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BEFORE THE LOCAL GOVERNMENT
EMPLOYEE-MANAGEMENT RELATIONS BOARD

CLARK COUNTY CLASSROOM TEACHERS)
ASSOCIATION; and JOE LAMARCA,)
LINDA COZINE, CAROL LENHART,)
PEGGY ROSCH, ANN LARSON, and)
Brendolyn Black, individually)
as taxpayers,)

ITEM NO. 210

CASE NO. A1-045428

Complainants,

v.

ORDER OF DISMISSAL

CLARK COUNTY SCHOOL DISTRICT and)
CLARK COUNTY BOARD OF SCHOOL)
TRUSTEES,)

Respondents.

13 For the Complainants:

Victor L. McDonald, Esq.

14 For the Respondents:

Thomas J. Moore, Esq.

15 For the EMRB:

Salvatore C. Gugino
Tamara Barengo
Jeffrey L. Eskin

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17 At a regularly held public meeting, duly noticed and posted,
18 on June 28, 1988, at the hour of 7 PM, at the Bradley Building,
19 2501 E. Sahara Avenue, Las Vegas, Nevada, deliberations were held
20 in the above-entitled matter which was filed by the Clark County
21 Classroom Teachers Association on March 11, 1988. This order is
22 based upon the papers and pleadings of the parties.

23 The Complaint filed by the Clark County Classroom Teachers
24 Association alleged a violation of NRS 288.170, challenging the
25 Clark County School District's determination of the composition
26 of its bargaining unit for its administrative employees.

27 In determining whether or not to hear the case, the Board
28 finds that the Complaint fails to allege facts in violation of

1 NRS 288.170(2) and, therefore, fails to state a claim. Further
2 assuming for purposes of argument that a claim was stated by the
3 Complaint, the action complained of occurred more than six (6)
4 months before the filing of the Complaint--in this action, over
5 nineteen (19) years before the filing. The Board, therefore,
6 lacks jurisdiction to entertain the Complaint or appeal pursuant
7 to NRS 288.110(4).

8 Therefore, pursuant to NRS 288.110 and NRS 288.130, the
9 above-captioned Complaint is dismissed with prejudice, each side
10 to bear its own attorneys' fees and costs.

11 DATED this 20th day of July, 1988.

12 LOCAL GOVERNMENT EMPLOYEE-
13 MANAGEMENT RELATIONS BOARD

14 By *Salvatore C. Gugin*
15 SALVATORE C. GUGINO

16 By *Tamara C. Barengo*
17 TAMARA BARENGO

18 By *Jeffrey L. Eskin*
19 JEFFREY L. ESKIN

20 Certified to:

21 Victor L. McDonald, Esq.
22 DYER AND McDONALD
23 POB 2426
24 Carson City, NV 89702

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25 Copies to:

26 Barbara Belak, President
27 CLARK COUNTY CLASSROOM
28 TEACHERS ASSN.
2950 E. Rochelle Ave.
Las Vegas, NV 89121

Eva G. Simmons, Director
Employee & Mgt Relations
CLARK COUNTY SCHOOL DISTRICT
2832 E. Flamingo Road
Las Vegas, NV 89121

Board members
Interested parties