

1 STATE OF NEVADA  
2 LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT  
3 RELATIONS BOARD  
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5 PEGGY MUNSON,

6 Complainant,

7 vs.

8 CITY OF LAS VEGAS; CITY OF LAS  
9 VEGAS DEPARTMENT OF FIRE &  
RESCUE,

10 Respondents.

ITEM NO. 609

CASE NO. A1-045825

ORDER

11 For Complainant: Harold P. Gewerter, Esq.  
12 Harold P. Gewerter, Esq., Ltd.

13 For Respondent: Philip R. Byrnes, Esq.  
14 Las Vegas City Attorney's Office

15 Statement of the Case

16 Complainant Peggy Munson ("Complainant") filed the Complaint in the subject  
17 proceeding against Respondents City of Las Vegas and City of Las Vegas Department of Fire  
18 and Rescue ("Respondents") on May 5, 2005 alleging, *inter alia*, practices prohibited under NRS  
19 288.270(1)(a) and (f), to wit: interference, restraint or coercion of her exercise of her rights  
20 guaranteed under NRS Chapter 288 and discrimination based on sex associated with her  
21 demotion from the position of arson investigator/bomb technician. Complainant caused said  
22 complaint to be served on Respondents on May 9, 2005. Respondent has not answered the  
23 Complaint.

24 On June 7, 2005, Complainant filed a Request for Entry of Default. On June 24, 2005,  
25 Respondent City of Las Vegas filed a Motion to Dismiss on the grounds that Complainant had  
26 failed to exhaust her contractual remedies.

27 The Request and Motion were noticed for deliberations on September 7-9, 2005, in  
28 accordance with Nevada's Open Meeting Law, and based thereon:



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2 IT IS FURTHER ORDERED that respondent be restored to her prior position as Fire  
3 Investigator and Bomb Technician with full back pay and other benefits, plus costs and  
4 attorney's fees to be proven by Complainant on supplementary motion.

5 DATED this 8<sup>th</sup> day of September, 2005.

6 LOCAL GOVERNMENT EMPLOYEE-  
7 MANAGEMENT RELATIONS BOARD

8 BY: Tamara E. Barenco  
9 TAMARA E. BARENGO, Chairman

10 BY: John E. Dicks  
11 JOHN E. DICKS, ESQ., Vice-Chairman

12 BY: Janet Trost  
13 JANET TROST, ESQ., Board Member  
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