

IN THE SUPREME COURT OF THE
STATE OF OREGON

JAMES SCHERZINGER and PORTLAND SCHOOL
DISTRICT NO. 1J,

Petitioners-Respondents,
Respondents on Review,

v.

THE PORTLAND CUSTODIANS CIVIL SERVICE BOARD,

Respondent,
Respondent on Review,

and

TAMARA MCWILLIAMS, HENRY SHAMBRY, and 90 CIVIL
SERVICE CUSTODIANS,

Intervenors-Appellants,
Petitioners on Review.

STATE ex rel TAMARA MCWILLIAMS, HENRY SHAMBRY,
and 90 CIVIL SERVICES CUSTODIANS,

Plaintiffs-Appellants,
Petitioners on Review,

v.

PORTLAND PUBLIC SCHOOL DISTRICT NO. 1J;
MULTNOMAH COUNTY, OREGON; PORTLAND BOARD
OF EDUCATION; MARC ABRAMS; LOLENZO POE; SUE
HAGMEIER; DERRY A. JACKSON, SR.; DEBBIE
GOLDBERG MENASHE; JULIA BRIM-EDWARDS; KARLA
WENZEL; and JAMES SCHERZINGER,

Defendants-Respondents,
Respondents on Review.

Multnomah County
Circuit Court
No. 0208-08154

SC S52071
CA A120712
(Control)

Multnomah County
Circuit Court No.
0210-09876

SC S52071
CA A120713

**ORDER ALLOWING
PETITION FOR
REVIEW, VACATING
DECISION OF COURT
OF APPEALS, AND
REMANDING TO
COURT OF APPEALS
FOR
RECONSIDERATION**

Upon consideration by the court.

Petitioner's petition for review is allowed. The decision of the Court of Appeals is

vacated and this case is remanded to the Court of Appeals for reconsideration in light of *Walter v. Scherzinger* (S51169; A118491), 339 Or 408 (2005).

Dated this 25th day of April 2005.


PAUL J. DE MUNIZ
CHIEF JUSTICE

c: Portland Custodians Civil Service Board
Jeffrey Condit
William H. Walters
James E. Leuenberger

DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS

Prevailing party: Appellants

No costs allowed.
