

STATE OF NEVADA
LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT
RELATIONS BOARD

ERIC SPANNBAUER,

Complainant,

vs.

CITY OF NORTH LAS VEGAS; NORTH
LAS VEGAS POLICE DEPARTMENT, and
NORTH LAS VEGAS POLICE OFFICERS
ASSOCIATION,

Respondents.

ITEM NO. 636

CASE NO. A1-045885

ORDER

For Complainant: John J. Tofano, Esq.

For Respondents: Carie A. Torrence, Esq.
North Las Vegas City Attorney's Office

Michael A. Urban, Esq.
Douglas V. Ritchie, Esq.
Laquer, Urban, Clifford & Hodge LLP

On June 1, 2006, Complainant ERIC SPANNBAUER ("Spannbauer with the LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT R ("Board").

On June 27, 2006, Respondent NORTH LAS VEGAS POLICE OFFICERS ASSOCIATION ("Association") filed an answer to the complaint. On June 29, 2006, Respondents CITY OF NORTH LAS VEGAS; NORTH LAS DEPARTMENT ("City") filed a Motion to Dismiss. Spannbauer filed a V 2006 and on July 19, 2006, Spannbauer opposed the motion.

Spannbauer filed a Motion to Stay Filing of Prehearing Statement I Respondent City of North Las Vegas Police Department's Motion to Dismiss

On July 27, 2006, the Association filed a Joinder in the Motion to Spannbauer filed a Motion to Strike the Association's Joinder on Au

1 Association opposed Spannbauer's motion on August 9, 2006. On August 10, 2006, the (y
2 filed its reply to the Motion to Dismiss.

3 The Board held deliberations on said motions on September 7, 2006, noticed in
4 accordance with Nevada's Open Meeting Law. Based upon the Board's deliberations,

5 IT IS HEREBY ORDERED that the City's Motion to Dismiss is DENIED. The Bo d
6 notes that it relies upon the case of *Copeland v. Desert Inn Hotel*, 99 Nev. 823, 673 P. 2d. 4 0
7 (1984) for jurisdiction relating to the statute of limitations in this matter.

8 IT IS HEREBY ORDERED that the Association's Joinder in the City's Motion
9 Dismiss and Spannbauer's Motion to Strike are DENIED.

10 IT IS FURTHER ORDERED that based on the Board's Orders, the Motion to Stay s
11 deemed to be moot.

12 IT IS FURTHER ORDERED that the City shall file its answer to the complaint with n
13 twenty (20) days from the date of this order and all parties shall thereafter file their pre-heari. g
14 statements in accordance with NAC 288.250.

15 DATED this 18th day of September, 2006.

16 LOCAL GOVERNMENT EMPLOYEE-
17 MANAGEMENT RELATIONS BOARD

18 BY: 
19 JOHN E. DICKS, ESQ., Chairman

20
21 BY: 
22 JANET TROST, ESQ., Vice-Chairman

23 BY: 
24 JAMES E. WILKERSON, SR., Board Member
25
26
27
28