

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

5 NANCY LEE PROKOP,

6 Complainant,

7 vs.

8 WASHOE COUNTY SCHOOL DISTRICT
9 and WASHOE EDUCATION
ASSOCIATION,

10 Respondents.

ITEM NO. 642

CASE NO. A1-045890

ORDER

11 For Complainant: Brent H. Harsh, Esq.
12 Watson Rounds

13 For Respondents: Christopher B. Reich
14 Washoe County School District

15 Thomas J. Donaldson, Esq.
Dyer, Lawrence, Penrose, Flaherty & Donaldson

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

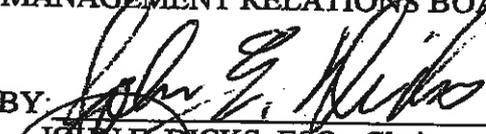
22 The Association's Motion to Dismiss was filed on or about September 20, 2006 and the
23 School District's Motion to Dismiss was filed on or about September 25, 2006. The
24 Complainant, Nancy Lee Prokop, filed an opposition to the motions; and the School District and
25 Association filed reply points and authorities in support of their respective motions.

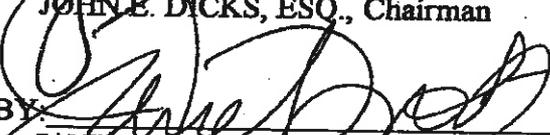
26 After due consideration and deliberations on the motions and other documents, it is
27 **HEREBY ORDERED** that the motions be, and the same are, **DENIED**. The complaint appears
28 timely filed inasmuch as notice of the School District's final decision was received by the

1 Complainant's counsel on March 10, 2006 and the complaint was filed with the Board on August
2 30, 2006, which is within the six-month limitation of NRS 288.110 (4). Furthermore, the request
3 to dismiss this matter based upon the lack of a complaint verification has been remedied by the
4 Complainant, and no prejudice resulted from the lack of the verification for the short period of
5 time. Lastly, the Complaint does state a proper claim for relief pursuant to NRS 288.270.

6 DATED this 8th day of December, 2006.

7 LOCAL GOVERNMENT EMPLOYEE-
8 MANAGEMENT RELATIONS BOARD

9
10 BY: 
11 JOHN E. DICKS, ESQ., Chairman

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

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