



STATE OF NEVADA
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October 1, 2013

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Reno, Nevada 89503

Larry A. Dailey
17990 Mama Bear Court
Reno, Nevada 89508

Re: Open Meeting Law Complaint / AG File No. 13-020
Washoe County School Board of Trustees

Dear Sirs:

On June 24, 2013, Mr. Dailey submitted an Open Meeting Law (OML) complaint alleging a violation of NRS 241.020(1) following his arrest in front of the District Administration building on June 11, 2013. This statute requires that all meetings of public bodies must be open and public, and all persons must be allowed to attend any meeting. Mr. Dailey had not been allowed to attend the public meeting.

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On July 8, 2013, this Office received, from the District, a request for extension of time to respond to the Complaint based on initiation of settlement negotiations between the District and Mr. Dailey's counsel.

On July 24, 2013, this Office, District counsel, and Mr. Dailey's counsel conferred regarding progress of the settlement negotiations. It was disclosed that a settlement was being negotiated, but it would be subject to approval by the District Trustees at a future meeting. Withdrawal of the OML Complaint was a condition in the settlement negotiations. This Office continued the matter and stayed an investigation pending action by the District Trustees.

The negotiated settlement agreement was approved by the District Trustees on August 27, 2013, during its regular meeting.

Among the agreed upon conditions was the District's extinguishment of a current trespass warning lodged against Mr. Dailey and an acknowledgement that there were no specific threats against District employees.

Mr. Dailey agreed to withdraw and dismiss his OML Complaint filed with this Office as AG File No. 13-020. After discussion with the counsel for both parties, we believe the settlement agreement conditions fully support the dismissal of the OML Complaint and that no further reason exists to pursue an investigation by this Office of the incident as an OML violation.

We are confident the issue posed by Mr. Dailey's Complaint has been fully explored and resolved on terms consistent with the OML's requirements; therefore, we are closing our file on this matter.

Sincerely,

CATHERINE CORTEZ MASTO
Attorney General

By: 

GEORGE H. TAYLOR
Senior Deputy Attorney General
Open Meeting Law
Tele: (775) 684-1230

GHT/rmh

cc: Barbara Clark, President, Washoe County School Board of Trustees