

IN THE SUPREME COURT OF THE STATE OF NEVADA

WASHOE COUNTY EMPLOYEES
ASSOCIATION,
Petitioner,
vs.
THE SECOND JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
WASHOE,
Respondent.

No. 37580

FILED

MAY 15 2002

JANEITE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS OR FOR
DECLARATORY ORDER

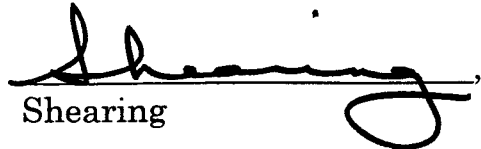
This original petition for a writ of mandamus or for a declaratory order seeks to compel the Second Judicial District Court to recognize petitioner as the exclusive collective bargaining agent for court employees. Alternatively, petitioner seeks a declaration that court employees are county employees who can organize and bargain collectively under NRS chapter 288. Washoe County has moved to intervene as a necessary party, since it must pay court expenses, including employee wages, and to file an answer opposing the petition on the basis that this matter should first be brought before the Employee-Management Relations Board (EMRB) under NRS chapter 288. Petitioner consents to the County's intervention as a real party in interest. No court employees are parties to either the petition or the motion to intervene. The Second Judicial District Court opposes the petition and Washoe County's proposal that this matter be brought before the EMRB, based on its assertion that court employees are not county employees.

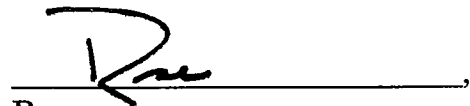
We conclude that the requested relief is neither available nor appropriate. Even if petitioner could assert the employees' rights under


NRS chapter 288, it has a plain, speedy and adequate remedy at law: a declaratory judgment action in the district court under NRS chapter 30.¹

We deny Washoe County's motions to intervene and file an answer, and we deny the petition for a writ of mandamus or declaratory order.

It is so ORDERED.

 J.
Shearing

 J.
Rose

 J.
Becker

cc: Hon. Janet J. Berry, Chief District Judge
Michael E. Langton
Attorney General/Carson City
Washoe County District Attorney
Melanie D. Foster
Washoe District Court Clerk

¹See NRS 34.170 (writ of mandamus may issue only when there is no plain, speedy and adequate remedy in ordinary course of law).