

Herron, Susan

From: Herron, Susan
Sent: Thursday, February 16, 2017 11:29 AM
To: 's4s@ix.netcom.com'
Cc: Kendra Wong; Tim Callicrate; Horan, Phil; Matthew Dent; Peter Morris; Devon Reese
Subject: RE: It Just Keeps Going, and Going, and Going...Trustee Surety Bonds

Aaron,

You are correct that I didn't notice your initial request on February 6, 2017 as I was a cc. I did receive your follow up on February 14, 2017 and I am working on your request and I hope to have a response to you no later than February 22, 2017 which would be within five (5) business days.

Susan A. Herron, CMC

Executive Assistant/District Clerk/Public Records Officer
Incline Village General Improvement District
893 Southwood Boulevard, Incline Village, NV 89451
P: 775-832-1207
F: 775-832-1122
M: 775-846-6158
sah@ivgid.org
<http://ivgid.org>

From: s4s@ix.netcom.com [<mailto:s4s@ix.netcom.com>]
Sent: Wednesday, February 15, 2017 8:07 PM
To: Herron, Susan
Cc: Kendra Wong; Tim Callicrate; Horan, Phil; Matthew Dent; Peter Morris; Devon Reese
Subject: Re: It Just Keeps Going, and Going, and Going...Trustee Surety Bonds

Hello Susan -

Today is now, in essence, February 16, 2017. And still you have not responded to my public records request (below) of February 6, 2017. And you have not responded to my follow up request (below) of February 14, 2017.

When, if ever, do you intend to respond as NRS 239.0107 mandates? When, if ever, do you intend to produce the records I have requested?

The fact you haven't responded Susan, sends me the message the subject surety bonds did not exist when I made my public records request? Am I mistaken?

And if I am correct, how does staff intend to retroactively manufacture the statutory surety bonds for former trustee Hammerel? And trustees Wong and Callicrate?

And when does the IVGID Board intend to fulfill its obligations by compelling staff to comply with the Pubic Records Act and produce the surety bonds required?

Bueller? Bueller? Is anyone listening?

Respectfully, Aaron Katz

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

From: "s4s@ix.netcom.com"
Sent: Feb 14, 2017 9:18 AM
To: Herron Susan
Cc: Wong Kendra Trustee , Callicrate Tim Trustee , Horan Phil , dent matthew , Morris Peter , "DReese@rkglawyers.com"
Subject: It Just Keeps Going, and Going, and Going...Trustee Surety Bonds

Hello Susan -

On February 6, 2017 I made the public records requests below highlighted in yellow. Although not addressed to you, you were "cc'd" and thus had notice of the request.

Given more than five business days have elapsed since the request and again, you have not complied with your responsibilities under NRS 239.0107, I call your deficiencies to your attention as well as the IVGID Board's and ask when you intend to produced the requested records?

Respectfully, Aaron Katz

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

From: "s4s@ix.netcom.com"

Sent: Feb 6, 2017 4:50 PM

To: Wong Kendra

Cc: Herron Susan , Callicrate Tim Trustee , Horan Phil , dent matthew , Morris Peter , "DReese@rkglawyers.com"

Subject: It Just Keeps Going, and Going, and Going...

Dear Chairperson Wong and the Other Honorable Members of the IVGID Board:

Apparently our staff are unaware of the fact our trustees are compelled to provide the Washoe County Clerk with surety bonds, in the form determined by the Washoe County Board of Commissionrs, as required by NRS 318.080(4) and 318.085(4). In fact, it is my view trustees do not qualify to hold office until they have provided these bonds to the Washoe County Clerk just the way they are required to provide their oaths of office.

I have discussed this matter with the Washoe County Clerk and have been informed that neither IVGID nor any former IVGID trustee has ever filed such a surety bond with the County Clerk.

I therefore ask the IVGID Board agendize for action at its next Board meeting, the forthwith filing of the requisite surety bonds for all present trustees with the Washoe County Clerk.

I also ask to examine the surety bonds for trustees Callicrate, Horan, Dent and Wong and former trustees Devine and Hammerel, retroactive to the date they each took office as trustees, as well as any different surety bonds effective January of this year for trustees Horan, Dent and Morris.

I also ask to examine records originating from the Washoe County Board of Commissioners instructing IVGID as to "the form and exact amount...of (those bonds)...determined, respectively, by the board of county commissioners."

Please include a copy of this e-mail in correspondence to the IVGID Board included in the next Board meeting packet.

Thank you for your cooperation. Aaron Katz

Herron, Susan

From: s4s@ix.netcom.com
Sent: Tuesday, February 14, 2017 9:21 AM
To: Jason Guinasso
Cc: Herron, Susan; Kendra Wong; Tim Callicrate; Horan, Phil; Matthew Dent; Peter Morris; Pinkerton, Steve J.; Devon Reese
Subject: Re: Records Request - Wavelengths/F'inn Consulting

Thank you Mr. Guinasso -

Does not IVGID maintain a chart of accounts?

Does not IVGID assign a unique chart of account name and number to every expense it incurs?

If so, how can you state Ms. Herron has responded to my records request in its entirety when neither have been produced for my examination?

Did not IVGID request a proposal from F'inn? Did not F'inn respond? Did not IVGID consent to the proposal? None of the records provided includes any of this yet all respond to my request (as they constitute the contract entered into between IVGID and F'inn (rather than an internal IVGID purchase order)). So how can you state Ms. Herron has responded to my request in its entirety.

It is you who are out of order. And it is you who are uncivil. Let the record so reflect.

You have until the end of business today to change your advice re: document production. If you don't, amongst other actionn, I will take your advice insofar as available remedies are concerned.

Respectfully, Aaron Katz

—Original Message—

From: Jason Guinasso
Sent: Feb 14, 2017 8:50 AM
To: "s4s@ix.netcom.com"
Cc: "Herron,Susan" , Wong Kendra Trustee , Callicrate Tim Trustee , Horan Phil , Dent Matthew , Morris Peter , "Pinkerton, Steve J." , Devon Reese
Subject: Re: Records Request - Wavelengths/F'inn Consulting

Mr. Katz -

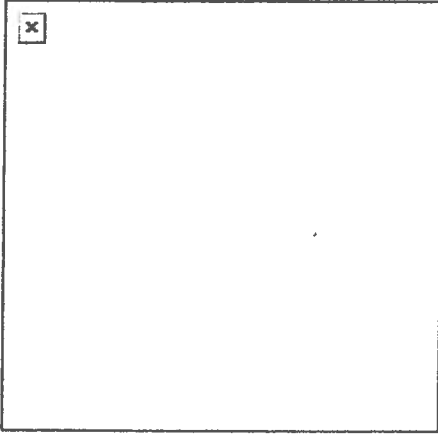
Please be advised that your records request has been completed in its entirety.

Please be advised that your accusations and tone are beginning to cross the line of appropriate civility and deference that Ms. Herron is owed. You have already been admonished about your abusive behavior by a District Court Judge on several occasions. While the law provides you the right to make records requests, it does not give you the right to accuse her of acting unlawfully or speaking to her in a way that would lead a reasonable person to conclude that you are bullying, degrading or otherwise acting in a manner that amounts to harassment. If you believe Ms. Herron or anyone in the District is acting unlawfully, you have the right to avail yourself of appropriate remedies at law.

Please limit your communications with Ms. Herron to specific requests for records. Also, please avoid longwinded narratives that do not serve to clarify what records you are requesting and/or pontificating on your view of what you think Nevada law requires. Such communication is outside the scope of what the Nevada Public Records Act contemplates and only serves to confuse the reader on what records you are actually requesting so that the District can be responsive. Finally, Nevada's public records laws do not require staff to respond to interrogatories. Therefore, please be advised that your questions will not be answered by Ms. Herron. She has been instructed by legal counsel to only respond to your specific records requests.

Thank you in advance for your anticipated cooperation, civility and adherence to Nevada law.

Jason D. Guinasso, Esq.
SHAREHOLDER
jguinasso@rkglawyers.com
www.rkglawyers.com



190 W. Huffaker Lane, Suite 402
Reno, Nevada 89511
p. 775.853.8746
f. 775.201.9611

936 Southwood Blvd., Suite 301
Incline Village, Nevada 89451
p. 775.832.6800
f. 775.832.6801

2300 W. Sahara Ave., Suite 800
Las Vegas, Nevada 89102
p. 702.856.4333

Please Note:

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On Feb 11, 2017, at 1:11 PM, s4s@ix.netcom.com wrote:

Thank you Susan -

But again, you are well of the fact you have not provided "all the records" I have asked to examine. So why tell me your incomplete response has satisfied my "request in its entirety?"

Not that I have to state to you the concealed records, let me list some of them.

As you know I asked to examine:

5. Records evidencing the chart of account name and number assigned by staff to all payments made to F'inn Consulting. You provided NONE;
6. Whatever those chart of account numbers, records evidencing all other expenses assigned by IVGID staff to those same account numbers from July 1, 2015 through and including the present. You provided NONE;
7. IVGID's internal 2015-16 and 2016-17 budgets (the ones NOT shared with the public) whereby the above-expenses were expressly budgeted. You provided NONE;
8. Records (such as e-mails, memos, etc.) evidencing the name(s) of staff personnel providing each record or each response in lieu of record resulting in your response to my request. You provided NONE;
9. Records evidencing IVGID staff's investigation/due diligence of Wavelength/F'inn Consulting qualifications to perform the services the subject of the above-requested contracts. You provided NONE.

I want to examine the deficient public records. I shouldn't have to remind you of this but your concealment is criminal [see NRS 239.320]. Is that the remedy you/Mr. Guinasso want me to pursue? Or are you going to open up the public's records you continue to conceal?

Did staff know that F'inn Consulting does NOT operate out of the physical "suite" address as it has represented to the public and staff? The address provided is nothing more than a UPS store front in a strip mall. F'inn has no offices nor employees at that address. It maintains nothing more than a "mail box" inside. I submit that if a vendor deceitfully misrepresents its office address, as has this vendor, a more comprehensive investigation of its qualifications is mandated. Which is the reason why I asked item "9" above. So again, what due diligence was performed by staff (as evidenced in records), if any?

And in anticipation of Mr. Guinasso acting as an aider and abettor in the commission of unlawful acts intended to frustrate the public's right to examine public records, just the way he has acted as an aider and abettor to frustrate Trustee Dent in fulfilling his statutory duties as Treasurer, I am sending Mr. Guinasso a copy of this string of e-mails.

I am also sending a copy of this e-mail string to the Board asking they agendize this issue to compel staff to turn over the concealed records with the request that if they continue to be concealed, all guilty staff have their employment immediately terminated. Moreover, I ask this e-mail string be included in the next Board packet so the community can see first hand the concealment which permeates this GID.

Thank you for your cooperation and hopeful production of the concealed requested public records. Aaron Katz

—Original Message—

>From: "Herron, Susan"
>Sent: Feb 11, 2017 10:59 AM
>To: "'s4s@ix.netcom.com'"
>Cc: 'Jason Guinasso'
>Subject: RE: Records Request - Wavelengths/F'inn Consulting
>
>Aaron,
>
>Attached are all the records in response to your request below; this completes your records request in its entirety.
>
>Susan A. Herron, CMC
>Executive Assistant/District Clerk/Public Records Officer
>Incline Village General Improvement District
>893 Southwood Boulevard, Incline Village, NV 89451
>P: 775-832-1207
>F: 775-832-1122
>M: 775-846-6158
>sah@ivgid.org
><http://ivgid.org>
>

>—Original Message—

>From: s4s@ix.netcom.com [<mailto:s4s@ix.netcom.com>]
>Sent: Friday, February 03, 2017 10:15 PM
>To: Herron, Susan
>Cc: Devon Reese
>Subject: Records Request - Wavelengths/F'inn Consulting
>
>Hello Susan -
>
>Another records request. I would like to examine the following records pertaining to Wavelengths and/or F'inn Consulting:
>
>1. Any contracts entered into with IVGID;
>2. Any records designating the scope of work to the extent not included in any contracts;
>3. All invoicing for services rendered by Wavelengths and/or F'inn pursuant to these contracts;
>4. All payments by IVGID pursuant to those invoices;
>5. Records evidencing the chart of account name and number assigned by staff to all of the above-payments;
>6. Whatever those chart of account numbers, records evidencing all other expenses assigned by IVGID staff to those same account numbers from July 1, 2015 through and including the present;
>7. IVGID's internal 2015-16 and 2016-17 budgets (the ones NOT shared with the public) whereby the above-expenses were expressly budgeted.
>8. Records (such as e-mails, memos, etc.) evidencing the name(s) of staff personnel providing each record or each response in lieu of record resulting in your response to my request.
>9. Records evidencing IVGID staff's investigation/due diligence of Wavelength/F'inn Consulting qualifications to perform the services the subject of the above-requested contracts.
>
>Thank you for your cooperation. Aaron Katz

Herron, Susan

From: Kendra Wong [kwong.ivgid@gmail.com]
Sent: Thursday, February 02, 2017 2:35 PM
To: Herron, Susan; Moga, Misty A.
Subject: Fwd: What a waste of money

Correspondence received

----- Forwarded message -----

From: Mike Abel <MikeAbel@pacbell.net>
Date: Thu, Feb 2, 2017 at 1:33 PM
Subject: What a waste of money
To: kaylaanderson1080@gmail.com
Cc: Kevin MacMillan <kmacmillan@swiftcom.com>, Kendra Wong <kwong.ivgid@gmail.com>, Tim Callicrate <Tim2Tahoe@msn.com>

This survey is a complete waste of money and energy.

IVGID and Mr. Pinkerton need to do foolish surveys like this to validate their truly mediocre management.

A \$3.00 mirror would be more valuable!

Examples:

Crowded beaches where management and the board compromise our deed holder rights.

Miserable reliability with the lifts at Diamond Peak this winter.

A plethora of no-bid contracts to waste the public treasury.

Cheating the public out of their money after our bonds are paid off.

Opaque book keeping.

Quashing of the ability to speak out *on specific items* at public meetings

I guess that I am a detractor.

I was told recently of a sewer district which an acquaintance called, “ the worst and most corrupt agency in the US”.

I challenged the “detractor”