

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

5 RONALD G. TAYLOR,

6 Complainant,

7 vs.

8 CLARK COUNTY EDUCATION
9 ASSOCIATION (CCEA), CCEA REVIEW
10 BOARD, AFRICA SANCHEZ, ESQ., VICKI
11 COURTNEY, and KAREN ACKERMAN,

Respondents.

ITEM NO. 657

CASE NO. A1-045904

ORDER

12 For Complainant: Ronald G. Taylor

13 For Respondents: Francis C. Flaherty, Esq.
14 Dyer, Lawrence, Penrose, Flaherty & Donaldson

15 This matter came on for discussion and deliberations by the Local Governme^{nt}
16 Employee-Management Relations Board ("Board") on the 30th day of May, 2007, notice^d
17 pursuant to NRS and NAC chapters 288, NRS chapter 233B, and Nevada's open meeting laws.
18 The Board finds, concludes, and orders as follows:

19 On February 26, 2007, Ronald G. Taylor ("Taylor") filed a complaint with the Board^d
20 against the Respondents above-named. On March 23, 2007, the Clark County Educatioⁿ
21 Association, CCEA Review Board, Africa Sanchez, Esq., Vikki Cortney, and Karen Ackersoⁿ
22 (collectively, the "Association") filed a Motion to Dismiss Complaint. In summary, the
23 Association claims that the complaint pertains to procedural conduct at an expulsion hearin^g,
24 "which is purely a matter of internal union concern" and not a prohibited labor practice arising t^o
25 a violation of NRS chapter 288. An opposition was filed by Taylor on March 30, 2007, an^d
26 reply points and authorities in support of the motion were filed by the Association on April 16,
27 2007. On April 20, 2007, Taylor filed a "Reply to Opposition to Motion to Dismiss Complaint."
28 On May 9, 2007, the Association filed a Motion to Strike the last document filed by Taylor.

1 Based upon the documents filed to date, and good cause appearing therefor, IT IS
2 HEREBY ORDERED that the Motion to Strike is granted as Taylor's document entitled "Reply
3 to Opposition" is a fugitive document and is not allowed pursuant to this Board's statutes and
4 regulations.

5 IT IS FURTHER ORDERED that the Motion to Dismiss is granted as to the allegations
6 within the complaint pertaining to free speech violations (First Amendment) and the whistle-
7 blowing allegations, because such violations are not contemplated by NRS chapter 288 and thus
8 are outside the jurisdiction of this Board.

9 IT IS FURTHER ORDERED THAT the Motion to Dismiss is denied as to the remaining
10 allegations of the complaint.

11 Lastly, IT IS ORDERED that an answer shall be filed by the Association within twenty
12 (20) days from service of this order.

13 DATED this 31th day of May, 2007.

14 LOCAL GOVERNMENT EMPLOYEE-
15 MANAGEMENT RELATIONS BOARD

16 BY: 
17 JOHN E. DICKS, ESQ., Chairman

18 BY: 
19 JANET TROST, ESQ., Vice-Chairman

20 BY: 
21 JAMES E. WILKERSON, SR., Board Member
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