

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

5 CAROLINE RANGEN, RON SUFANA, JR., )  
6 PERAL MORRIS, SANDRA-LEE A. )  
7 PUGLIA, LILIA CASTRO, MICHAEL S. )  
8 HAMPTON, MICHAEL POWELL, KARL )  
9 ESPARZA, ANA L. INZUNZA, MARI )  
FERNANDEZ, JANET GILES, EMILY F. )  
KLEIER, DELINDA SLOCUM and GINA )  
CHINCHILLA, on behalf of themselves and )  
others similarly situated, )

ITEM NO. 643B

CASE NO. A1-045894

**ORDER**

10 Complainants,

11 vs.

12 EDUCATION SUPPORT EMPLOYEES  
13 ASSOCIATION, and CLARK COUNTY  
SCHOOL DISTRICT,

14 Respondents.

15 For Complainants:

Brooke D. Pierman, Esq.  
Law Offices of Kristina L. Hillman

17 For Respondents:

Michael W. Dyer, Esq.  
James W. Penrose, Esq.  
Dyer, Lawrence, Penrose, Flaherty & Donaldson

19 C.W. Hoffman, Jr., Esq.  
Clark County School District  
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21 This matter came on for discussion and deliberations by the Local Government  
22 Employee-Management Relations Board ("Board") on the 30<sup>th</sup> day of May, 2007, noticed  
23 pursuant to NRS and NAC chapters 288, NRS chapter 233B, and Nevada's open meeting laws.  
24 The Board finds, concludes, and orders as follows:

25 On April 4, 2007, a Motion to Dismiss was filed by the Clark County School District  
26 ("School District"). A "response" was filed by the complainants on April 19, 2007; and on May  
27 3, 2007, reply points and authorities were filed by the School District.

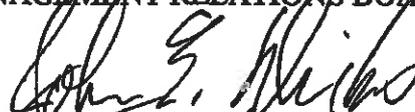
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1 Based upon the Board's review of the documents filed, and good cause appearing  
2 therefore,

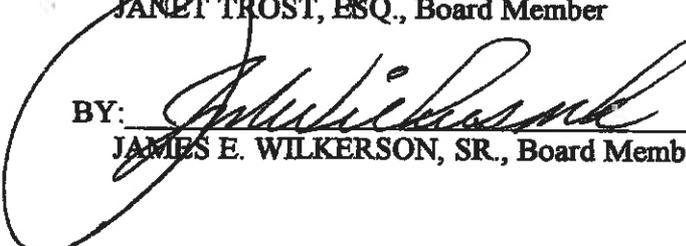
3 IT IS HEREBY ORDERED that the motion to dismiss is GRANTED, without prejudice;  
4 and complainants may proceed with their allegations against the Education Support Employees  
5 Association ("Association") including but not limited to the alleged breach of the Association's  
6 duty of fair representation. The parties are to file their respective pre-hearing statements within  
7 twenty (20) days from service of this order.

8 DATED this 31<sup>th</sup> day of May, 2007.

9 LOCAL GOVERNMENT EMPLOYEE-  
10 MANAGEMENT RELATIONS BOARD

11 BY:   
12 JOHN E. DICKS, ESQ., Vice-Chairman

13 BY:   
14 JANET TROST, ESQ., Board Member

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