STATE OF NEVADA

LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT

RELATIONS BOARD

BRIAN HEITZINGER, Complainant, vs. LAS VEGAS-CLARK COUNTY LIBRARY DISTRICT; TEAMSTERS LOCAL 14; and AMANDA LIVELY, Respondents.	ITEM NO. 728B CASE NO. A1-045977 **ORDER**

For Complainant: Amberlea Davis, Esq. from Law Offices of Amberlea Davis

For Respondent Las Vegas-Clark County Library Dist.: Scott M. Abbott, Esq. from Kamer Zuker Abbott

For Respondent Teamsters Local 14: David T. Spurlock, Esq.

On the 12th day of January, 2011, this matter came on before the State of Nevada, Local Government Employee-Management Relations Board ("Board"), for consideration and decision pursuant to the provisions of NRS and NAC chapters 288, NRS chapter 233B, and was properly noticed pursuant to Nevada's open meeting laws.

On October 22, 2010, Complainant Brian Heitzinger filed a Renewed Motion to Compel Union Admissions. The motion asks that the Board deem all allegations against the union as true. Heitzinger's request is based upon NAC 288.220(2) which mandates a specific denial to each allegation made in the complaint. Respondent Teamsters Local 14 made only a general denial of allegations in the answer it submitted. Teamsters Local 14 did not submit an opposition to the motion.

NAC 288.235(2) states that the Board may disregard any defects in pleadings which do not affect substantial rights of the parties. In this case, the Board finds that the general denial

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made by Teamsters Local 14, as opposed to specific denials, does not affect the substantial rights of the parties, and the Board will overlook the defect in the pleadings.

Accordingly, Complainant's motion to compel union admissions is Denied.

DATED this 9th day of February, 2011.

LOCAL GOVERNMENT EMPLOYEE-
MANAGEMENT RELATIONS BOARD

BY: _____
SEATON J. CURRAN, ESQ., Chairman

BY: _____
SANDRA MASTERS, Vice-Chairman

BY: _____
PHILIP E. LARSON, Board Member

STATE OF NEVADA

LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT

RELATIONS BOARD

BRIAN HEITZINGER, Complainant, vs. LAS VEGAS-CLARK COUNTY LIBRARY DISTRICT; TEAMSTERS LOCAL 14; and AMANDA LIVELY, Respondents.	CASE NO. A1-045977 **NOTICE OF ENTRY OF ORDER**

TO: Amberlea Davis, Esq. from Law Offices of Amberlea Davis

TO: Scott M. Abbott, Esq. from Kamer Zuker Abbott

TO: David T. Spurlock, Esq

PLEASE TAKE NOTICE that an ORDER was entered in the above-entitled matter on February 9, 2011.

A copy of said order is attached hereto.

DATED this 9th day of February. 2011.

LOCAL GOVERNMENT EMPLOYEE-
MANAGEMENT RELATIONS BOARD

BY Joyce A. Holtz
JOYCE HOLTZ, Executive Assistant

CERTIFICATE OF MAILING

I hereby certify that I am an employee of the Local Government Employee-Management Relations Board, and that on the 9th day of February, 2011, I served a copy of the foregoing ORDER by mailing a copy thereof, postage prepaid to:

Amberlea Davis, Esq.
Law Office of Amberlea Davis
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JOYCE HOLTZ, Executive Assistant