

NEVADANS FOR
STATE GUN RIGHTS
www.NevadansForStateGunRights.com

140 Washington St. #150
Reno, Nevada 89503

December 10, 2014

Mr. Ross Miller, Secretary of State
Nevada State Capitol Building
101 North Carson Street, Suite 3
Carson City, NV 89701

RE: Violations of State Law NRS 295.056, NRS 295.0575 and Chapter 295 NAC regarding
“Notice of Sufficiency of Petition The Background Check Initiative”

Dear Secretary of State Miller;

On November 25, 2014 we sent you a registered letter and an electronic letter informing you of violations of Nevada State laws regarding violations of state law regarding the filing of the background check initiative petition.

To date we have not received a response from your office. We wonder why your office has not responded to our information, and why it appears to have been ignored.

Despite being informed of violations of state law regarding this petition, on December 8, 2014, your office under the signature of Scott F. Gilles, Deputy Secretary of Elections declared sufficiency of signatures for the initiative.

On page two of that document, you accepted the signatures from Lander and Storey Counties.

The Notice of Sufficiency was completed in disregard for violations of state law (NRS 295.056, NRS 295.0575 and Chapter NAC 295.020.3(a).

NRS 295.056.5 states in part: *..If documents concerning the same petition are submitted for verification to more than one county clerk, the documents must be submitted to each county clerk on the same day.*

NAC 295.020.3(a) states in part: *3. Any document of a petition may consist of more than one page. If a document consists of more than one page: (a) Each page, including a blank signature page, must be numbered sequentially, beginning with the number 1 for each document.*

Storey County received the ballot petitions on November 13. Lander County received the ballot petitions on November 14. State law required the ballot petitions to be submitted statewide “on

the same day” of November 12. The dates of their petition receipts were clearly expressed in writing by the respective county officials, and were obviously past the deadline required by state statute, yet their failing to meet that deadline was nowhere addressed by your office.

The failure to follow the requirements of two state laws invalidates the petition statewide according to state law.

Neither Nevada Revised Statutes nor Nevada Administrative Code allows for a county by county deadline for receipt of petitions. The law is very specific in that matter: All must be filed on the same day.

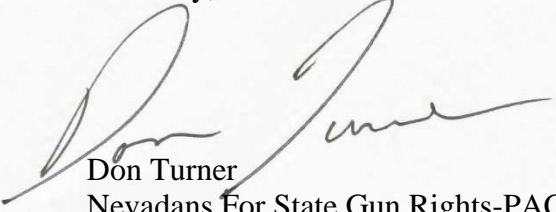
It appears that, in spite of knowing that the requirements of state law were not met, your office still certified the sufficiency of the petition, which also included Storey and Lander County.

We also brought to your attention violations of state law in the nature of the petition filing in Storey County, wherein the affidavit was sworn before all signatures were obtained. In addition, several pages of that document were numbered “5 of 8” which is in direct violation of your own Administrative Code. Yet the certification of sufficiency of petition included Storey County in disregard of these violations of state law and administrative code.

We have provided your office with documentary evidence that the state laws regarding petition requirements were violated. Consequently, the “Notice of Sufficiency of Petition The Background Check Initiative” was issued contrary to state laws and administrative codes and must be invalidated, and may not be legally presented to the voters.

We respectfully request your office move to immediately invalidate the petition due to its failing to meet statutory requirements for its success in the petition stage.

Sincerely,



Don Turner
Nevadans For State Gun Rights-PAC

cc: Governor Brian Sandoval
Barbara Cegavske, Secretary of State-Elect
Adam Laxalt, Attorney General-Elect
John Hambrick, Speaker of the Assembly-Elect
Michael Roberson, Senate Majority Leader