Agency Review (30607)

FILED

KENOSHA COUNTY and
KENOSHA COUNTY BOARD OF
ADMINISTRATIVE APPEALS,
Defendants.

OCT 14 2010

REBECCA MATOSKA - MENTINK
CLERK OF CIRCUIT COURT

**ORDER REVERSING APPEAL HEARING DECISION OF THE
KENOSHA COUNTY BOARD OF ADMINISTRATIVE APPEALS**

WHEREAS, on November 18, 2009, the Plaintiff, Bernadette Claybrook, commenced this action for judicial review under § 68.13, Wis. Stats., by the filing of a Summons and Complaint, to which Defendants filed their Answer on December 9, 2009; and

WHEREAS, on June 28, 2010, Claybrook filed a brief in support of her request for judicial review, to which Defendants responded on July 26, 2010, and in support of which Claybrook filed a reply brief on August 23, 2010; and

WHEREAS, on September 28, 2010, counsel presented oral argument to the Court in support of their clients' positions, respectively;

NOW THEREFORE, the Court having reviewed the entire record in this action and having considered the arguments of counsel, it is hereby ORDERED that the October 29, 2009 Appeal Hearing Decision from the Kenosha County Board of Administrative Appeals shall be, and the same hereby is, REVERSED in its entirety, for the reasons the Court stated on the record on September 28, 2010.

IT IS FURTHER ORDERED that Kenosha County shall immediately reinstate Bernadette Claybrook's family day care certification, which it suspended on or about July 24, 2009.

Dated this 14 day of Oct. 2010.



Honorable Michael S. Wilk
Circuit Court Judge, Kenosha County