

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

5 TIMOTHY FRABBIELE,
6 Complainant,

7 vs.

8 CITY OF NORTH LAS VEGAS; NORTH
9 LAS VEGAS POLICE DEPARTMENT AND
10 NORTH LAS VEGAS POLICE OFFICERS
ASSOCIATION,
Respondent.

ITEM NO. 680H

CASE NO. A1-045929

ORDER

11 For Complainant: Adam Levine, Esq.
12 Law Offices of Daniel Marks

13 For Respondents: Malani L. Kotchka, Esq.
14 Lionel Sawyer & Collins

15 John Dean Harper, Esq.

16 On the 22nd day of April, 2010, this matter came on before the State of Nevada, Local
17 Government Employee-Management Relations Board ("Board"), for consideration and decision
18 pursuant to the provisions of the NRS and NAC chapters 288, NRS chapter 233B, and was
19 properly noticed pursuant to Nevada's open meeting laws.

20 On February 1, 2010 this Board dismissed Complainant Timothy Frabbiele's complaint
21 after the evidence produced at the hearing indicated that Frabbiele's complaint had been filed
22 beyond the six-month limitations period set forth in NRS 288.110(4). On March 2, 2010 this
23 Board denied Frabbiele's petition for a re-hearing.

24 After Frabbiele's complaint was dismissed on February 1, 2010, Respondent City of
25 North Las Vegas and North Las Vegas Police Department (collectively "Department") filed a
26 motion seeking partial recovery of costs and attorneys fees pursuant to NRS 288.110(6) which
27 permits the Board to award reasonable costs, which may include attorneys' fees, to the prevailing
28 party. The decision of whether or not to award costs and fees is left to the Board's discretion.

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NOTICE OF ENTRY OF ORDER

12 To: Adam Levine, Esq.
13 To: Malani L. Kotchka, Esq.
14 Lionel Sawyer & Collins
15 John Dean Harper, Esq.

16 PLEASE TAKE NOTICE that an ORDER was entered in the above-entitled matter on
17 April 22, 2010.

18 A copy of said order is attached hereto.

19 DATED this 23rd day of April, 2010.

20 LOCAL GOVERNMENT EMPLOYEE-
21 MANAGEMENT RELATIONS BOARD

22 BY 
23 JOYCE HOLTZ, Board Secretary
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