

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

5 LAS VEGAS POLICE PROTECTIVE  
6 ASSOCIATION METRO, INC. and POLICE  
OFFICER JOHN MEDLICOTT,

7 Complainant,

8 vs.

9 LAS VEGAS METROPOLITAN POLICE  
10 DEPARTMENT,

11 Respondent.

ITEM NO. 578

CASE NO. A1-045783

**ORDER**

12 For Complainant: John Dean Harper, Esq.  
Kathryn A. Werner, Esq.

13 For Respondent: Albert J. Marquis, Esq.  
14 Deverie J. Christensen, Esq.  
15 Marquis & Aurbach

16 On January 13, 2004, Complainant LAS VEGAS POLICE PROTECTIVE  
17 ASSOCIATION METRO, INC. and POLICE OFFICER JOHN MEDLICOTT (her er  
18 "Association") filed a complaint with the LOCAL GOVERNMENT EMPLOYEE-  
19 MANAGEMENT RELATIONS BOARD (hereafter "Board").

20 On February 4, 2004, Respondent LAS VEGAS METROPOLITAN POLICE  
21 DEPARTMENT (hereafter "Metro") filed an Answer. On April 20, 2004, both the Association  
22 and Metro filed prehearing statements.

23 The Board held deliberations on said pleadings on August 4, 2004, noticed in accordance  
24 with Nevada's Open Meeting Law. Based upon the Board's deliberations,

25 IT IS HEREBY ORDERED that because application of the limited deferral doctrine  
26 adopted by this Board in I.A.F.F. #731 v. City of Reno, EMRB Item No. 257, Case No. A1-  
27 045466 (February 15, 1991), is warranted here, this matter shall be and hereby is deferred for  
28 exhaustion of the parties' contractual grievance remedies.

1 IT IS FURTHER ORDERED that the parties are to provide a written status report to the  
2 Board within six (6) months from the date of this order. The parties shall also provide a written  
3 report to the Board within thirty (30) days of the completion of the grievance arbitration process,  
4 filing either an Amended Complaint or a Stipulation to Dismiss.

5 DATED this 4<sup>th</sup> day of August, 2004.

6 LOCAL GOVERNMENT EMPLOYEE-  
7 MANAGEMENT RELATIONS BOARD

8 BY:   
9 JANET TROST, ESQ., Chairman

10  
11 BY:   
12 TAMARA E. BARENGO, Vice-Chairman