

# NEVADANS FOR STATE GUN RIGHTS

140 Washington St. #150  
Reno, Nevada 89503

November 25, 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 and NRS 295.0575 and Request for Invalidation of  
"The Background Check Initiative"

Dear Secretary of State Miller,

This is a formal request to invalidate the ballot initiative entitled "The Background Check Initiative" because it did not comply with NRS 295.056 and NRS 295.0575. Specifically:

NRS 295.056.2 states: *If a petition for initiative proposes a statute or an amendment to a statute, the document or documents must be submitted not later than the second Tuesday in November of an even-numbered year.*

NRS 295.056.5 states: *All documents which are submitted to a county clerk for verification must be submitted at the same time. 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.*

**Request for Invalidation:** Per NRS 205.056.2, the deadline day was November 11, 2014. Because this was a National Holiday, the petitions were required to be submitted on November 12, statewide. According to the Storey County Clerk (please see attachments), these petitions were not delivered to Storey County until November 13. The petitioners failed to meet the requirements of state law for submission of petition signatures statewide. Since the requirements of state law were not met for all petition signatures to be filed with multiple counties on the same day, the statewide petition failed to meet minimal legal requirements and should be invalidated and not presented to the voters.

I, Vanessa Stephens, the duly appointed, qualified and acting County Clerk/Registrar of Voters of the County of Storey, State of Nevada, do hereby certify that the above entitled petition was submitted to my office on November 13, 2014; that the petition consists of 68 documents; that each document contains signatures

NRS 295.0575 states: Each document of a petition must have attached to it when submitted an affidavit executed by the circulator thereof stating:

1. That the circulator personally circulated the document.
2. The contact information of the circulator, including, without limitation, the street address of the residence where the circulator actually resides, unless a street address has not been assigned. If a street address has not been assigned, the document must contain the mailing address of the circulator.
3. That the circulator is 18 years of age or older.

**Request for Invalidation:** Per NRS 295.0575, each document must have an affidavit attached to it. Of the 68 signature documents submitted to Storey County, only the last page has the affidavit. Please note that it indicates that it verifies only one page, not 68 pages. In addition it states that the affidavit was for "County of Washoe"

**AFFIDAVIT OF CIRCULATOR**  
(To be signed by circulator in the presence of a notary public)

STATE OF NEVADA )  
County of Washoe )

I, Arthur Mitchell (print name), being first duly sworn under penalty of perjury, depose and say: (1) that I reside at \_\_\_\_\_, NV 89502 (print street, city and state); (2) that I am 18 years of age or older; (3) that I personally circulated this document; (4) that all signatures were affixed in my presence; (5) that the number of signatures affixed thereon is 1; and (6) that each person who signed had an opportunity before signing to read the full text of the act or resolution on which the initiative or referendum is demanded.

Arthur Mitchell  
Signature of Circulator

Subscribed and sworn to or affirmed before me this  
25 day of October, 2014, by Arthur Mitchell

Notary Public [Signature]

G. J. PIKE  
Notary Public-State of Nevada  
APPT. NO. 04-90306-3  
My App. Expires January 27, 2017

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**Request for Invalidation:** The Affidavit of Circulator attached to the last one of the 68 pages is dated 25 October 2014, yet petition signatures are dated after this date. The Affidavit was signed before signatures were obtained on at least 52 occasions. This is a false affidavit.

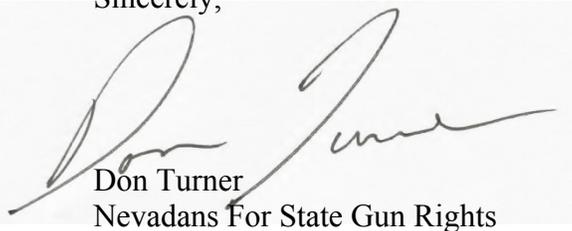
From	PRINT YOUR NAME (first, initial, last)	DATE	CITY	COUNTY	PETITION DISTRICT	Office Use Only
1.	<u>Kelly</u>	<u>10/27/14</u>	<u>Reno</u>	<u>NV</u>	<u>(Storey) 2</u>	<u>Not in the 10</u>
1.	<u>Shawn</u>	<u>10/28/14</u>	<u>Virginia City</u>	<u>Storey</u>	<u>2</u>	<u>1 OK</u>

			Office Use Only		
1	PRINT YOUR NAME		RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE	CITY	COUNTY	PETITION DISTRICT
	GLENN	11/11/14	SPARKS	SPOREY	2

We have presented documented proof that the State Laws for petition requirements were violated. Consequently, the ballot petition entitled "The Background Check Initiative" must be invalidated and not presented to the voters. We will inform you of other violations as they are discovered; however, we feel this is sufficient information to cause the invalidation of the petition.

Thank you for your attention to this request,

Sincerely,



Don Turner  
Nevadans For State Gun Rights

cc: Barbara Cegavske, Secretary of State-Elect