

1 STATE OF NEVADA
2 LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT
3 RELATIONS BOARD

4 JAMES P. RIEBELING, JAMES M. HALEY,)
5 MICHAEL A. MALDONADO, MCNEAL D. BROWN,)
6 and CITY OF NORTH LAS VEGAS HOUSING)
7 AUTHORITY SPECIAL POLICE OFFICER'S)
8 ASSOCIATION,)

ITEM NO. 344

CASE NO. A1-045552

9 Complainants)

ORDER

10 -vs-

11 HOUSING AUTHORITY OF THE CITY OF)
12 NORTH LAS VEGAS,)

13 Respondents.)

14 For Complainant: Leslie M. Stovall, Esq.

15 For Respondents: Gregory E. Smith, Esq.
16 SMITH & KOTCHKA

17 This Complaint was filed on September 10, 1993. On three
18 previous occasions, hearing dates were agreed upon by all
19 parties and scheduled by the Board. Two of those dates were
20 subsequently continued due to requests of the Complainant (one
21 was at the Board's necessity). The currently scheduled dates
22 of November 15 and 16, 1994, will not be again continued to
23 accommodate Complainant.

24 In a Pre-Hearing conference conducted by the Board's
25 Commissioner on September 9, 1994, and at the request of
26 Complainant's counsel, Complainant's counsel was given until
27 October 10, 1994, to file a new pre-hearing brief and a list
28 of exhibits. A schedule for responsive briefs was also agreed
upon. As of October 24, 1994, neither Complainant's brief nor
his list of exhibits has been filed. Additionally, the

1 parties agreed to meet and stipulate to the issues for
2 hearing, stipulate to exhibits, and identify whether
3 subpoenaed witnesses or documents will be necessary.
4 Respondent has filed his list of exhibits and his proposed
5 issues for hearing. Complainant has filed nothing and no
6 stipulations between counsel have been forthcoming.

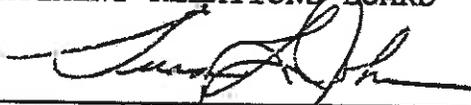
7 In view of all the above, the following pre-hearing
8 procedures will be in effect and enforced in this case:

- 9 1. No further briefing will be accepted from this date
10 forward. Complainant was afforded an opportunity
11 to file a brief, but did not avail himself of it.
- 12 2. Complainant will file with the Board Commissioner a
13 list of his proposed witnesses and exhibits by 5:00
14 PM, October 28, 1994.
- 15 3. Counsel for both parties will meet and stipulate to
16 the Board Commissioner in writing, by 5:00 PM
17 November 4, 1994, to the following: (1) the
18 specific issues in dispute at the upcoming hearing;
19 (2) exhibits not in dispute; (3) document
20 production requiring subpoenas; (4) witnesses who
21 will be available for testimony by both parties and
22 witnesses who will require subpoenas. No request
23 for subpoenas will be considered after that date.
- 24 4. Failure of either party to comply with the above
25 procedures, necessary to expedite the hearing
26 process, may be grounds for sanctions up to and
27 including cancellation of the hearing and dismissal
28 of the complaint.

IT IS HEREBY ORDERED that the parties be governed as set
forth herein-above.

DATED this 25th day of October, 1994.

LOCAL GOVERNMENT EMPLOYEE-
MANAGEMENT RELATIONS BOARD

By 
SUSAN L. JOHNSON, Chairman