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FILED  
October 22, 2024  
State of Nevada  
E.M.R.B.  
3:08 p.m.

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13 Representatives for Complainants

14 **GOVERNMENT EMPLOYEE-MANAGEMENT RELATIONS BOARD**  
15 **STATE OF NEVADA**

16 \* \* \*

17 Henderson Police Supervisors Association,  
18 INC., a Nevada Non-Profit Corporation and  
19 Local Government Employee Organization, and  
20 Its Named and Unnamed Affected Members,

21 Complainants,

22 vs.

23 City Of Henderson,

24 Respondent.

CASE NO.: 2024-028

~~AMENDED~~ COMPLAINANTS'  
REQUEST FOR HEARING

25 DATED this 22nd day of October 2024.

26 NEVADA ASSOCIATION OF  
27 PUBLIC SAFETY OFFICERS

LAW OFFICES OF CHRISTOPHER CANNON

28 By: /s/ Andrew Regenbaum  
ANDREW REGENBAUM, J.D.  
Executive Director  
145 Panama Street  
Henderson, Nevada 89015

By: /s/ Christopher Cannon  
CHRISTOPHER CANNON, ESQ.  
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2113 FOREST MIST AVENUE  
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Representatives for Complainants

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On behalf of the HPSA, which filed the Complainant’s Opposition to Motion to Dismiss or to Stay it is hereby requested that a hearing, pursuant to NAC 288.306, be held in connection with Respondent’s Motion in this matter. The HPSA do not believe an evidentiary hearing is necessary, but believes, oral argument may be beneficial to assist the Board to better understand the issues presented.

DATED the 22<sup>nd</sup> day of October, 2024.

By: /s/ Andrew Regenbaum  
ANDREW REGENBAUM, J.D.  
Executive Director  
145 Panama Street  
Henderson, Nevada 89015

By: /s/ Christopher Cannon  
CHRISTOPER CANNON, ESQ.  
Nevada Bar No. 9777  
2113 Forest Mist Avenue  
North Las Vegas, Nevada 89084

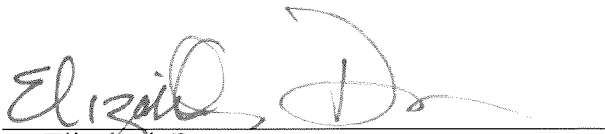
Representatives for Complainants

CERTIFICATE OF SERVICE

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This is to certify that on the 12 day of October, 2024, the undersigned, the office manager at the Nevada Association of Public Safety Officers, emailed and mailed the foregoing AMENDED HPSA REQUEST FOR HEARING with the EMRB ([emrb@business.nv.gov](mailto:emrb@business.nv.gov)) and served by depositing a true and correct copy thereof in the United States mail, postage fully prepaid hereon, to the following:

Brian Anderson, Esq. and Kristina Escamilla Gilmore, Esq.  
Office of the City Attorney, City of Henderson  
240 Water Street, MSC 144  
Henderson, NV 89015

By:   
Elizabeth Draser

1 Nicholas G. Vaskov  
City Attorney  
2 Brian G. Anderson, Assistant City Attorney  
Nevada Bar No. 10500  
3 Kristina E. Gilmore, Assistant City Attorney  
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kristina.gilmore@cityofhenderson.com  
7 *Attorneys for City of Henderson*

8  
9 **STATE OF NEVADA**  
10 **GOVERNMENT EMPLOYEE-MANAGEMENT RELATIONS BOARD**

11 Henderson Police Supervisors Association,  
Inc., a Nevada Non-Profit Corporation and  
12 Local Government Employee Organization,  
and its Named and Unnamed Affected  
13 Members,

14 **Complainants,**

15 vs.

16 **CITY OF HENDERSON**

17 **Respondent.**

EMRB Case No.: 2024-028

**RESPONDENT CITY OF  
HENDERSON'S RESPONSE TO  
AMENDED COMPLAINANTS'  
REQUEST FOR HEARING**

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19 Respondent City of Henderson (the "City"), by and through its undersigned counsel  
20 of record, hereby submits this Response to the Amended Complainants' Request for Hearing  
21 (oral argument). The City's response is made and based upon NAC Chapter 288, the following  
22 points and authorities and the parties' pleadings and documents on file with the Board.

23 Dated this 24th day of October 2024.

24 **CITY OF HENDERSON**

25  
26 /s/ Brian Anderson  
Brian Anderson  
Kristina Gilmore  
27 240 Water Street, MSC 144  
Henderson, Nevada 89015  
28 *Attorneys for City of Henderson*

1 **POINTS AND AUTHORITIES**

2 Although the Board has discretion to set a motion for oral argument under NAC  
3 288.306, this discretion is rarely exercised with regard to pre-answer motions directed at the  
4 complaint. Pursuant to the “Motion Practice” section of the Board’s practice guide entitled  
5 *The ABC’s of Prosecuting a Claim*, “[t]he Board (or panel) seldom allows for oral argument  
6 on motions to dismiss.”<sup>1</sup> Here, the HPSA’s Request for Hearing does not explain how the  
7 briefs submitted to the Board do not permit the fair and expeditious disposition of the City’s  
8 Motion to Dismiss or Stay to Exhaust Contract Remedies (“Motion”). This is not a case of  
9 state-wide significance and nothing in the HPSA’s Complaint, Opposition, or Request for  
10 Hearing provides any reason for the Board to deviate from its regular practices and procedures.  
11 Because the parties have had an opportunity to set forth their positions in their respective  
12 papers, oral argument would only cause the parties and the Board to unnecessarily and  
13 inefficiently expend time, energy, and resources. Accordingly, the City submits that oral  
14 argument on its Motion to Dismiss or Stay is unnecessary.

15 Dated this 24th day of October 2024.

16 CITY OF HENDERSON

17 /s/ Brian Anderson

18 Brian Anderson  
19 Assistant City Attorney  
20 240 Water Street, MSC 144  
21 Henderson, Nevada 89015  
22 *Attorneys for City of Henderson*

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27 <sup>1</sup> See EMRB’s informational Practice Guide, *The ABC’s of Prosecuting a Claim*, § 5, p 32:  
28 <https://emrb.nv.gov/uploadedFiles/emrbnv.gov/content/Resources/ABC's%20of%20Prosecuting%20a%20Claim.pdf> (accessed Oct. 24, 2024).

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 24th day of October 2024, the above and foregoing, **RESPONDENT CITY OF HENDERSON'S RESPONSE TO AMENDED COMPLAINANTS' REQUEST FOR HEARING**, was electronically filed with the EMRB ([emrb@business.nv.gov](mailto:emrb@business.nv.gov)) and served via email and by depositing a true and correct copy thereof in the United States mail, postage fully prepaid thereon, to the following:

Andrew Regenbaum  
Nevada Association of Public Safety Officers  
145 Panama Street  
Henderson, Nevada 89015  
[andrew@napso.net](mailto:andrew@napso.net)

Christopher Cannon, ESQ.  
Law Offices of Christopher Cannon  
2113 Forest Mist Avenue  
North Las Vegas, Nevada 89084  
[cannonlawnevada@gmail.com](mailto:cannonlawnevada@gmail.com)

/s/ Elizabeth Kite  
Employee of the Henderson City Attorney's Office



