STATE OF NEVADA

LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT

RELATIONS BOARD

WHITE PINE ASSOCIATION OF CLASSROOM TEACHERS, Complainant, vs. WHITE PINE COUNTY SCHOOL DISTRICT; and SUPERINTENDENT MARK SHELLINGER, Respondents.	**ITEM NO. 462C** **CASE NO. A1-045668** **ORDER OF DISMISSAL**
WHITE PINE COUNTY SCHOOL DISTRICT, Counter-Claimant, vs. WHITE PINE ASSOCIATION OF CLASSROOM TEACHERS, Counter-Respondent.	

For Complainant/Counter-Respondent: Thomas J. Donaldson, Esq.
Dyer, Lawrence, Cooney & Penrose

For Respondents/Counter-Claimant: C. Robert Cox, Esq.
Walther, Key, Maupin, Oats, Cox, Klaich & LeGoy

Pursuant to the Stipulation and Order of Dismissal with Prejudice filed by the parties in the above-captioned matter and oral argument by the parties presented at the Board meeting of January 30, 2001, noticed in accordance with Nevada's Open Meeting Law,

IT IS HEREBY ORDERED that the written Stipulation for Dismissal entered into by the parties, through their respective attorneys be, and the same is hereby approved; this case is hereby dismissed with prejudice.

This dismissal is based upon the following:

1. The party now seeking repudiation of the agreement was the party preparing the actual document;

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2. The language in dispute in paragraph 4 appears to be an essential term of the document;

3. There was no understanding by either party that the document was a tentative agreement subject to subsequent approval by the respective clients;

4. The petitioner, White Pine Association of Classroom Teachers, had given authority to its counsel to enter into this agreement.

5. The intent of the parties was to amicably resolve their disputes and to begin negotiations afresh;

6. Based on the goal of starting afresh, it is speculative at this time that the parties will not amicably resume contract negotiations.

DATED this 30th day of January, 2001.

LOCAL GOVERNMENT EMPLOYEE-
MANAGEMENT RELATIONS BOARD

By _____
KAREN L. McKAY, Chairman

By _____
JOHN E. DICKS, Esq., Vice-Chairman

By _____
JAMES E. WILKERSON, Sr., Member