

1 STATE OF NEVADA
2 LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT
3 RELATIONS BOARD
4

5 UNITED WE STAND CLASSIFIED
6 EMPLOYEES - AFT,

7 Petitioner,

8 vs.

9 WASHOE COUNTY SCHOOL DISTRICT
10 and WASHOE EDUCATION SUPPORT
11 PROFESSIONALS,

12 Respondents.

ITEM NO. 623B

CASE NO. A1-045875

ORDER

12 For Petitioner: Michael E. Langton, Esq.

13 For Respondent: Rick R. Hsu, Esq.
Maupin, Cox & LeGoy

14 Sandra G. Lawrence, Esq.
15 Dyer, Lawrence, Penrose, Flaherty & Donaldson

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17 On the 7th day of December, 2006, the Local Government Employee-Management
18 Relations Board ("Board") deliberated on the Motion for Summary Judgment filed in this matter
19 by the Washoe Education Support Professionals ("Association"); the deliberations were duly
20 noticed for hearing pursuant to the provisions of NRS and NAC Chapters 288, as well as NRS
21 Chapter 233B and Nevada's Open Meeting laws.

22 The Association's Motion for Summary Judgment was filed on or about October 23,
23 2006; the Complainant filed its Opposition to the motion on or about November 27, 2006; and
24 the Association filed Reply Points and Authorities in support of its motion.

25 After due consideration and deliberations on the motion and other documents filed, it is
26 **HEREBY ORDERED** that the motion be, and the same is, **DENIED**. As the parties have argued,
27 summary judgment is only appropriate when there is no genuine issue of material fact remaining
28 and the moving party is entitled to a judgment as a matter of law. Furthermore, when reviewing a

1 motion for summary judgment, the evidence must be viewed in a light most favorable to the non-
2 moving party. At this time, summary judgment appears inappropriate.

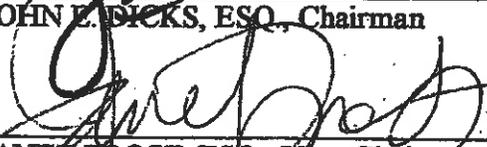
3 IT IS FURTHER ORDERED that the parties shall provide possible hearing dates within
4 seven (7) days from the date of this order; or this matter will be scheduled at the pleasure of the
5 Board.

6 DATED this 17th day of January, 2007.

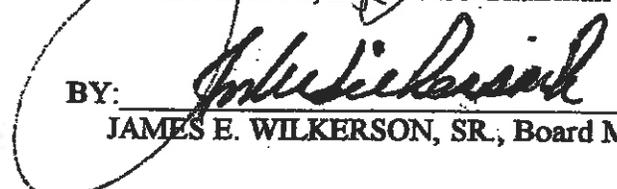
7 LOCAL GOVERNMENT EMPLOYEE-
8 MANAGEMENT RELATIONS BOARD

9 BY: 
10

11 JOHN E. DICKS, ESQ., Chairman

12 BY: 
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14 JANET TROST, ESQ., Vice-Chairman

15 BY: 
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17 JAMES E. WILKERSON, SR., Board Member
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