

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

5 DONALD L. EVANS,

6 Complainant,

7 vs.

8 LAS VEGAS METROPOLITAN POLICE  
9 DEPARTMENT,

10 Respondent.

ITEM NO. 585

CASE NO. A1-045801

**ORDER**

11 For Complainant: Richard I. Dreitzer, Esq.  
12 Law Office of Richard I. Dreitzer, Chtd.

13 For Respondent: James T. Winkler, Esq.  
14 Littler Mendelson

15 On June 8, 2004, Complainant DONALD L. EVANS (hereafter "Evans") filed a  
16 Complaint with the LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT RELATIONS  
17 BOARD (hereafter "Board").

18 On July 6, 2004, Respondent LAS VEGAS METROPOLITAN POLICE  
19 DEPARTMENT (hereafter "Metro") filed an Answer and a Motion to Dismiss Complaint.  
20 Evans filed an opposition on July 19, 2004 and Metro replied to the opposition on August 2,  
21 2004.

22 The Board held deliberations on said motion on September 22, 2004, noticed in  
23 accordance with Nevada's Open Meeting Law. Based upon the Board's deliberations,

24 IT IS HEREBY ORDERED that Respondent's Motion to Dismiss the Complaint is  
25 GRANTED on the grounds that the Complaint fails to demonstrate the existence of probable  
26 cause to believe that a violation of NRS Chapter 288 has occurred.

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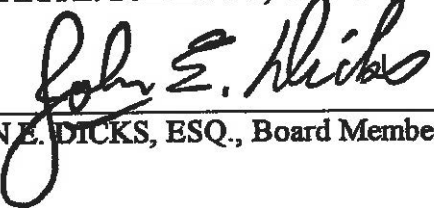
1 IT IS FURTHER ORDERED that each party shall bear its own attorneys' fees and costs  
2 in this matter.

3 DATED this 22<sup>nd</sup> day of September, 2004.

4 LOCAL GOVERNMENT EMPLOYEE-  
5 MANAGEMENT RELATIONS BOARD

6 BY:   
7 JANET TROST, ESQ., Chairman

8 BY:   
9 TAMARA E. BARENGO, Vice-Chairman

10 BY:   
11 JOHN E. DICKS, ESQ., Board Member  
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