STATE OF NEVADA
LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT
RELATIONS BOARD

BOARD OF COUNTY COMMISSIONERS OF LYON COUNTY, NEVADA, Petitioner.	ITEM NO. 209 CASE NO. A1-045429 ORDER OF DISMISSAL

For the Petitioner: ZANE STANLEY MILES, Deputy D.A. for WILLIAM G. ROGERS, District Attorney

For the Respondent: JOHN KIDWELL

Fof the EMRB Board: SALVATORE C. GUGINO, Chairman
TAMARA BARENGO, Member
JEFFREY L. ESKIN, Member

By Petition for Declaratory Judgment filed April 15, 1988, the Petitioner seeks a determination as to whether Petitioner can grant a pay raise for fiscal year 1988-89 to Lyon County employees, who are eligible for collective bargaining without committing and being guilty of an unfair labor practice pursuant to Chapter 288, Nevada Revised Statutes. The Respondent contends that there is no controversy between it and the Board of County Commissioners of Lyon County, as Stationary Engineers Local 39 supports such pay raise and waives any claim it might have with respect to said pay raise being an unfair labor practice pursuant to Chapter 288 of the Nevada Revised Statute.

While the decision of the Board obviates the need for discussion of the matter, in reviewing the petition and response, we found no circumstance constituting an unfair labor practice as defined by Chapter 288 of the Nevada Revised Statutes based on

. . . .

Stationary Engineers Local 39's waiver of any claim of an unfair labor practice; and it is therefor

ORDERED, that having found that the matter fails to state a claim, presents no controversy for decision, and presents no facts in issue, the petition be, and the same hereby is, dismissed.

DATED this 6th day of July, 1988.

LOCAL GOVERNMENT EMPLOYEE-
MANAGEMENT RELATIONS BOARD

By Salvatore C. Gugino
SALVATORE C. GUGINO, Chairman

Certified to:

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Interested parties