

LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT RELATIONS
BOARD

Robert H. Bahlman,)	
)	
Complainant)	
)	
vs)	
)	Case No. A1-045340
Washoe County Commissioners)	
as Fire Commissioners for)	
Truckee Meadows Fire Protection)	
District,)	
)	
Respondent)	
)	
)	

ORDER DISMISSING COMPLAINT

By Complaint filed October 6, 1980, the Complainant seeks the Board's determination that the contract settlement via the binding arbitration award of March 24, 1980, which conferred benefits to the union retroactive to July 1, 1979, should be applicable to him as well, notwithstanding his termination as an employee of Respondent effective December 21, 1979. The Complainant contends that the action of the Respondent which denied him these benefits is arbitrary and unjust.

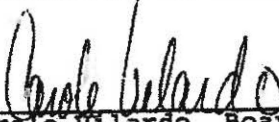
In addition to denying the allegations of the Complaint, the Respondent moves to dismiss because it was not filed in a timely manner and the Board lacks jurisdiction to resolve the matter. The Respondent states that nowhere in the Complaint does the Complainant allege any violation by the Respondent of the provisions of Chapter 288. Further, the Respondent believes that the provisions of any retroactive collective bargaining agreement apply only to individuals

who are employees at the time settlement is reached.

The Respondent's Motion to Dismiss, in so far as the Board lacks jurisdiction in that the Complaint contains no alleged violation of any provision of Chapter 288 by the Respondent, is well taken. Accordingly, it is ORDERED that the Complaint be, and the same hereby is, dismissed.

Dated this 6th day of January, 1981.

LOCAL GOVERNMENT EMPLOYEE-
MANAGEMENT RELATIONS BOARD



Carole Vilardo, Board Chairperson

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