1 STATE OF NEVADA 2 LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT 3 **RELATIONS BOARD** 4 5 HEATH BARNES **ITEM NO. 711A** 6 Complainant, VS. 7 CASE NO. A1-045962 CLARK COUNTY and SERVICE EMPLOYEES INTERNATIONAL UNION. 8 LOCAL 1107, 9 **ORDER** Respondents. 10 11 12 For Complainant: Heath Barnes, and his attorney Adam Levine, Esq. 13 For Respondents: Clark County, and their attorney Yolanda T. Givens, Esq. and Service Employees International Union, Local 1107, and their attorney 14 Douglas V. Ritchie, Esq. 15 On the 18th day of March, 2010, this matter came on before the State of Nevada, Local 16 Government Employee-Management Relations Board ("Board"), for consideration and decision 17 pursuant to the provisions of NRS and NAC chapters 288, NRS chapter 233B, and was properly 18 noticed pursuant to Nevada's open meeting laws. Respondent Service Employees International Union, Local 1107 ("SEIU") asks that the 19 Barnes has filed an 20 Board enter summary judgment against Complainant Heath Barnes. 21 opposition and a reply has been filed by SEIU. 22 The Board finds that Barnes' Opposition presents a question of fact sufficient to defeat the motion. 23 111 24 25 111 26 /// 27 111 28 111

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Based upon the foregoing, and good cause appearing therefore:

IT IS HEREBY ORDERED that SEIU's motion for summary judgment is denied.

DATED this 18th day of March, 2010.

LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT RELATIONS BOARD

BY: SEATON J. CURRAN, ESQ., Chairman

AMES E. WILKERSON, SR., Vice-Chairman

SANDRA MASTERS, Board Member

STATE OF NEVADA 1 2 LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT 3 **RELATIONS BOARD** 4 5 **HEATH BARNES** 6 Complainant, CASE NO. A1-045962 VS. 7 CLARK COUNTY and SERVICE **NOTICE OF ENTRY OF ORDER** 8 EMPLOYEES INTERNATIONAL UNION, LOCAL 1107, 9 Respondents. 10 TO: Heath Barnes, and his attorney Adam Levine, Esq. 11 Clark County, and their attorney Yolanda T. Givens, Esq. and Service Employees International Union, Local 1107, and their attorney Douglas V. Ritchie, Esq. TO: 12 PLEASE TAKE NOTICE that an ORDER was entered in the above-entitled matter on 13 14 March 18, 2010. 15 A copy of said order is attached hereto. 16 DATED this 19th day of March, 2010. 17 LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT RELATIONS BOARD 18 19 E HOLTZ, Board Secretary 20 21 22 23 24 25 26 27 28

CERTIFICATE OF MAILING I hereby certify that I am an employee of the Local Government Employee-Managemen Relations Board, and that on the 19th day of March, 2010, I served a copy of the foregoin g ORDER by mailing a copy thereof, postage prepaid to: Adam Levine, Esq. Law Offices of Daniel Marks 530 S. Las Vegas Blvd., #300 Las Vegas, NV 89101 Yolanda T. Givens, Esq. Deputy District Attorney PO Box 552215 Las Vegas, NV 89155-2215 Douglas V. Ritchie, Esq. Laquer, Urban, Clifford & Hodge, LLP 4270 S. Decatur Blvd. #A-9 Las Vegas, NV 89103 JOYCE HOLTZ, Board Secretary