

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

5 WHITE PINE COUNTY SCHOOL DISTRICT, )  
Complainant, )

6 vs. )

7 WHITE PINE ASSOCIATION OF )  
8 CLASSROOM TEACHERS, )  
Respondent. )

9  
10 and related Counterclaim,  
11

ITEM NO. 489

CASE NO. A1-045695

ORDER

12 For Complainant: C. Robert Cox, Esq.  
Walther, Key, Maupin, Oats, Cox & LeGoy

13 For Respondent: Thomas J. Donaldson, Esq.  
14 Dyer, Lawrence, Cooney & Penrose

15 On February 7, 2001, the WHITE PINE COUNTY SCHOOL DISTRICT (hereafter  
16 "District") filed a prohibited practice complaint against the WHITE PINE ASSOCIATION OF  
17 CLASSROOM TEACHERS (hereafter "Association").

18 On February 26, 2001, an answer and counterclaim was filed by the Association, to which  
19 the District filed its reply on March 21, 2001.

20 Prehearing statements were filed by the District on April 11, 2001 and by the Association of  
21 April 16, 2001.

22 This matter was duly noticed for deliberations by the Local Government Employee-  
23 Management Relations Board ("Board") on May 2, 2001, pursuant to Nevada's Open Meeting Law.

24 Based upon the documents filed to date, this Board finds as follows:

25 1) This Board takes notice of the parties' prior case, being Case No. A1-045668, which  
26 was dismissed following a stipulation to dismiss by the parties and deliberations by the Board.

27 2) The parties have a duty to promptly commence negotiations and continue therewith in  
28 good faith during the entire bargaining process pursuant to NRS 288.180(3) and NRS 288.270(1)(e)

1 and (2)(b).

2 3) From the documents filed to date, the parties appear to be dangerously close to  
3 committing prohibited practices in not continuing to negotiate in good faith as required by NRS  
4 288.270.

5 4) The parties are cautioned to evaluate their conduct to date to assure compliance with  
6 NRS Chapter 288, otherwise NRS 288.110(2) authorizes the Board to order parties to refrain from  
7 certain prohibited practices and/or activity.

8 5) The parties are further ordered to provide the Board a copy of their established schedule  
9 of negotiations within ten (10) days of this order and to provide via facsimile status reports to the  
10 Board on or before the last day of each month, commencing May 31, 2001, and concluding at either  
11 the dismissal of the District's complaint or at the time of the hearing on this matter. This matter shall  
12 be heard on August 1, 2001 at a time and location to be identified later.

13 DATED this 2<sup>nd</sup> day of May, 2001.

14 LOCAL GOVERNMENT EMPLOYEE-  
15 MANAGEMENT RELATIONS BOARD

16 By   
KAREN L. MCKAY, Chairman

17  
18 By   
JOHN E. DICKS, ESQ., Vice-Chairman

19  
20 By   
JAMES E. WILKERSON, SR., Member