

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

5 DENNIS TRETTEL, )  
6 Complainant, ) ITEM NO. 699  
7 vs. ) CASE NO. A1-045948  
8 WASHOE COUNTY EMPLOYEE )  
ASSOCIATION, ) **ORDER**  
9 Respondent. )  
10 )  
11 )

12 For Complainant: Dennis Trettel, In Proper Person

13 For Respondents: Washoe County Employee Association and their attorney  
14 Michael E. Langton, Esq.

15 This matter having come on for hearing before the State of Nevada Local Government  
16 Employee-Management Relations Board ("Board") on April 3, 2009, noticed pursuant to NRS  
17 and NAC chapters 288, NRS chapter 233B, as well as Nevada's Open Meeting Laws, finds and  
18 orders as follows:

19 A complaint was filed in this matter on February 25, 2009 by Dennis Trettel ("Trettel"),  
20 complaining of the Washoe County Employee Association ("Association"). Rather than file an  
21 Answer, the Association filed a Motion to Dismiss on March 13, 2009; and Trettel filed his  
22 "Objection" on March 16, 2009. A Reply was filed by the Association on March 20, 2009. It  
23 was alleged that the act upon which the complaint was based was beyond the six-month statute  
24 of limitations found in NRS 288.110. Trettel in his Objection provided only the date of his  
25 termination from employment.

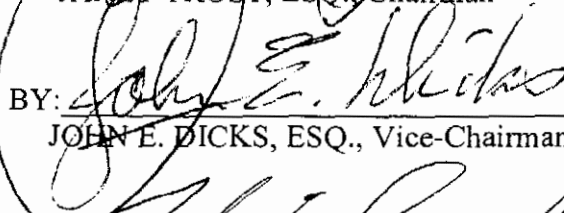
26 BASED UPON the documents and pleadings filed to date, and good cause appearing  
27 therefor, IT IS HEREBY ORDERED that the Motion to Dismiss is GRANTED as to Trettel's  
28 claim for back pay as that claim is time-barred.

1 IT IS FURTHER ORDERED that the Motion to Dismiss is GRANTED as to the claim  
2 against the Association for failure to represent as it appears that this portion of the case is also  
3 time-barred; however, leave of this Board shall be freely given to Trettel without a motion to  
4 amend his complaint to assert dates on which alleged NRS chapter 288 violations occurred as to  
5 this issue. If any such amendment is filed, it must be filed within ten days from the date of this  
6 order. If that is not done, this entire matter is DISMISSED, with prejudice, with each party to  
7 bear their fees and costs incurred.

8 DATED this 3rd day of April, 2009.

9 LOCAL GOVERNMENT EMPLOYEE  
10 MANAGEMENT RELATIONS BOARD

11 BY:   
12 JANET TRÖST, ESQ., Chairman

13 BY:   
14 JOHN E. DICKS, ESQ., Vice-Chairman

15  
16 BY:   
17 JAMES E. WILKERSON, SR., Board Member