

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

5 TAMI BYBEE and ALEATHA GINGELL,)

6 Complainants,)

7 vs.)

8 THE WHITE PINE COUNTY SCHOOL)
9 DISTRICT; NEVADA STATE EDUCATION)
10 ASSOCIATION and THE WHITE PINE)
11 ASSOCIATION OF CLASSROOM)
12 TEACHERS,)

13 Respondents.)

ITEM NO.: 724D

CASE NO. A1-045972

ORDER

12 TO: Tami Bybee and Aleatha Gingell and their attorney Gary D. Fairman, Esq..

13 TO: White Pine County School District and their attorney Rebecca Bruch, Esq.

14 Nevada State Education Association and The White Pine Association of
15 Classroom Teacher and their attorney Francis C. Flaherty, Esq.

16 On the 7th day of February, 2012, this matter came on before the State of Nevada, Local
17 Government Employee-Management Relations Board ("Board"), for consideration and decision
18 pursuant to the provisions of NRS and NAC chapters 288, NRS chapter 233B, and was properly
19 noticed pursuant to Nevada's open meeting laws.

20 In accordance with the order of the First Judicial District Court, the parties are entitled to
21 present evidence, legal authority, and argument regarding the unilateral change issue. The Board
22 will adhere to the process outlined in NAC Chapter 288 in proceeding towards a hearing on the
23 unilateral change issue. In order to efficiently comply with the Court's order and facilitate
24 scheduling of the hearing, and pursuant to NAC 288.250, each party to this proceeding shall,
25 within 20 days of the date of this order, submit pre-hearing statements including a list of
26 witnesses to be called to testify at a hearing and an estimate of time necessary to present each
27 party's position. If any party does not intend to present additional evidence, it shall so state in its

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1 pre-hearing statement. The pre-hearing statements shall be limited to the unilateral change issue
2 identified by the First District Court.

3 DATED this 14th day of February, 2012.

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5 LOCAL GOVERNMENT EMPLOYEE-
6 MANAGEMENT RELATIONS BOARD

7 BY: 
8 SEATON J. CURRAN, ESQ., Chairman

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CASE NO. A1-045972

NOTICE OF ENTRY OF ORDER

12 TO: Tami Bybee and Aleatha Gingell and their attorney Gary D. Fairman, Esq..

13 TO: White Pine County School District and their attorney Rebecca Bruch, Esq.
14 Nevada State Education Association and The White Pine Association of
15 Classroom Teacher and their attorney Francis C. Flaherty, Esq.

16 PLEASE TAKE NOTICE that an ORDER was entered in the above-entitled matter on
17 February 14, 2012.

18 A copy of said order is attached hereto.

19 DATED this 14th day of February, 2012.

20 LOCAL GOVERNMENT EMPLOYEE-
21 MANAGEMENT RELATIONS BOARD

22 BY

23 
24 JOYCE A. HOLTZ, Executive Assistant
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1 **CERTIFICATE OF MAILING**

2 I hereby certify that I am an employee of the Local Government Employee-Management
3 Relations Board, and that on the 14th day of February, 2012, I served a copy of the foregoing
4 ORDER by mailing a copy thereof, postage prepaid to:

5 Gary D. Fairman, Esq.
6 Law Offices of Gary D. Fairman
7 482 Fifth St., P.O. Box 151105
8 Ely, NV 89315

9 Rebecca Bruch, Esq.
10 Erickson, Thorpe & Swainston, Ltd.
11 99 West Arroyo St.
12 Reno, NV 89521

13 Francis C. Flaherty, Esq.
14 Todd E. Reese, Esq.
15 Dyer Lawrence Penrose Donaldson & Prunty
16 2805 Mountain St.
17 Carson City, NV 89703

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JOYCE A. HOLTZ, Executive Assistant