

WRDEA (Petitioner/Respondent)

**WRDEA's Motion to Partially Quash SEIU's Subpoena
Duces Tecum Proposed to be Issued to WRDEA**

FILED
 April 23, 2026
 State of Nevada
 E.M.R.B.
 1:39 p.m.

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 7 STATE OF NEVADA
 8 GOVERNMENT EMPLOYEE-MANAGEMENT
 9 RELATIONS BOARD

10 * * * *

11 WATER RECLAMATION DISTRICT)
 12 EMPLOYEES ASSOCIATION)
)
 13 Petitioner,)
)
 14 vs.)
 15 CLARK COUNTY WATER)
 RECLAMATION DISTRICT and SERVICE)
 16 EMPLOYEES INTERNATIONAL UNION,)
 LOCAL #1107,)
)
 17 Respondents.)

CASE NO.: 2025-025 consolidated with
 CASE NO.: 2025-028

**WRDEA'S MOTION TO
 PARTIALLY QUASH SEIU'S
 SUBPOENA DUCES TECUM
 PROPOSED TO BE ISSUED TO
 WRDEA**

18 _____)
 19 NEVADA SERVICE EMPLOYEES UNION,)
)
 20 Petitioner,)
)
 21 WATER RECLAMATION DISTRICT)
 EMPLOYEES ASSOCIATION and CLARK)
 22 COUNTY WATER RECLAMATION)
 DISTRICT)
)
 23 Respondents.)

24 _____)
 25
 26 COMES NOW, Petitioner/Respondent Water Reclamation District Employees
 27 Association ("WRDEA"), by and through its counsel, Jeffrey F. Allen, Esq., and hereby submits
 28 the following Motion to Partially Quash Complainant/Respondent Service Employees

1 International Union, Local 1107's ("SEIU") Subpoena Duces Tecum Proposed to be Issued to
2 WRDEA. This Motion is made pursuant to Nevada Administrative §Code 288.240 and is based
3 on Nevada Administrative Code §288.279.

4 I. INTRODUCTION

5 SEIU's Prohibited Labor Practice Complaint against WRDEA and Respondent Clark
6 County Water Reclamation District ("CCWRD") is bereft of merit, based on specious allegations
7 and clearly designed to harass respondents and drive up the costs for WRDEA to replace SEIU as
8 the exclusive bargaining agent for supervisory employees of CCWRD. This is shown by the
9 threadbare allegations in SEIU's Prohibited Labor Practices Complaint that attempt to recast
10 valid organizing efforts by WRDEA as somehow being illegal. It is further shown by the fact
11 that per CCWRD records which have been produced herein, only 8 out of the 41 bargaining unit
12 employees have chosen to be members of SEIU. Rather than accept that the vast majority of
13 bargaining unit members don't want SEIU to continue to represent them, SEIU is seeking to hold
14 onto their unwarranted position of power of exclusive bargaining agent for this bargaining unit
15 through the litigation herein. This litigation- particularly the 3 day hearing demanded by SEIU-
16 is going to result in attorneys fees of tens of thousands of dollars for the WRDEA which consists
17 of only 22 members.

18 On or about April 16, 2025, SEIU submitted a proposed subpoena duces tecum to be
19 issued to WRDEA. One of the request for production of documents contained therein included
20 "the determination letter from the Internal Revenue Service that recognizes WRDEA as a non-
21 profit organization." The undersigned counsel sought to meet and confer with counsel for the
22 SEIU as to this and other matters. Although the parties were able to agree to limit the subpoena
23 duces tecum in certain respects, SEIU refused to back down on this particular production
24 demand. As a result, the instant motion was necessary.

25 II. ARGUMENT

26 Nevada Administrative Code §288.279(5) states: "In his or her discretion, the Chair, or
27 the Vice Chair in the absence of the Chair, may deny a request for a subpoena on behalf of the
28 Board if the request commands the production of frivolous, irrelevant, burdensome or privileged

1 material, or other material made confidential by statute.” Additionally, the Nevada Supreme
2 Court has held that tax documents are not discoverable unless they are relevant and the party
3 seeking them can demonstrate that they couldn’t obtain whatever information that is relevant
4 from another source. *McNair v. Eighth Judicial Dist. Court*, 110 Nev. 1285, 1290, 885 P.2d 576,
5 579 (1994). Here, the request that WRDEA produce a determination document from the IRS that
6 it is a non-profit organization has absolutely no relevance to any issue in this litigation. What
7 SEIU has claimed herein (without any evidentiary support) is that WRDEA and CCWRD are
8 somehow conspiring to remove SEIU as the exclusive bargaining agent for supervisory
9 employees of CCWRD. WRDEA’s tax status simply has no relation to SEIU’s claim.

10 What is really happening with this request for documents is that SEIU is grasping at
11 straws: It is conducting a fishing expedition in the hopes of supporting the notion that WRDEA
12 has made a misrepresentation to its own members. Specifically, WRDEA’s membership cards
13 state:

14 “This organization is organized exclusively for the purposes of a labor
15 organization under Section 501(c)(5) of the Internal Revenue Code, to promote
16 the betterment of conditions of those engaged in the pursuits of labor by collective
17 bargaining with employers, representing members in labor relations and
18 grievances, conducting related education and advocacy, and engaging in lawful
19 lobbying and other activities permitted of organizations exempt under Section
20 501(c)(5). The corporation shall have all powers necessary and appropriate for the
21 accomplishment of these purposes.”

22 Clearly, SEIU is simply hoping that WRDEA is not in fact a 501(c)(5) organization so
23 that it can claim that WRDEA has made a misrepresentation. The truth is that SEIU has no basis
24 to contend that any such misrepresentation has been made (because WRDEA has made no such
25 misrepresentation). Even if WRDEA had made a misrepresentation as to its tax status- which it
26 did not- that would not have no relevance whatsoever to the issues herein. Consequently, this
27 request for production should be seen for what it is: Just another attempt by SEIU to harass
28 WRDEA and punish it for daring to challenge SEIU for the right to represent bargaining unit
employees.


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III. CONCLUSION

As set forth above, SEIU’s subpoena duces tecum proposed to be issued to WRDEA should be partially quashed with respect to the request for production of an IRS determination of WRDEA’s 501(c)(5) status.

Dated: April 23, 2026

By: 

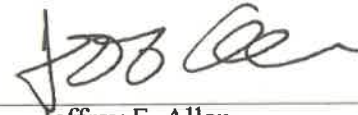
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CERTIFICATE OF SERVICE

The undersigned, Jeffrey F. Allen, hereby certifies that on April 23, 2026, he emailed a copy of **WRDEA'S MOTION TO PARTIALLY QUASH SEIU'S SUBPOENA DUCES TECUM PROPOSED TO BE ISSUED TO WRDEA** to the following persons:

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Jeffrey F. Allen

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