

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

5 MARK ANTHONY BOYKIN,

6 Complainant,

7 vs.

8 CITY OF NORTH LAS VEGAS POLICE
9 DEPARTMENT,

10 Respondent.

) ITEM NO. 674

) CASE NO. A1-045921

) **ORDER**

11 For Complainant: Mark Anthony Boykin, In Proper Person

12 For Respondents: L. Steven Demaree, Esq.
13 City of North Las Vegas

14 On the 2nd day of April, 2008, this matter came on before the State of Nevada, Local
15 Government Employee-Management Relations Board ("Board"), for consideration and decision
16 pursuant to the provisions of NRS and NAC chapters 288, NRS chapter 233B, and Nevada's
17 open meeting laws.

18 On January 8, 2008, Mark Anthony Boykin ("Boykin") filed a verified complaint with
19 the Board, alleging prohibited labor practices by North Las Vegas and the North Las Vegas
20 Police Department (collectively, "North Las Vegas"). On January 24, 2008, North Las Vegas
21 filed a motion to dismiss claiming that the Board does not have jurisdiction over this action
22 inasmuch as Boykin was claiming a Civil Rights action, i.e., racial discrimination. On February
23 4, 2008, Boykin filed his opposition and on March 12, 2008, he filed exhibits in support of his
24 opposition to the dismissal. On February 7, 2008, North Las Vegas filed its reply points and
25 authorities in support of the dismissal.

26 It is noted that NRS 288.270(1)(f) states that it is a prohibited labor practice for a local
27 governmental employer to "discriminate because of race, color, religion, sex, age, physical or

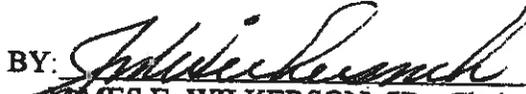
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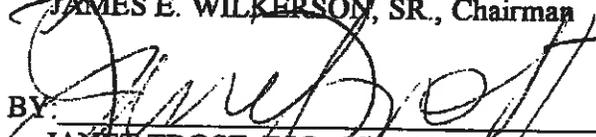
1 visual handicap, national origin or because of political or personal reasons or affiliations." Good
2 cause appearing,

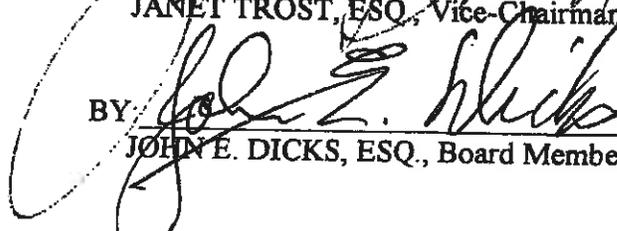
3 IT IS HEREBY ORDERED that Respondent's motion to dismiss in this matter, be
4 considered as one for More Definite Statement and, as such, is GRANTED. Complainant is,
5 therefore, ordered to provide the Board with an Amended Complaint within twenty (20) days of
6 the instant order, which sets forth those provisions of NRS Chapter 288 which Complainant
7 contends are applicable to this matter and specific facts supporting the same. Answers to the
8 Amended Complaint may be filed within ten (10) days thereafter. Pre-hearing statements are
9 due thereafter pursuant to NAC 288.250.

10 DATED this 3rd day of April, 2008.

11 LOCAL GOVERNMENT EMPLOYEE-
12 MANAGEMENT RELATIONS BOARD

13 BY: 
14 JAMES E. WILKERSON, SR., Chairman

15 BY: 
16 JANET TROST, ESQ., Vice-Chairman

17 BY: 
18 JOHN E. DICKS, ESQ., Board Member
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