

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

5 INTERNATIONAL BROTHERHOOD OF )  
6 TEAMSTERS, LOCAL 14, AFL-CIO, )  
7 Petitioner, )

ITEM NO. 520I

7 vs.

CASE NO. A1-045735

8 CLARK COUNTY SCHOOL DISTRICT, and )  
9 EDUCATION SUPPORT EMPLOYEES )  
ASSOCIATION, )  
10 Respondents.

**ORDER**

11 EDUCATION SUPPORT EMPLOYEES )  
12 ASSOCIATION, )  
Counter Claimant,

13 vs.

14 INTERNATIONAL BROTHERHOOD OF )  
15 TEAMSTERS, LOCAL 14, AFL-CIO, and )  
16 CLARK COUNTY SCHOOL DISTRICT, )  
Counter Respondents.

17 For Petitioner:

Michael W. Dyer, Esq.  
Dyer, Lawrence, Penrose, Flaherty & Donaldson

18 For Respondents:

19 Kristin L. Martin, Esq.  
20 C.W. Hoffman, Esq.  
Clark County School District

21  
22 On June 19, 2006, the LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT  
23 RELATIONS BOARD ("Board") issued an order certifying the results of the election that was  
24 conducted on May 9, 2006.

25 On June 12, 2006, Petitioner INTERNATIONAL BROTHERHOOD OF TEAMSTERS,  
26 LOCAL 14 ("Teamsters 14") filed a Motion for Declaration that "No Union" Won Election or  
27 in the Alternative, for an Evidentiary Hearing. On June 20, 2006, Respondent CLARK  
28 COUNTY SCHOOL DISTRICT ("CCSD") filed its reply and on June 21, 2006, Respondent

1 EDUCATION SUPPORT EMPLOYEES ASSOCIATION ("ESEA") filed their response and an  
2 Affidavit of Dane Watson. Teamsters 14 filed a reply memorandum on June 28, 2006.

3 On August 16, 2006, ESEA filed a Supplemental Memorandum and a Supplemental  
4 Affidavit of Dane Watson. Teamsters 14 filed a Response to ESEA's Supplemental Reply on  
5 August 18, 2006.

6 The Board held deliberations on said motion, (Motion for Declaration that "No Union"  
7 Won Election or, in the Alternative, for an Evidentiary Hearing) and the relevant  
8 Oppositions/Replies on August 22, 2006, noticed in accordance with Nevada's Open Meet g  
9 Law. Based upon the Board's deliberations,

10 The Board took judicial notice of ESEA's "Supplemental Reply", however, it noted that  
11 ESEA was not the moving party and were thus not entitled to file a "Reply";

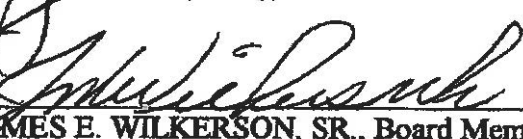
12 The Board has determined that it has exhausted its jurisdiction over this matter under  
13 Chapter 288 of the Nevada Revised Statutes. Therefore,

14 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the consent election  
15 results stand as certified by the Board on June 19, 2006. Thus, any pending or future motions  
16 relating to the consent election are, and would be deemed to be moot.

17 DATED this 7<sup>th</sup> day of September, 2006.

18 LOCAL GOVERNMENT EMPLOYEE-  
19 MANAGEMENT RELATIONS BOARD

20 BY:   
21 JOHN E. DICKS, ESQ., Chairman

22 BY:   
23 JAMES E. WILKERSON, SR., Board Member  
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25  
26  
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