

**Scott McNair**

**Phoenix, AZ**

May 9, 2005

Maricopa County  
Human Resources Merit Commission  
Attn: Pat Soria  
301 W. Jefferson, Suite 221  
Phoenix, AZ 85003

Subject: MC-WB 2004-1 Transcript

Ms./Mr. Soria,

Enclosed is a copy of a letter from you concerning my obtaining a copy of the transcript in the above named matter. Also enclosed is a check for the amount you requested.

Prior to cashing such, you should be advised that under the law, by demanding or accepting a fee for public records I am entitled to for free, you could be prosecuted for a **Class 5 Felony**. The law states as follows:

38-413. Charging excessive fees; classification

A. If an officer demands and receives a higher fee than prescribed by law, or -any fee not so allowed, such officer shall be liable to the party aggrieved in an amount four times the fee unlawfully demanded and received by him.

**B. An officer who violates this section is guilty of a class 5 felony.**

As such, you are hereby informed that should you chose to violate the law by accepting and cashing the enclosed check, criminal and civil action against you will be initiated.

Additionally, in your letter you state, *"Our attorney has advised that A.R.S. § 39-122 does not apply to your situation..."* Please provide the full name, address, and Arizona State Bar Number of the attorney that "advised" you on this matter so that a complaint(s) can be initiated against that attorney with the Arizona State Bar and the Arizona Attorney General.

Also, since it has become apparent through the letters you have sent that the Merit Commission had a transcript created and provided to the Hearing Officer (David J. Gering) and the Defendants, please provide the following:

- 1) Copies of all correspondence concerning requests for such by the Hearing Officer, the Defendants and/or their counsel, any other person involved in requesting, preparing, or securing said transcript.
- 2) Copies of all receipts for payment for such *by any* all persons

Sincerely,

Scott M. McNair

CC: Office of the Arizona Attorney General



Maricopa County  
Human Resources Department

Merit Systems Commission  
301 West Jefferson Street  
Suite 219  
Phoenix, AZ 85003-2143  
Phone: 602-506-5007  
Fax: 602-506-3313

QUOTATION

March 1, 2005

Mr. Scott McNair

Phoenix, Arizona

Dear Mr. McNair:

I have received your request for copies of your Merit Appeal Hearing Transcripts in your letter dated February 22, 2005. Our attorney has advised that A.R.S. § ' does not apply to your situation, and therefore, you will be required to pay for copies.

Below is a breakdown of the cost for copy charges:

October 6, 2004. 69 pages (copied double sided) @ \$.06 = \$2.10

Please submit your check or money order, payable to Maricopa County, in the amount of \$2.10 and mail to:

Pat Soria  
Maricopa County  
Human Resources Merit Commission  
301 W. Jefferson, Suite 221  
Phoenix, AZ 85003

Upon receipt of your check, a copy of the transcripts will be mailed to you. Please call me at 602 506-3792 if you have questions.

Sincerely

A handwritten signature in cursive script that reads "Pat Soria".

Pat Soria  
Merit Systems Administrator



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 Destination: 85003  
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 Destination: 85007  
 Weight: 0.70 oz.  
 Postage Type: PVI  
 Total Cost: 2.67  
 Base Rate: 0.37

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Subtotal 5.34  
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THANK YOU!

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