

**From:** F Voltz <zebedee\_177@yahoo.com>

**To:** joereynolds <joereynolds@gov.nv.gov>

**Subject:** Executive Branch Culpability--Public Utilities Commission of Nevada (PUCN)

**Date:** Thu, Jul 7, 2016 10:27 pm

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Mr. Reynolds:

As Governor Sandoval's General Counsel, you are likely aware that his office has received numerous phone calls about the illegal payment of residential utility ratepayer taxes to the PUCN's Executive Director in violation of NRS 703.130 (2)(b).

The phrase "must be" is not subject to parsing; however, the PUCN has ignored its requirements.

In July 2015, the Governor's hand-picked Commissioners hired an Executive Director (Stephanie Mullen) who clearly fails to meet the requirements of the aforementioned NRS section. Ms. Mullen's work experience is at a summer camp, property management company and jewelry store vs. utility regulation.

On July 1, 2016, numerous Nevadans called the Governor's office, both in Carson City and Las Vegas, notifying the Governor of this problem and requesting action for this clear statutory violation. As an attorney, the Governor understands that statutes cannot be arbitrarily and capriciously revised or interpreted by an agency simply because someone 'wants to.' There is a clear legislative process required for statute revision which was not followed here.

In addition, the Governor has responsibilities to faithfully execute laws under Article 5, Sections 1, 7 and 15 (2) of the Nevada Constitution.

Even when notified several times of this statutory violation, the PUCN refused to terminate its unqualified Executive Director and ensure restitution to the residential ratepayers of her +\$105,000/year salary plus benefits fraudulently obtained.

Yesterday, an e-mail was sent through the Governor's web site apprising him of this situation. Failure to act on his part indicates non-feasance. Please know there is a highly-detailed paper trail whereby the Sunset Subcommittee of the Legislative Commission and the state Attorney General's office have been apprised of this problem.

The cumulative collusion by PUCN employees demonstrates a cover up of Ms. Mullen's erroneous hiring, along with perpetuating her fraudulent receipt of ratepayer taxes through the stealth mill tax covering over 90% of the PUCN's operating expenses. The Governor is fully culpable for the actions of his PUCN Commissioners if he takes no action to end the

perpetuation of these ongoing NRS violations.

Those of us who have spoken up to protest this egregious situation are requesting the Governor exercise his fiduciary duty now that he has been made aware of this issue. Failure to do so would make him appear as an accessory to this fraud and deception by the Commissioners he personally chose.

You will find Ms. Mullen's resume within the PUCN Administrative Agenda's July 22, 2015 support materials under item 3A.

I look forward to learning this obvious problem has been rapidly resolved and request the courtesy of a timely reply.

Sincerely,

F. Voltz  
Carson City