

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

5 PERSHING COUNTY EMPLOYEES )  
6 ASSOCIATION and OPERATING ) ITEM NO. 756  
7 ENGINEERS LOCAL UNION NO. 3, ) CASE NO. A1-046009  
8 Complainant, )  
9 vs. )  
10 PERSHING COUNTY, ) **ORDER**  
11 Respondents, )  
12

13 For Complainant: Michael E. Langton, Esq.

14 For Respondent: Jim C. Shirley, Esq.

15 On the 12th day of April, 2011, 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.

19 Complainants Pershing County Employees Association, and Operating Engineers, Local  
20 3 and Respondent Pershing County have jointly filed a stipulation to dismiss this complaint and  
21 requested that this Board dismiss the complaint with prejudice.

22 The Board, having duly considered the pleadings filed herein, and having fully  
23 considered the law and being fully advised in the premises makes its Findings of Fact,  
24 Conclusions of Law and Order as follows:

25 **FINDINGS OF FACT**

26 Complainants Pershing County Employees Association and Operating Engineers, Local 3  
27 and Respondent Pershing County have stipulated to dismiss this matter.

28 ///

1 If any of the foregoing findings is more appropriately construed a conclusion of law, it  
2 may be so construed.

3 **CONCLUSIONS OF LAW**

4 NAC 288.375(1) states that the Board may dismiss a matter if the complaint has been  
5 settled and notice of settlement has been received by the Board.

6 The stipulation jointly filed by the parties complies with the provisions of NAC  
7 288.375(1), and the Board accepts the same.

8 If any of the foregoing conclusions is more appropriately construed a finding of fact, it  
9 may be so construed.

10 **ORDER**

11 IT IS HEREBY ORDERED that this action is dismissed with prejudice, each party to  
12 bear its own fees and costs.

13 DATED this 18th day of April, 2011.

14 LOCAL GOVERNMENT EMPLOYEE-  
15 MANAGEMENT RELATIONS BOARD

16 BY:   
17 SEATON J. CURRAN, ESQ., Chairman

18 BY:   
19 SANDRA MASTERS, Vice-Chairman

20 BY:   
21 PHILIP E. LARSON, Board Member

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5 PERSHING COUNTY EMPLOYEES )  
6 ASSOCIATION and OPERATING )  
7 ENGINEERS LOCAL UNION NO. 3, )

8 Complainant,

CASE NO. A1-046009

9 vs.

10 PERSHING COUNTY, )

**NOTICE OF ENTRY OF ORDER**

11 Respondents, )  
12

13 To: Michael E. Langton, Esq.

14 To: Jim C. Shirley, Esq.

15 PLEASE TAKE NOTICE that an ORDER was entered in the above-entitled matter on  
16 April 18, 2011.

17 A copy of said order is attached hereto.

18 DATED this 18<sup>th</sup> day of April, 2011.

19 LOCAL GOVERNMENT EMPLOYEE-  
20 MANAGEMENT RELATIONS BOARD

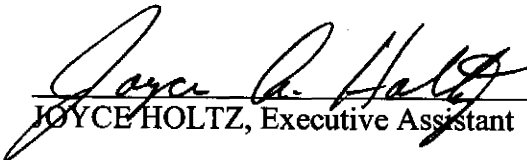
21 BY   
22 JOYCE A. HOLTZ, Executive Assistant  
23  
24  
25  
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28

**CERTIFICATE OF MAILING**

I hereby certify that I am an employee of the Local Government Employee-Management Relations Board, and that on the 18<sup>th</sup> day of April, 2011, I served a copy of the foregoing ORDER by mailing a copy thereof, postage prepaid to:

Michael E. Langton, Esq.  
801 Riverside Drive  
Reno, NV 89502

Jim C. Shirley, Esq  
Pershing County District Attorney  
PO Box 299  
Lovelock, NV 89419-0299

  
JOYCE HOLTZ, Executive Assistant

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