

1 STATE OF NEVADA
2 LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT
3 RELATIONS BOARD
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5 CAROLINE RANGEN, RON SUFANA, JR.,)
6 PERAL MORRIS, SANDRA-LEE A.)
7 PUGLIA, LILIA CASTRO, MICHAEL S.)
8 HAMPTON, MICHAEL POWELL, KARL)
9 ESPARZA, ANA L. INZUNZA, MARI)
10 FERNANDEZ, JANET GILES, EMILY F.)
11 KLEIER, DELINDA SLOCUM and GINA)
12 CHINCHILLA, on behalf of themselves and)
13 others similarly situated,)

ITEM NO. 643B

CASE NO. A1-045894

ORDER

10 Complainants,

11 vs.

12 EDUCATION SUPPORT EMPLOYEES
13 ASSOCIATION, and CLARK COUNTY
14 SCHOOL DISTRICT,

Respondents.

15 For Complainants:

Brooke D. Pierman, Esq.
Law Offices of Kristina L. Hillman

17 For Respondents:

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

19 C.W. Hoffman, Jr., Esq.
20 Clark County School District

21 This matter came on for discussion and deliberations by the Local Government
22 Employee-Management Relations Board ("Board") on the 30th day of May, 2007, notice d
23 pursuant to NRS and NAC chapters 288, NRS chapter 233B, and Nevada's open meeting laws.

24 The Board finds, concludes, and orders as follows:

25 On April 4, 2007, a Motion to Dismiss was filed by the Clark County School District
26 ("School District"). A "response" was filed by the complainants on April 19, 2007; and on Ma y
27 3, 2007, reply points and authorities were filed by the School District.

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1 Based upon the Board's review of the documents filed, and good cause appears
2 therefore,

3 IT IS HEREBY ORDERED that the motion to dismiss is GRANTED, without prejudice;
4 and complainants may proceed with their allegations against the Education Support Employees
5 Association ("Association") including but not limited to the alleged breach of the Association's
6 duty of fair representation. The parties are to file their respective pre-hearing statements within
7 twenty (20) days from service of this order.

8 DATED this 31st day of May, 2007.

9 LOCAL GOVERNMENT EMPLOYEE-
10 MANAGEMENT RELATIONS BOARD

11 BY: 

12 JOHN E. DICKS, ESQ., Vice-Chairman

13 BY: 

14 JANET TROST, ESQ., Board Member

15 BY: 

16 JAMES E. WILKERSON, SR., Board Member
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