STATE OF NEVADA
LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT
RELATIONS BOARD

PERSHING COUNTY CLASSROOM TEACHERS ASSOCIATION, Petitioner, -vs- PERSHING COUNTY SCHOOL DISTRICT, Respondent.	ITEM NO. 212-A CASE NO. A1-045416 **DECISION**

For the Petitioner: Michael W. Dyer, Esq.
DYER and McDONALD

For the Respondent: C. Robert Cox, Esq.
WALTHER, MAUPIN, OATS, COX,
LEE & KLAICH

For the EMRB: Tamara Barengo, Chairman
Howard Ecker, Vice Chairman
Salvatore C. Gugino, Board Member

This matter came before the Local Government Employee-Management Relations Board ("Board") on a Petition For Declaratory Order filed with the Board on October 30, 1986, by the Pershing County Classroom Teachers Association. The Board rendered a Decision in the matter on August 2, 1988 (said Decision is attached hereto as Exhibit "1"), the Pershing County School District appealed said Decision to the First Judicial District Court by filing a Petition For Judicial Review on September 1, 1988, Case No. 88-01309A. On May 16, 1990, District Judge Michael R. Griffin ordered that this matter be remanded to the Local Government Employee-Management Relations Board for its reconsideration (said Order is

attached hereto as Exhibit "2").

On September 20, 1990, the Board ordered the parties to stipulate to the facts prior to rehearing this matter. On November 1, 1990, the parties filed Stipulated Facts (said Stipulated Facts are attached hereto as Exhibit "3").

Based on the facts as presented and interpreted by the parties in their Stipulated Facts, the First Judicial District Court Order, and NRS Chapter 288;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that teacher evaluations in this particular case, and in this case alone, were not the subject of mandatory bargaining, therefore, this case is dismissed.

DATED this 29th day of January, 1991.

LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT RELATIONS BOARD

By Tamara Barengo
TAMARA BARENGO, Chairman

By
HOWARD ECKER, Vice Chairman

By
SALVATORE C. GUGINO, Member