

PUCN Utility Agenda 11-16, June 15, 2016--Second Public Comment Period—Fred Voltz

I want to bring to your attention a matter concerning comments your General Counsel provided in response to *Las Vegas Sun* newspaper articles while the Commission had the rooftop solar dockets (15-07041 and 15-07042) pending before it using the pseudonym of 'DixieRaeSparx.'

I was able to determine that 'DixieRaeSparx' was Carolyn 'Lina' Tanner through a Google search of a Twitter account with the same name and by connecting the same picture on the Twitter account to Ms. Tanner's Facebook page.

A review of these comments shows that Ms. Tanner was disparaging the rooftop solar companies, the net metering customers and the Bureau of Consumer Protection, while at the same time praising NV Energy, when the Commission still had this matter pending before it. I will provide you a copy of these comments and the web address for the LiveFyre account:

<http://www.livefyre.com/profile/98604117/>

As a quasi-judicial agency, I believe your agency is bound by the Nevada Code of Judicial Conduct. Rule 2.10 specifically prohibits a Judge and court staff from making comments that impair the fairness of a matter pending before the court. Likewise, NRS 233B.126 of the Nevada Administrative Procedure Act prohibits an employee of an agency from communicating directly or indirectly with any person in connection with any issue of fact or law on a matter in a contested case.

Based on the above legal citations and social media postings, it appears to me that Ms. Tanner, the very person who is responsible for advising this Commission on following rules of Judicial Conduct and the Nevada Administrative Procedure Act, has herself violated these rules. I would recommend that the Commission schedule an Administrative Agenda meeting at the earliest opportunity to discuss and review Ms. Tanner's comments, then determine whether she should be dismissed as General Counsel for violating the rules of Judicial Conduct and the Nevada Administrative Procedure Act.

Please note that there is a date and time stamp for the social media postings in case there is an attempt to remove them subsequent to today's meeting.

Attached to these comments will be printed evidence of everything stated above. I would request that all of these documents be appended as exhibits to today's meeting minutes.