

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

5 DENNIS TRETTEL,

6 Complainant,

7 vs.

8 WASHOE COUNTY MEDICAL
9 EXAMINER OFFICE, DR. ELLEN G. I.
10 CLARK, and WASHOE COUNTY
11 EMPLOYEE ASSOCIATION,

Respondent.

) ITEM NO. 696

) CASE NO. A1-045943

) **ORDER**

12 For Complainant: Dennis Trettel, In Proper Person

13 For Respondent: David L. Watts-Vial, Esq.
14 Washoe County Deputy District Attorney

15 Washoe County Employees Association

16 This matter having come on for hearing before the State of Nevada Local Government
17 Employee-Management Relations Board ("Board") on February 9, 2009, noticed pursuant to
18 NRS and NAC chapters 288, NRS chapter 233B, as well as Nevada's Open Meeting Laws, finds
19 and orders as follows:

20 On or about November 21, 2008, Dennis Trettel ("Trettel") filed a complaint against the
21 Washoe County Medical Examiner Officer Dr. Ellen G. I. Clark (collectively, "Medical
22 Examiner"), and the Washoe County Employee Association ("Association"). The Medical
23 Examiner filed a Motion to Dismiss and/or Defer to Arbitration/Grievance Process." It is alleged
24 that the Washoe County Medical Examiner's office is not a local government employer. Dr.
25 Clark is the Department Head for the Medical Examiner's Office. The Medical Office claims
26 that the correct employer is Washoe County and it is not named in this matter; and further, a
27 collective bargaining agreement ("CBA") exists. Pursuant to that CBA, Trettel was required to
28 file a grievance and process the same through the terms and conditions outlined in the CBA. It is

1 alleged that Trettel has not timely filed a grievance. Trettel claims he was a probationary
2 employee and was told by the Association that he was not covered by the CBA. The Medical
3 Examiner filed reply authorities and claimed that Trettel's "opposition" was late; and because of
4 such a late filing, the motion should be granted pursuant to NAC 288.240.

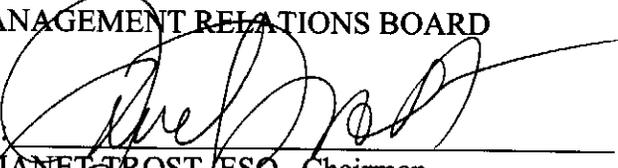
5 BASED UPON the documents and pleadings filed to date, and good cause appearing
6 therefore, IT IS HEREBY ORDERED that this matter is DISMISSED as the complainant has
7 failed to allege any violations of NRS Chapter 288 and in particular NRS 288.270.

8 BASED ON this dismissal, the requests for other relief are deemed moot.

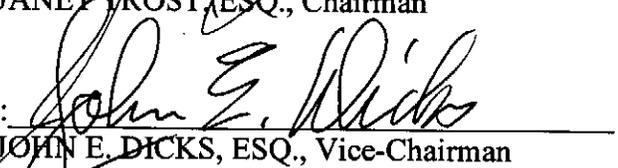
9 IT IS FURTHER ORDERED each party shall bear it's own fees and costs.

10 DATED this 9th day of February, 2009.

11 LOCAL GOVERNMENT EMPLOYEE-
12 MANAGEMENT RELATIONS BOARD

13 BY: 

14 JANET TROST, ESQ., Chairman

15 BY: 

16 JOHN E. DICKS, ESQ., Vice-Chairman

17 BY: 

18 JAMES E. WILKERSON, SR., Board Member
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