

From: Carolyn E. Tanner <ctanner@puc.nv.gov>
To: F Voltz <zebedee_177@yahoo.com>; ntefusa <ntefusa@aol.com>
Cc: PUC-General Counsel <PUC-GeneralCounsel@puc.nv.gov>
Subject: RE: suppression of exhibits?
Date: Mon, Oct 19, 2015 8:32 am

Dear Mr. Voltz: Thank you for your legal analysis. I'm quite comfortable with mine. Please reread my original message, as you've clearly misunderstood. Ms. DeFazio's original message queried why she could not see her comments as an exhibit to an item. The reason is because public comments submitted for inclusion will now be included as a single exhibit to the minutes. Thus when the minutes are uploaded, you will see your comments, and all others submitted there. Whether this is "customary" to your thinking is irrelevant. It complies with multiple OMLO decisions. Whether there were 4 or 400 comments on any given day is also irrelevant. The point is to treat all commenters equally.

From: F Voltz
[zebedee_177@yahoo.com]
Sent: Monday, October 19, 2015 7:55 AM
To: Carolyn E. Tanner; ntefusa@aol.com
Cc: PUC-General Counsel
Subject: Re: suppression of exhibits?

Ms. Tanner:

You would be well advised to re-read the instructions in the October 12th Agenda Notice prepared by PUCN employees.

It says in pertinent part: "Prepared comments or documentations . . . may be introduced into the written record upon request." As Ms. DeFazio made the request of Ms. Cassity and I made the request of Ms. Osborne to include our written comments as exhibits to the Minutes/Agenda Notice at the meeting's end, there is no ambiguity that a request was made. Our requests followed the instructions stated at the beginning of the meeting that these two PUCN employees were to receive any written comments or other submissions. (FYI, the Commission should correct its error of using the non-existent word "documentations" to read "documentation" in any subsequent Agenda notices, which, as you may know, functions in both the singular and plural.)

As for your incorrect assertion of the "large volume of public comment," there were just two public comments in Carson City and two public comments in Las Vegas at the October 12th from two total people. Given the thousands of pages of submissions filed with the PUCN each week, four pages of public comment to be included with the Agenda Notice/Minutes should not be overwhelming for PUCN staff.

Perhaps you missed this wording in NRS Section 241.035(1)(d): "The substance of remarks made by any member of the general public who addresses the public body if the member of the general public requests that the minutes reflect those remarks OR, IF THE MEMBER OF THE GENERAL PUBLIC HAS PREPARED WRITTEN REMARKS, A COPY OF THE PREPARED REMARKS IF THE MEMBER OF THE GENERAL PUBLIC SUBMITS A COPY FOR INCLUSION." As the statutory language in all caps clearly indicates, it is not necessary to even make a request for inclusion of written remarks as part of the public body's written minutes, just 'submit a copy for inclusion.'

Thus, the legally prudent action is to include both commenters' October 12th's submitted comments in the usual and customary place, the Agenda Notice/Minutes as an exhibit. The General Public Comment file does not meet the NRS requirements the PUCN must follow.

Ms. DeFazio and I look forward to your rapid correction of these obvious errors by the

Commission.

Fred
Voltz

On Fri, 10/16/15,
ntefusa@aol.com <ntefusa@aol.com> wrote:

Subject: Re: suppression of
exhibits?

To: ctanner@puc.nv.gov
Cc: zebedee_177@yahoo.com,
PUC-GeneralCounsel@puc.nv.gov
Date: Friday, October 16, 2015, 2:13 PM

So
you want us to specifically mention after we speak so
you know it, rather than
what has been the status quo, of
handing them
off?

"I fear the day
that
technology will surpass our human interaction. The
world will have a
generation of idiots." -Albert
Einstein

"Two things are
infinite: the universe and
human stupidity; and I'm
not sure about the
universe." -Albert Einstein

"An
activist is
someone who cannot help but fight for something. That person
is not usually
motivated by a need for power, or money, or fame, but in
fact driven
slightly
mad by some injustice, some cruelty, some unfairness—So much
so
that he or she
is compelled by some moral engine to act to make it
better."—
Eve Ensler

"Activism is the rent I pay for living on this
planet."
—Alice Walker

Angel De Fazio, BSAT

President/Executive Director

National Toxic Encephalopathy
Foundation

501c3 Tax Deductible
Organization

NTEF-USA.Org

Organic & Chemical
Free Store

ChemicalFreeLiving.Com

Nevada's Disability
Representative

Functional Needs Working Group

A project of
FEMA R9 RDIS

PUCWatchDogs.Com

NVEStopSmartMeters.Info

S.A.F.E.R.- Save Animals From Electro-Magnetic
Radiation

702.490.9677

-----Original
Message-----

From: Carolyn E. Tanner
<ctanner@puc.nv.gov>

To: 'ntefusa@aol.com' <ntefusa@aol.com>

Cc:
zebedee_177 <zebedee_177@yahoo.com>; PUC-General
Counsel
<PUC-GeneralCounsel@puc.nv.gov>

Sent: Fri, Oct 16, 2015 1:45 pm

Subject: RE: suppression of exhibits?

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.yiv6375566294aolReplacedBody
li.yiv6375566294MsoNormal,
#yiv6375566294 .yiv6375566294aolReplacedBody

div.yiv6375566294MsoNormal

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#yiv6375566294
.yiv6375566294aolReplacedBody
li.yiv6375566294MsoAcetate, #yiv6375566294

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Because of the high volume of public comments we have and anticipate receiving in the near future, if a member of the public specifically requests that his/her written comments be included at the agenda, they will be attached as an exhibit to the minutes. If a member of the public does not specifically request inclusion, any written comments submitted will go into our General Public File. NRS 241.035 (1). Thus, when the minutes are uploaded to the system, you will see your submitted comments attached as an exhibit. I don't

believe we are under any
obligation to have the minutes completed within 3
days.

Carolyn "Lina" Tanner

General Counsel

Office of General
Counsel

Public Utilities Commission of
Nevada

1150 E. William
Street

Carson City, NV

89701-3109

Tel. 775.684.6188

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775.684.6186

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From: ntefusa@aol.com
[<mailto:ntefusa@aol.com>]

Sent: Friday, October 16, 2015 9:11 AM

To: Carolyn E. Tanner

Cc:
zebedee_177@yahoo.com

Subject: suppression of exhibits?

I noticed that the submissions that Fred and I produced aka our comments all of a sudden are NOT on the agenda page, why is the PUC all of a sudden filtering submissions?

Don't claim that they are 'behind' as even when massive submissions aka solar comments they were done within a day or so. Now ours are over 3 days.

"I fear the day that technology
will surpass
our human interaction. The world will have a generation of
idiots." -Albert Einstein

"Two things
are infinite: the
universe and human stupidity; and I'm not sure
about the universe." -Albert
Einstein

"An activist is someone who
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fight for something. That person is not
usually motivated by a need for power,
or money, or fame,
but in fact driven slightly mad by some injustice, some
cruelty, some unfairness—So much so that he or she is
compelled by some moral
engine to act to make it
better."— Eve Ensler

"Activism is the
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planet." -Alice Walker

Angel
De

Fazio, BSAT

President/Executive Director

National Toxic
Encephalopathy Foundation

501c3 Tax Deductible Organization

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Organic & Chemical Free
Store

ChemicalFreeLiving.Com

Nevada's Disability Representative

Functional Needs Working Group

A project of FEMA R9 RDIS

PUCWatchDogs.Com

NVEStopSmartMeters.Info

S.A.F.E.R.- Save Animals
From Electro-Magnetic Radiation

702.490.9677

