

Informational Statement

The information required by NRS 233B.066 is provided below:

1. A clear and concise explanation of the need for the adopted regulation.

NRS 293.124 provides the Secretary of State, as the Chief Officer of Elections for the State of Nevada, the authority to adopt such regulations as are necessary to carry out the provisions of title 24 of NRS. The purpose of the proposed amendment is to codify standards and procedures for various election functions. Specifically providing that the Secretary of State will prepare a report setting forth the official title for each race that will be on the ballot at an election; requiring each county clerk to use such official titles in any mechanical voting system used by the county; and providing other matters properly relating thereto.

2. A description of how public comment was solicited, a summary of the public response and an explanation of how other interested persons may obtain a copy of the summary.

The Office of the Secretary of State solicited comment on the proposed amendment by posting a notice with links to the full text of the proposed amendment to the LCB Administrative Regulation Notices website, Secretary of State's website, and Nevada Public Notice website as well as posting notices and agendas in numerous public locations pursuant to NRS 233B. The notices were also distributed through the agencies 'eNotifier' application which sent them to approximately 670 individual email addresses.

The Office of the Secretary of State also posted links to all notices and proposed text on the agency Twitter page for both the Secretary of State (@NVSOS) and Elections Division (@NVElect). All 17 county clerks and registrars were given a copy of all notices and proposed text along with the guidance to distribute to anyone who may be interested.

A workshop was held regarding this regulation on January 21, 2022 and the adoption hearing was held on February 3, 2022. The notices, proposed text, and link to the video of the workshop and adoption hearing are posted at the following website:

<https://www.nvsos.gov/sos/elections/election-information/elections-regulations>

Written comments received prior to each adoption hearing are available upon request.

There was limited public response about this unique regulation. Comments received generally called for the elimination of all proposed regulations including this one.

3. The number of persons who: (1) Attended each hearing; (2) Testified at each hearing; and (3) Submitted to the agency written statements.

Workshop date: January 19, 2020 *While this regulation was not addressed during this workshop, most written statements covered numerous regulations including this one.

(a) Number in attendance: 25

(b) Number testifying: 19

(c) Written statements submitted: 60

Workshop date: January 20, 2020 *While this regulation was not addressed during this workshop, most written statements covered numerous regulations including this one.

- (a) Number in attendance: 31
- (b) Number testifying: 18
- (c) Written statements submitted: 33

Workshop date: January 21, 2020

- (a) Number in attendance: 19
- (b) Number testifying: 17
- (c) Written statements submitted: 26

Adoption Hearing date: February 3, 2020

- (a) Number in attendance: 20
- (b) Number testifying: 13
- (c) Written statements submitted: 164

4. **For each person identified in subparagraphs (2) and (3) of paragraph (c), the following information if provided to the agency conducting the hearing: (1) Name; (2) Telephone number; (3) Business address; (4) Business telephone number; (5) Electronic mail address; and (6) Name of entity or organization represented.**

Please see the attached spreadsheet for details.

5. **A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.** Written comments were not solicited from businesses as the proposed regulation does not affect businesses.

6. **If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.** Comments generally called for the elimination of all proposed regulations. This proposed regulation was adopted without change because it clarifies provisions of NRS related to the titles of each race to be used by clerks.

7. **The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately, and in each case must include: (1) Both adverse and beneficial effects; and (2) Both immediate and long-term effects.** These regulations do not create an economic effect on either Nevada businesses or the public. These regulations relate to the conduct of Nevada elections and, as such, do not create an adverse or beneficial economic impact in either the immediate or long-term.

8. **The estimated cost to the agency for enforcement of the proposed regulation.** There is no anticipated cost related to the enforcement of the proposed regulation.

9. **A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

The proposed regulation does not overlap or duplicate any other regulations of another state or government agency.

10. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

This regulation does not include provisions which are more stringent than a federal regulation which regulates the same activity.

11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

This regulation does not provide a new fee or increase an existing fee.

Workshop January 19, 2022	Workshop January 20, 2022	Workshop January 21, 2022	Adoption Hearing February 2, 2022	Adoption Hearing February 3, 2022
Mark Wlaschin - SOS (Host)	Mark Wlaschin - SOS (Host)	Mark Wlaschin - SOS (Host)	Mark Wlaschin - SOS (Host)	Mark Wlaschin - SOS (Host)
Tracey Thomas	Tracey Thomas		Tracey Thomas	
Robert Beadles Election Integrity Chair Washoe County GOP Central Committee, robertbeadles@proton.com	Robert Beadles Election Integrity Chair Washoe County GOP Central Committee, robertbeadles@proton.com	Robert Beadles Election Integrity Chair Washoe County GOP Central Committee, robertbeadles@proton.com	Robert Beadles Election Integrity Chair Washoe County GOP Central Committee, robertbeadles@proton.com	Robert Beadles Election Integrity Chair Washoe County GOP Central Committee, robertbeadles@proton.com
Oscar Williams , osc.williams@mail.com, 775-240-2456	Oscar Williams , osc.williams@mail.com, 775-240-2456	Oscar Williams , osc.williams@mail.com, 775-240-2456	Oscar Williams , osc.williams@mail.com, 775-240-2456	
Jim Hindle, Vice Chair of NV Republican Party	Jim Hindle, Vice Chair of NV Republican Party	Jim Hindle, Vice Chair of NV Republican Party	Teresa Kolesnick	
Mark Kampf, Candidate for Nye	Mark Kampf, Candidate for Nye	Mark Kampf, Candidate for Nye	Mark Kampf, Candidate for Nye	Mark Kampf, Candidate for Nye
Valerie White, valeriealerie@gmail.com	Valerie White, valeriealerie@gmail.com	Valerie White, valeriealerie@gmail.com	Valerie White, valeriealerie@gmail.com	Valerie White, valeriealerie@gmail.com
Alida Bensen Political Director Nevada Republican Party, alida@nevadagop.org, 626-808-7924	Alida Bensen Political Director Nevada Republican Party, alida@nevadagop.org, 626-808-7924	Cindy Martinez, Vice Chair, Washoe County Republican Party, vice-chair@washoegop.org	Cindy Martinez, Vice Chair, Washoe County Republican Party, vice-chair@washoegop.org	
Jim Hamilton	Sandy Tibbet	Bianca Garnes	Penny Brock	Robert Moore
Jeanne Johnson	Cindy Martinez	Mathilda Guerrero	Kerry Durmick	Mathilda Guerrero
Shannon Meredith	Ralph Sacrison (written), 320 Poplar Drive Elko, NV 89801-4508 , rsacrison@frontiernet.net	Ralph Sacrison (written), 320 Poplar Drive Elko, NV 89801-4508 , rsacrison@frontiernet.net	Ralph Sacrison (written), 320 Poplar Drive Elko, NV 89801-4508 , rsacrison@frontiernet.net	James Benthin, jamesbenthin@gmail.com
Terri Williams	Terri Williams	Bradley Schragar		
Alex Watson, RNC Election Integrity Director	Alex Watson, RNC Election Integrity Director	Alex Watson, RNC Election Integrity Director	Mathilda Guerrero	Mathilda Guerrero
Bruce Parks, Chairman of Washoe County Republican Party	Bruce Parks, Chairman of Washoe County Republican Party		Bruce Parks, Chairman of Washoe County Republican Party	Bruce Parks, Chairman of Washoe County Republican Party
Jim De Graffenreid, Republican National Committee	Jim De Graffenreid, Republican National Committee	Jim De Graffenreid, Republican National Committee	Elaine St. John	Darla Lee (written), da_lee@fastmail.com
Ken Hansen	Pauline Lee	Zachary Hayes	Cliff Nellis	Cathy Reyes
Reva Krump, unolabrat@gmail.com	Mary Fisher	Reva Krump, unolabrat@gmail.com	Reva Krump, unolabrat@gmail.com	
Susan Vaness		Mary Fisher	Susan Vaness	James Simpson

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Greg Ott, Asst. Attorney General for SOS	Greg Ott, Asst. Attorney General for SOS	Greg Ott, Asst. Attorney General for SOS	Greg Ott, Asst. Attorney General for SOS	Greg Ott, Asst. Attorney General for SOS
Linda Kay Jensen (written), 6488 Bluff Dwellers Avenue, LV 89131, lyndajensen@cox.net	Alexander Loglia (written), alexander.loglia@gmail.com	Darla Lee (written), da_lee@fastmail.com	Robert Klockslem (written) 3232 Jericho St Unit C Las Vegas, NV 89102 robertklockslem@outlook.com	Robert Johnson (written) 750 E Stillwater Ave Spc 180 Fallon, NV 89406 papa1bob@yahoo.com
Martin Wilner (written), orcinasnv@yahoo.com	Susan Hansen (written), sjhbrit@saber.net	Ken Paxton (written), paxton3x@att.net	Doug Jalen (written), douglashj@aol.com	Susan Whitaker (written) 9340 Stonebury Ct Reno, NV 89523 sue.whitaker43@gmail.com
Mark Brackelsburg (written), markpbrack@gmail.com, 702-575-9815	Carol Morris (written), morris.cm@outlook.com	Kevin Forbes (written), kforbes19@outlook.com	Jim Bratcher (written), 135 West Guffey Dr. Washoe Valley, NV, jimmiejb@hotmail.com	Nancy Pence (written) 5179 Silver Sage Dr Carson City, NV 89701 1nancypence@gmail.com
Deborah Mardon (written), d3bb13m@sbcglobal.net	Carolyn Keezer (written), 4cak4@cox.net	Karl and Ann Sweder (written), karlsweder@sbcglobal.net	Dina Cosart (written), dcosart@gmail.com	Robin Talacon (written) 1140 Sticklebract Dr Sparks, NV 89441 robintalancon@yahoo.com
Laura Turner (written), litdst@gmail.com	Terri Martinetti (written), tmartinetti@yahoo.com	Zachary Hayes (written), Campaign Mgr for John Kovacs for Congress , 323-919-0191, zach@kovacsforcongress.com	Tracey Smith (written), tracydsmith@me.com	Norma Anton (written) 8220 Mount Logan Ct Las Vegas, NV 89131 normaanton@yahoo.com
Alexander Loglia (written), alexander.loglia@gmail.com	Debra Luddy (written), dluddy62@gmail.com	Marlene Drozd (written), 2185 Paterno Ave Las Vegas, NV 89123, (702) 301-7377, marlenedrozd@cox.net	C.J. Hadley (written), cjmotorbike@gmail.com	Evelyn Schultz (written) 2495 Greensboro Pt Reno, NV 89509 evieskis@gmail.com
Marlene Drozd (written), (702) 301-7377, marlenedrozd@cox.net	Margie Witt (written), mwitt@glaisdells.com	Michelle Monkarsh (written), 10001 Park Run Drive Las Vegas, NV 89145, 702.942.2137, mmonkarsh@maclaw.com	Margaret Spatz (written), peggy.spatz@gmail.com	Ivette Duffy (written) 3333 Crawford St North Las Vegas, NV 89030 ivetteduffy@gmail.com
Karl Sweder (written), karlsweder@sbcglobal.net	Sandra Beretta (written), saundraberetta@gmail.com	Janice Jones (written), janice_n_jones@yahoo.com	Debra Jalen (written), dhjalen@aol.com	Margaret Beal (written) 4751 Cobra Ct Sparks, NV 89436 peg.beal@gmail.com

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Aaron Ford (written), fordfornevada@gmail.com	Darla Lee (written), da_lee@fastmail.com	Ben Steneheju (written), outlook_8B5EBCCF4D9B9882@outlook.com	Craig Woodhouse (written), craigwoodh85@gmail.com	Glen Duppenthaler (written)1270 Creek Haven Cir Reno, NV 89509 gduppenthaler@gmail.com
Bill Carmody (written), 2504 Desert Sparrow Ave. North Las Vegas, Nv. 89084, bill.florine@gmail.com	Sonya Dickinson (written), 2570 Musket Rd Reno, NV 89521, sonya.dickinson@yahoo.com	Ariel Van Cleve (written), ariel.vancleve@gmail.com	Thomas Gargus (written), tomgargus@sbcglobal.net	Leslie Calianno (written)31 Lily Grove Rd Las Vegas, NV 89148 lesliecalianno@yahoo.com
Chandra Peterson (written), bali92345@gmail.com, 10220 Imperial Pointe Ave Las Vegas NV 89134	Elizabeth Parsons-Lenz (written), srw.eplenz@gmail.com	Dianne Wagner-Robak (written), 775- 225-3011 , diannewr@gmail.com	Mark Carstens (written), mctencars@gmail.com	Michael Sekerak (written) msekerak_75@msn.com
Sandee Tibbett (written), sanshelly1@charter.net	Michelle Monkarsh (written), 10001 Park Run Drive Las Vegas, NV 89145, 702.942.2137	Maxine Bradshaw (written), mpdbradshaw@gmail.com	Lynn Nielsen (written), 1565 Meridian Ranch Dr. Reno, NV 89523, nielsens@nielsenreno.onmicro soft.com	Linda Shannon (written) 1164 Waterfall Vw Mesquite, NV 89034 FandL@Reagan.com
Michael Mecca (written), mmecca00@yahoo.com	William Lithrow (written), 9191 Graycliff Lane Reno, NV 89523, lithgow129bs@aol.com	Carol Morris (written), 120 West Laval Drive Henderson, NV 89015 District G, morris.cm@outlook.com	Holly Cortez (written), 12025 Mystic Sands Dr. Sparks, NV 89441, acortez014@outlook.com	Sandra Kester (written) 1296 Heritage Trl Mesquite, NV 89034 sandybkester1@gmail.com
Celine Nugent (written), canuge@iclod.com	Natolie Thomas (written), natalieemairree@gmail.com	William Lithgow (written), 9191 Graycliff Lane Reno, NV 89523, lithgow129@aol.com	Walt Murphy (written), 7636 Bareback Dr Sparks, NV 89436, waltmurphy@charter.net	Vicki Richardson (written) 9850 Gainsborough Ln Reno, NV 89521 vickiricha@yahoo.com
Peggy Gray (written), 775-575- 4058 , plgray@sbcglobal.net	Janice Jones (written), janice_n_jones@yahoo.com	Patricia J. Moser-Morris (written), pmosermorris@gmail.com	Renee Collier (written). deweylil@cox.net	Judith Moss (written) 10000 Thomas Creek Rd Reno, NV 89511 judy_moss@sbcglobal.net
Dianne Wagner-Roback (written), 775-225-3011, diannewr@gmail.com	Deborah Mardon (written), d3bb13m@sbcglobal.net	Robby Williams (written), robby.williams@sbcglobal.net	Stan Jolliffe (written), oldslj@gmail.com	Alyssa Ball (written) 7479 Lassen Peak Cir Las Vegas, NV 89149 lily4911@cox.net
Karl Nickoley (written), 720.933.5929, www.FrequencyPictures.com	Susanne Arona (written), arnonasuzanne@gmail.com	Melody Hernandez (written), 702.334.4657, 2620 Regatta Dr #102 Las Vegas, NV 89128, uniquepropertieslv@yahoo.com	Ronald Smith (written), 2335 Pioneer Dr. Reno, NV 89509, 775.742.2296, linda46reno@gmail.com	Norm Peterson (written) 63 Chesney Dr Henderson, NV 89074 norm7652@hotmail.com

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William Lithgow (written), 9191 Graycliff Lane Reno, NV 89523, lithgow129bs@aol.com	Cody Hamm (written), codyhamm321@gmail.com	Christina Sherbrook (written), 805-975-6493, csherbrook@yahoo.com	David Smith (written) 221 E Desert Rose Dr Henderson, NV 89015 ds4pol@cox.net	David Knight (written) 101 Quail Run Ct Fernley, NV 89408 DavidKnightmain@gmail.com
Patricia Morris (written), pmosermorris@gmail.com	Toni Farkas (written), farkasmissy@gmail.com	Erik Schomick (written), schumick@sbcglobal.net	Thimas Sutherland (written) 4899 Stagecoach Dr Silver Springs, NV 89429 stagecoach4890@me.com	Denise Cope (written) 1709 Kiltie Way Las Vegas, NV 89102 dcope1965@yahoo.com
Bev Stenehjeu (written), outlook_8B5EBCCF4D9B9882@outlook.com	Bob Jensen (written), fed20405@yahoo.com	Alyson Jasper (written), jasptacct@yahoo.com	Francis Monastero (written), 8597 Timaru Trail Reno, NV 89523, monasterofc@gmail.com	Donna Blackmore (written) 1595 Wheatgrass Dr Reno, NV 89509 dbnrno@att.net
Laron Thomsen (written), 777 Court Street Elko, NV 89801, 775-753-8203, lavon.thomsen@gmail.com	Charles Rodman (written), char1428@icloud.com	Alida Bensen Political Director Nevada Republican Party, alida@nevadagop.org, 626-808-7924	Susan Long (written), 2440 La Mancha Drive Sparks, NV 89441, susanlong134@gmail.com	Maria Coulson (written) 2050 Blue Spruce Rd Reno, NV 89511 maria.coulson@me.com
Andrea Aguilar (written), Anlinz@outlook.com	Christine McCoy (written), mescutter@yahoo.com	Deborah Mardon (written), d3bb13m@sbcglobal.net	Charla Pagano (written), Charla.Pagano.520193479@p2a.co	Lorena Tanasescu (written) 4515 S Durango Dr Apt 1031 Las Vegas, NV 89147 oceandream792000@gmail.com
Adrienne Monarrez (written), adrienne.monarrez@sbcglobal.net	Patricia St. John (written)	Toni Farkas (written), farkasmissy@gmail.com	Saloman Rapalo (written), Salomon.Rapalo.345229690@p2a.co	Norma Stephenson (written) 8305 Sedona Flats St Las Vegas, NV 89131 stephenson512@aol.com
Roger Pearson (written), roger@pearsontrenching.com	Christina Sherbrook (written), 805-975-6493, csherbrook@yahoo.com	Ralph Stephen Coppola (written), stephencoppola@aol.com	Mona Garrison (written), Mona.Garrison.465103731@p2a.co	Adrienne Monarrez (written) 5330 Ambrose Dr Reno, NV 89519 adrienne.monarrez@gmail.com
Danny Hamilton (written), 504 Sand Sage Ave North Las Vegas, NV 89030, 817-597-1716, hamintl16@gmail.com	Elaine Pasto (written), epasto@ymail.com	Joy Trusheriski (written), truejoy927@att.net	Vinodkumar Gadley (written), vinodkumar Gadley <vinodkumar.Gadley.372959924@p2a.co>	Nancy Ryan (written) 2450 Lymbery St Apt 109 Reno, NV 89509 nanphx@gmail.com
Michelle Monkarsh (written), 10001 Park Run Drive Las Vegas, NV 89145, 702.942.2137	Alyson Jasper (written), jasptacct@yahoo.com	Reva Krump, unolabrat@gmail.com	Vicki Schabel (written), vickischabel@charter.net	Robert Kulik (written) 4320 Kings Canyon Rd Carson City, NV 89703 rkulik4320@sbcglobal.net

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Le Boydston (written), leb@hermco-inc.com	Thomas Lenz (written), tom@jkk.ee	Debbie Cutsaw (written), debbie.cutsaw@frontier.com	Harlan Buris (written), Harlan Burris <Harlan.Burris.344912115@p2 a.co>	Micahel Deeb (written) 3377 Dilday Dr thepovertybuster@gmail.com Carson City, NV 89701
Alexander Loglia (written), alexander.loglia@gmail.com	Betty Thiessen (written), Nevadacountrygirl@protonmail.com		Patricia Thomas (written), Patricia Thomas <Patricia.Thomas.520208788@ p2a.co>	Michael Ringo (written) 7525 Gold Ct Reno, NV 89506 ring68cal@gmail.com Reno, NV 89506
Lawrence Baty (written), 9472 Mustang Trail Dr Reno, Nv. 89506, lawrencebaty@gmail.com	Reva Krump, unolabrat@gmail.com		Ingeborg Glier (written), Ingeborg Glier <Ingeborg.Glier.425623873@p 2a.co>	Lynda Neill Baassiri (written) 220 Camelback Ridge Ave Henderson, NV 89012 Lynda.Baassiri@gmail.com Henderson, NV 89012
Kiya Krivickas (written), (702)858- 8600, chicontractor@yahoo.com	Aniko Kovac (written), ani_kovacs@hotmail.com		Derek Gendvil (written), Derek Gendvil <Derek.Gendvil.344293212@p 2a.co>	Eugene Gerscovich (written) 9320 Hidden Park Dr Reno, NV 89523 latent2@yahoo.com
Bud Broomhead (written), 1200 Riverside Drive #1263 Reno, NV 89503, budbroomhead@yahoo.com	Elaine St. John (written), Elaine@caltel.com		Vicotria Schneider (written), (808) 265-4873, victoriaschneidermd@gmail.co m	Menanie Picconi (written) 36 Brookridge Dr Henderson, NV 89052 mpness@me.com
Christina Sherbrook (written), 805-975-6493, csherbrook@yahoo.com	Kevin Fobes (written), kforbes19@outlook.com		Gordon McGregor (written), Gordon McGregor <Gordon.McGregor.384031317 @p2a.co>	James Coyne (written) 36 Brookridge Dr Henderson, NV 89052 jgcoyne@gmail.com
Roger Smith (written), autoangst@hotmail.com	Chris Mullins (written), chrismullins@zohomail.com		P. Strum (written), P. Sturm <P.Sturm.520242834@p2a.co>	Rachael Rakaczky (written) Rachel Rakaczky <Rachel.Rakaczky.373305603@p2 a.co>
Stacey Hernandez (written), acemanhattan@hotmail.com	Ty Olsen (written), tydolsen@gmail.com		Richard Nichols (written)	Elizabeth Hammack (written) 784 Valley Rise Dr Henderson, NV 89052 execdiva@gmail.com
Alyson Jasper (written), jasptacct@yahoo.com			Stephanie Phillips (written), smphillips702@gmail.com	Sue Coutts (written) 6120 Venus St Winnemucca, NV 89445 couthtssue@yahoo.com

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Suzanne Arona (written), arnonasuzanne@gmail.com			Bob Snellgrove (written), nvnugget@charter.net	Craig Hill (written) 1204 Searchlite Ct Reno, NV 89503 renohills@live.com
Linda Duncan (written), 775 990 2597, broncobum@att.net			Lucas Foletta (written), t_luzier@msn.com	Phil Harrison (written) 1250 Sticklebract Dr Sparks, NV 89441 iamphilh@sbcglobal.net
Wendy Merrill (written), 702-541- 4828, wendy@jwmerrill.com			Terry Luzier (written)	Melinda Henderson (written) 113 Kathy Ct Las Vegas, NV 89145 melhen1@hotmail.com
Morgan Liddick (written), 1230 Barn Owl Dr. Sparks, NV 89436, (970) 389- 0534, mcliddick@hotmail.com			Roger Smith (written), autoangst@hotmail.com	Buddy Manwill (written) PO Box 90884 Henderson, NV 89009 bsm715@gmail.com
K. White (written), 11003 Lamour Lane Reno, NV 89521, Kaymwhite2014@gmail.com			Gayle Lee (written) Gayle.07lee@charter.net	Gail Betz (written) 1800 Hunter Creek Rd Reno, NV 89519 Bdacac@gmail.com
Robert Crandall (written), robearcc@yahoo.com			Ned Randolph (written) nedrandolph@gmail.com	J.S. McElhinney (written) 1181 University Ridge Dr Reno, NV 89512 renoskidoc@yahoo.com
Toni Farkas (written), farkasmissy@gmial.com			Lorena Portillo (written), 965 Trade Drive, Suite A North Las Vegas, NV 89030, 702-455-0136, lpo@clarkcountynv.gov	Mike Paul (written) 9529 Delivery Ave Las Vegas, NV 89148 paul.mike90@yahoo.com
Carol Evans (written), 565 Calle Bonito Ct. Sparks NV 89441, crownsnest@prodigy.net			Lois Choate (written), lachoate65@gmail.com	Jannae Michaux-Sykes (written) 325 Redstone St Las Vegas, NV 89145 jemsas@yahoo.com
Sallie Haws (written), quantum.spirit.books@gmail.co m			Nicol Herris (written), Nicol.Herris@cbsselectre.com	Charla Baubei (written) 840 Regalia Ct Gardnerville, NV 89410 charla.benner@gmail.com

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Vernon Hatch (written), sales@tren.net			Dianne Robak (writtten), 775-225-3011 , dianneur@gmail.com	Risa Sykes (written) 1624 Palm St Unit 105 Las Vegas, NV 89104 sykeslink@cox.net
Lorraine Dougherty (written), dougherty152@gmail.com			E. Gersscovich (written), latentn2@yahoo.com	Bruce Stanton (written) 368 Royal Oak Dr Spring Creek, NV 89815 a7e.pilgrim@gmail.com
Wesley Griffin (written), 4701 Wedekind Road Sparks, NV, 775-722-0724, wesleyGriffin@msn.com			Holly Downing (written), holly.downing7295@gmail.co m	Natalie Thomas (written) 371 Orchard Ct Henderson, NV 89014 Natalieemairree@gmail.com
Shanty T. (written), 010344sdt@gmail.com			Terri Kolesnick (written), 294 brooksby ln Reno NV. 89509, 775-530- 7606, terisia11@gmail.Com	Alan Vincent (written) 6701 Amarinta Ave Unit 103 Las Vegas, NV 89108 gotoexpert@gmail.com
Darla Lee (written), da_lee@fastmail.com			Linda Le Doc (written)	Janice Warzin (written) 1610 Hoyt St Reno, NV 89509 j_warzin@yahoo.com
James Benthin (written), 1515 Big Smokey Drive reno, Nevada 89521, jamesbenthin@gmail.com			Steve Gaylord (written) 1385 E 4th St Silver Springs, NV 89429 snakebellysg@gmail.com	Eric Brock (written) 11630 Overland Rd Reno, NV 89506 ericbrock391@yahoo.com
Michael Meyers (written), msmmtm@aol.com			Murray Kane (written), mkane2020@protonmail.com	David Smith (written) 221 E Desert Rose Dr Henderson, NV 89015 ds4pol@cox.net
Thoma Tom (written), thomatom559@yahoo.com			Linda Stillman (written), 114 Lucky Lane Reno, NV 89502, llirish2@yahoo.com	Craig Ullery (writtten) 1617 Broadmoor Cir Boulder City, NV 89005 craigu@comcast.net
Caroline Smith (written)			Darla Lee (written), da_lee@fastmail.com	Rose Schiavone (written) 1912 Sierra Oaks Ln Las Vegas, NV 89134 roseegoblue@gmail.com

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Urreketari (written), urreketari@protonmail.com			kellie Valentine (written), valentine.k@sbcglobal.net	Richard Wagner (written) 535 Duran St Henderson, NV 89015 rawrealtor@hotmail.com
Tanya Steele (written), Tanya@mobilierdh.com			Don Gregory (written), mustang1356@charter.net	Barbara Decker (written) 680 Bowles Ln Gardnerville, NV 89460 bv6decker@aol.com
J.S. McElhinney III (written), renoskidoc@yahoo.com, 1181 University Ridge Dreive , Reno NV 89512			Tera Chuck (written), terale123@yahoo.com	Terri Garrett (written) 11630 Overland Rd Reno, NV 89506 terrigarrett74@gmail.com
E. Gerscovich (written), latentent2,@yahoo.com			Janine Smith (written), designerdame@hotmail.com	Anthony Mudd (written) 21 Wisteria Ct Reno, NV 89511 TonyLMudd@iCloud.com
Tom Lang (written), ic4cyber@yahoo.com			Ann Orcutt (written), orcad39@aol.com	Pamela Madera (written) 4670 Noche Ln Reno, NV 89502 pmadera@sbcglobal.net
Suzanne Luce (written), 949-310- 7374, suzanneluce@gmail.com			Rikki Davis (written), omernik1@gmail.com	Larry Guerrero (written) 4158 Lepire Dr Carson City, NV 89701 larrguer@gmail.com
John Prlina (written), 702-465- 1245, jprlina@gmail.com			Lynne Litzenberg (written), lynnelitzenberg@icloud.com	Ian Kostman (written) 231 W Horizon Ridge Pkwy Apt 2723 Henderson, NV 89012 ian.kostman@gmail.com
Gary Smith (written), 775-683- 3360, mail4mrsmith@gmail.com			Dan Spadino (written), drspadino@gmail.com	John Rando (written) 600 Campbell Dr Las Vegas, NV 89107 jayrando@sbcglobal.net
			Patricia Leonard (written)	Glenn Burud (written) 4725 Blazer Cir Washoe Valley, NV 89704 burudglenn@gmail.com

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			Louise Lintz (written), llintz82@gmail.com	Linda Wagner (written) 7146 Schulz Dr Carson City, NV 89701 jlwfam@aol.com
			Carole Averkin (written), gcsierra@yahoo.com	Eugene Mortara (written)
			Karen Aiazzi (written), kaiazzi86@gmail.com	Forest Henry (written) 3700 Rock Glen Ln North Las Vegas, NV 89032 catsanddogs1911@gmail.com
			Joesph Nowak (written)	Denise Madden (written) 2378 Thayer Ave Henderson, NV 89074 dgmadd@cox.net
			Tara Kezar (written) Tara Kezar <Tara.Kezar.520299607@p2a.c o>	Jacquelyn McCloskey (written) 9350 Double R Blvd Apt 1716 Reno, NV 89521 aphs62@yahoo.com
			Sean Gallagher (written) 9163960218, seang5180@yahoo.com	Eric Pride (written) 1160 Broken Hills Dr Henderson, NV 89011 ericpryde@yahoo.com
			Mary Walters (written) 4 Woodshole Ct. Henderson, 89052, MLWALTERS@msn.com	Susan Howell (written) 1445 McKinley Dr Reno, NV 89509 susiebulldog@sbcglobal.net
			Caroline Smith (written) kathydoyle@me.com	Tracey Mitchusson (written) 3520 Five Pennies Ln Las Vegas, NV 89120 tracy.mitchusson@gmail.com
			Steve Mantoani (written), steve@arivada.com, 9732 Pyramid Way #325, Sparks, NV 89441	Roblyn Williams (written) 2712 Corning Ct Apt Reno Reno, NV 89523 robby.williams@sbcglobal.net
			Pat and Jerry Lowery (written) pintwater@gmail.com	Molly Mills (written) 1945 4th St Apt 21 Sparks, NV 89431 mmills7907@gmail.com

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			Janet Gould (written) gould22256@gmail.com	Patricia White (written) 504 Merganser Ln Sparks, NV 89436 jopa4144@hotmail.com
			Karl Sweder (written) karlsweder@sbcglobal.net	Marilyn Shane (written) 2604 Solera Sky Dr Henderson, NV 89044 mfejshane@gmail.com
			Renee Collier (written) deweylil@cox.net	Karen Burger (written) karenburger29@gmail.com
			Brian Hardy (written) 10001 Park Run Drive Las Vegas, NV 89145, 702.207.6097, bhardy@maclaw.com	Stephen Lewis (written) 4647 Bradford Ct Reno, NV 89519 steve@sterlingam.com
			Gail Pfeiffer (written), 4619 Thorpe Court Sparks, NV 89436, 775-229- 8221	Ariel Van Cleve (written) 3130 Show Jumper Ln Reno, NV 89521 ariel.vancleve@gmail.com
			Robin Lovelace (written) raginrocketsgarden@gmail.com	Lisa Durgin (written) 605 Tranquil Dr Sparks, NV 89441 lisa.durgin@gmail.com
			Brian Kunkel (written) 3220 Jevonda Ave Henderson, NV 89044, brian.kunkel24@gmail.com	Mary Ann Jamieson (written) 2752 Pala Dura Dr Henderson, NV 89074 mjamieson828@gmail.com
			Lory Jones (written) 9650 Moonlit Sky Ave Las Vegas, NV 89147, Loryaj2000@yahoo.com	Christine Monroe (written) 1230 Comstock Dr Las Vegas, NV 89106 Feralindeed@yahoo.com
			Daniel Illa (written), PO Box 32045 Las Vegas, NV 89173, danielilla1962@gmail.com	Michael Ross, Sr (written) 1706 Darin Ct Carson City, NV 89701 mycoros@aol.com

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			Mike Avilla (written) mike@avil.la	Ralph Saerison (written) 320 Poplar Drive Elko, NV 89801-4508 USA, 775- 777-7455, rsacrison@frontiernet.net
			George Spatz (written) 2456 Burtin Dr Sparks, NV 89436, george@spatzhome.com	Mary Lou Banks (written) 5901 Balzar Ave Las Vegas, NV 89108 blackandpink1969@gmail.com
			Linda Baretto (written) 2739 SUNRIDGE HEIGHTS PKWY HENDERSON, NV 89052, linbarretto@gmail.com	Richard Burns (written) 5430 Tierra Faith Ave Las Vegas, NV 89139 ricbur1@earthlink.net
			Lev Schneiderman (written) 9929 Whalers Landing Ct Las Vegas, NV 89117, oddjob34@cox.net	Jerry Moore (written) 1062 Rocky Terrace Dr Gardnerville, NV 89460 484jd46@gmail.com
			Linda Powers (written) 1704 Bayonne Dr Las Vegas, NV 89134, lindap.nv@gmail.com	Mike Lynch (written) 5602 Trilling Bird Dr Las Vegas, NV 89135 mplmatrix@gmail.com
			Bill Laub (written) 1000 Rancho Cir Las Vegas, NV 89107, bill- laub@msn.com	Elain Grimes (written) 5025 Wine Cellar Dr Sparks, NV 89436 egrimes@grimesonline.com
			Trudy Hernandez (written) 5150 Jewel Canyon Dr Las Vegas, NV 89122, trudycakes67@yahoo.com	Patricia Vincent (written) 3560 Aspen Holw Reno, NV 89511 pattimvincent@gmail.com
			Janice Warzin (written) 1610 Hoyt St Reno, NV 89509, j_warzin@yahoo.com	Joseph Romeo (written) 9755 Silver Sky Pkwy Reno, NV 89506 wjvrfm3762@yahoo.com
			Stacey Piro (written) 3142 Minino Ct Sparks, NV 89436, sjo.piro@yahoo.com	Holly Dewar (written) 4675 Rio Encantado Ln Reno, NV 89502 hollyinreno@yahoo.com

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			Ryan West (written) 5447 Salmon River Ct Reno, NV 89511, rwest11@gmail.com	Lura Weaver (written) 59 Rowntree Ln Smith, NV 89430 nevadalu@yahoo.com
			Jeff Cruess (written) PO Box 20602 Sun Valley, NV 89433 thesurveyor1951@aol.com	Nancy Bond (written) 6240 Stratus St Winnemucca, NV 89445 nan3155bond@gmail.com
			Sharian Connell (written) 1564 Siboney Dr Las Vegas, NV 89123 Sharianlv@gmail.com	Vicki Martinez (written) vickimartinez@sbcglobal.net
			Eileen Starling (written) 305 James Ave Dayton, NV 89403 eileenstarling@gmail.com	William Lithgow (written) 9191 Graycliff Lane Reno, NV lithgow129bs@aol.com
			Nardos Level (written) 18312 36th Ave S Seatac, WA 98188 eyael.nl@gmail.com	Victoria Myer (written) vwmyer@gmail.com
			Kim Vargus (written) 1940 Faywood St Apt 89134 Las Vegas, NV 89134 kfergus@kimersellshomes.com	Mark Brakelsberg (written) 95 Shade Tree Ln Unit C Mesquite, NV 89027 markpbrack@gmail.com.com
			Ben Heksch (written) 12255 Avalon Canyon Ct Las Vegas, NV 89138 bencorreallv@cox.net	Dawnee Olson (written) dawnee.olson@yahoo.com
			Charla Baubel (written) 840 Regalia Ct Gardnerville, NV 89410 charla.benner@gmail.com	Margaret Admann (written) 7521 Mystic Stream St Las Vegas, NV 89131 peggybog04@yahoo.com
			Steven Smoke (written) 5611 Summer Splash Ct Las Vegas, NV 89131 Colonel1cs@outlook.com	Daniel Stevenson (written) 2822 Wrangler Cir Elko, NV 89801 spyderpix0@gmail.com

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			Richard Melvoin (written) 17 Desert Dawn Ln Henderson, NV 89074 yenu173@gmail.com	Julie Stevenson (written) 2822 Wrangler Cir Elko, NV 89801 dnjs@citlink.net
			Paul Bottari (written) PO Box 368 Wells, NV 89835 paul@bottarirealty.com	Jeanne Quintang (written) jquintana87@msn.com
			Ingrid Lubbers (written) 14180 Saddlebow Dr Reno, NV 89511 ingridandreed@gmail.com	Bernard Horton (written) 2368 Blooming Valley Ct Henderson, NV 89052 berniehorton@gmail.com
			Esther Gaudiello (written) 1359 Bear Brook Ave Henderson, NV 89074 ChrisGaudiello@aol.com	Penny Holmbee (written) 11 Grand Miramar Dr Henderson, NV 89011 pennyholmboe@icoud.com
			Bonnie Groenert (written) 6121 Casper Sands Ct North Las Vegas, NV 89031 bgroenert@icloud.com	Michelle Monkarsh (written) 10001 Park Run Drive Las Vegas, NV 89145, 702.942.2137, mmonkarsh@maclaw.com
			Marsha Miller (written) 7921 Mariner Cove Dr Reno, NV 89506 mlegmiller@aol.com	Cindy Olivieri (written) (775) 220- 8186, ceolivieri@sbcglobal.net
			Jennie Bear (written) 2287 Ridgeview Dr Reno, NV 89519 j.bearinreno@gmail.com	Jed Peeler (written) 201 Ogden Ave Ely, NV 89301 jedp@general dentalusa.com
			Stephie Hohlt (written) 4311 Soda Lake Rd Fallon, NV 89406 irishhorsegrl@gmail.com	William Douglas (written) 4145 Guthrie Dr Winnemucca, NV 89445 yonito51@yahoo.com
			Gail Betz (written) 1800 Hunter Creek Rd Reno, NV 89519 Bdacac@gmail.com	Karl Sweder (written) 225 Hercules Dr Sparks, NV 89441 karlsweder@sbcglobal.net

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			David Helsing (written) 635 Occidental Dr Dayton, NV 89403 dhelsing704@gmail.com	Jeffrey Nelson (written) njanelson@centurylink.net
			Gladys Taylor (written) 91 E Agate Ave Unit 403 Las Vegas, NV 89123 marlene8@sbcglobal.net	David Chamberlin (written) 5351 Simons Dr Reno, NV 89523 david.s.chamberlain@gmail.com
			Eugene Gerscovich (written) 9320 Hidden Park Dr Reno, NV 89523 latent2@yahoo.com	Mark Schnabel (written) 2530 Portsmouth Creek Ave Henderson, NV 89052, markschnabel@hotmail.com
			Robert Kulik (written) 4320 Kings Canyon Rd Carson City, NV 89703 rkulik4320@sbcglobal.net	Vince Craig (written) 242 Courtney Ln Reno, NV 89523 vjc6875@yahoo.com
			Jason Booth (written) 5320 Denali Peak Dr Sparks, NV 89436 jrb4jazz@gmail.com	Rebecca Harmon (written) 6654 Indian Hills Dr Elko, NV 89801 rwad39@yahoo.com
			Toni Farkas (written) 7848 Blue Lake Peak St Las Vegas, NV 89166 farkasmissy@gmail.com	Curtis Blake (written)
			Sonya Dickinson (written) 2570 Musket Rd Reno, NV 89521 sonya.dickinson@yahoo.com	Paul Bodine (written) 3160 Castle Canyon Ave Henderson, NV 89052 pabodine@gmail.com
			Barbara Cowan (written) 1875 Evergreen Ridge Way Reno, NV 89523 elainattd@att.net	Bill Harenburg (written) 2116 Sawtooth Mountain Dr Henderson, NV 89044 wharenburg@aol.com
			April Girnus (written)	Lawrence Larmore (written) 8343 Hidden Hills Dr Las Vegas, NV 89123 funfin777@gmail.com

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			Bonnie Macon (written) 525 Merganser Ln Sparks, NV 89436 bon.m@sbcglobal.net	Jani Lopez (written) PO Box 95502 Las Vegas, NV 89193 lasvegasjanie@aol.com
			Barbara Fleming (written) 50 N Sierra St Ste 610 Reno, NV 89501 barbara-fleming@sbcglobal.net	Donna Maahs (written) 1834 High Mesa Dr Henderson, NV 89012 candygramma@cox.net
			Kerry Durmick (written), (775) 225-9135, kerry@allvotingislocal.org	Susan Perample (written) 2305 W Horizon Ridge Pkwy Apt 823 Henderson, NV 89052 susan.perample@cox.net
			Doug Eames (written) 7862 Harbour Towne Ave Las Vegas, NV 89113 voiceman@jennika.com	Peggy Wilkey (written) 207 Alexandrite Ct Sun Valley, NV 89433 tvlangel@icloud.com
			Jill Ransom (written) 2161 Vale St Reno, NV 89509 sierramoon@sbcglobal.net	Melissa Towbin (written) 3035 Lawndale St Las Vegas, NV 89121 missey524@gmail.com
			Bruce Berwager (written) 967 Chipmunk Dr Incline Village, NV 89451 bberwager1@gmail.com	Greg Randles (written) 9050 W Tropicana Ave Unit 1175 Las Vegas, NV 89147 grandles@icloud.com
			Judy Knapton (written) 1604 Singing Bird Ln North Las Vegas, NV 89031 knapton415@yahoo.com	Vanessa Gomez (written) 2352 Belvedere Dr Henderson, NV 89014 v6cp3sg@gmail.com
			B. Long (written) 11800 Veterans Pkwy Unit 203 Reno, NV 89521 blongnv@yahoo.com	Julia Holek (written) 378 Glocker Ct Henderson, NV 89012 desertpals@cox.net
			Stanley Barnes (written) Stanley Barnes 1478 Kathy Way Gardnerville, NV 89460 stanbarnes0@gmail.com	Edward Morgan (written) 470 Cedarlawn Dr Spring Creek, NV 89815 Clay054414@gmail.com

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			David Bergholz (written) 1858 Mountain Ranch Ave Henderson, NV 89012 roadkingclassicrider@yahoo.com	Lester Jew (written) 11012 Rusty Ray Dr Las Vegas, NV 89135 lesterleapsin@cox.net
			Melissa Clement (written) 7900 Rusty Rd Reno, NV 89511 mtc3785@sbcglobal.net	Jean Heatherly (written) 9032 Grayling Drive Las Vegas, NV 89134
			Marilyn Lee (written) 7617 Wingspread St North Las Vegas, NV 89084 marilynlee4re@cox.net	Sandee Tibbett (written) 2230 Pawnee Way Reno, NV 89506 sanshelly1@charter.net
			Suzaane Arnona (written) 2405 Black River Falls Dr Henderson, NV 89044 arnonasuzanne@gmail.com	Keith Hanly (written) 2230 Pawnee Way Reno, NV 89506 siderman01@sbcglobal.net
			Alisha Nilson (written) 1581 Equestrian Dr Henderson, NV 89002 ali.brady@yahoo.com	Muriel Weidemann (written) 2526 Rockbridge Dr Carson City, NV 89706 murielw@nvcbell.net
			Richard Westrup (written) 2225 Putnam Dr Reno, NV 89503 rcwfortruth@gmail.com	George Carey (written) 1380 Eldorado Way Pahrump, NV 89048 gcarey@live.com
			Janet Ripsco (written) 10550 W Alexander Rd Unit 1040 Las Vegas, NV 89129 ocean_breeze01@hotmail.com	Rex Beishline (written) 1322 Settlers Way Mesquite, NV 89034 rexbeish@icloud.com
			Michael Ringo (written) 7525 Gold Ct Reno, NV 89506 ring68cal@gmail.com	Katherine Brodie (written) 909 S Arlington Ave Reno, NV 89509 katherine.brodie@yahoo.com
			Brenda Whiteman (written) 452 E Silverado Ranch Blvd Las Vegas, NV 89183 fairbanksis@yahoo.com	Mary Miya (written) 837 Crescent Moon Bnd Mesquite, NV 89034 kitty.miya@yahoo.com

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			FRANK Luna (written) 8204 Cedar Mesa Ave Las Vegas, NV 89149 feluna69@gmail.com	Dawn Maahs (written) 1124 Fairbury St Henderson, NV 89052 blueeyes620@aol.com
			Richard Louth (written) 430 Jeanell Dr Apt 202 Carson City, NV 89703 odeskull@gmail.com	Roben Hopkins (written) 1108 Cold Stream Dr Las Vegas, NV 89110 arsf49ers@cox.net
			Co Drydeb (written) PO Box 96061 Las Vegas, NV 89193 cpdryden@gmail.com	Lavon Thomsen (written) 777 Court St Elko, NV 89801 lavon.thomsen@gmail.com
			Michelle Murlin (written) 2055 Sugar Hill St Henderson, NV 89052 mmurlin@yahoo.com	Dulcie Crawford (written) 1681 Santa Anita Dr Las Vegas, NV 89119 dulciecrawford@gmail.com
			Perry Ossian (written) 6901 E Lake Mead Blvd Apt 1152 Las Vegas, NV 89156 ossianperry@yahoo.com	Eva Busch (written) 452 E Silverado Ranch Blvd Apt 354 Las Vegas, NV 89183 pineapple1962@gmail.com
			Dennis Cope (written) 1709 Kiltie Way Las Vegas, NV 89102 dcope1965@yahoo.com	Ruth Longcore (written) 1479 Hogadon Way Reno, NV 89523 mutie9@yahoo.com
			Jennifer Allen (written) 8020 S Rainbow Blvd Las Vegas, NV 89139 JALLEN711@YAHOO.COM	Bob Russo (written) 1020 Sierra Vista Ct Gardnerville, NV 89460 peacefulwalk@verizon.net
			Steve Maahs (written) 1124 Fairbury St Henderson, NV 89052 sm@asilv.com	Martin Wilner (written) 10624 S Eastern Ave Ste A-433 Henderson, NV 89052 Orcinasnv@yahoo.com
			Allen Sherbrook (written) 4790 Caughlin Pkwy Apt 773 Reno, NV 89519 asherbrook@yahoo.com	Marti Deputy (written) 1744 Reed Cir Minden, NV 89423 deputymarti@gmail.com

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			Suzie Griego (written) 1435 E Guffey Dr Washoe Valley, NV 89704 suzieanddave@att.net	Mary Kapner (written) 18124 Wedge Pkwy Reno, NV 89511 mitzimitzi19@yahoo.com
			Christina Sherbrook (written) 4734 Village Green Pkwy Reno, NV 89519 csherbrook@yahoo.com	Darlene DeLancey (written) 7730 Autumn Ridge Cir Reno, NV 89523 darlene@seashots.com
			David Dwyer (written) dwyervegas@gmail.com	Chandra Peterson (written) 10220 Imperial Pointe Ave Las Vegas, NV 89134 bali92345@aol.com
			Linda Trevino (written) 24826 N Point Pl Katy, TX 77494 lindatrevino32@comcast.net	Elaine St John (written) 201 La Costa Ave Dayton, NV 89403 Elaine@caltel.com
			Andrew schaub (written) 5581 Lenox Hill Ct Las Vegas, NV 89135 schaub35@yahoo.com	James Padgett (written) 8690 W Fisher Ave Las Vegas, NV 89149 padgettjp@hotmail.com
			Ray Williams Jr. (written) PO Box 111 Austin, NV 89310 toiyabe1@gmail.com	Alyson Jasper (written) 3983 S McCarran Blvd Apt 182 Reno, NV 89502 jasptacct@yahoo.com
			Roger Pearson (written) 8625 Edmond St Las Vegas, NV 89139 roger@pearsontrenching.com	Lynda Jensen (written) 6488 Bluff Dwellers Ave Las Vegas, NV 89131 lyndajensen@cox.net
			Andrew Fanizzi (written) 1150 Pandora Canyon St Henderson, NV 89052 funeasy456@gmail.com	Mary Schaub (written) 5581 Lenox Hill Ct Las Vegas, NV 89135 maryschaub@mac.com
			Suzanne Scavo (written) 2820 Via Bel Mondo St Henderson, NV 89074 suzyqss2003@yahoo.com	Betty Thiessen (written) 255 Shetland Cir Reno, NV 89508 Nevadacountrygirl@protonmail.com

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			Kadey Pearson (written) 8625 Edmond St Las Vegas, NV 89139 kady@embarqmail.com	Clinton Jensen (written) 6488 Bluff Dwellers Ave Las Vegas, NV 89131 clintjensen@cox.net
			Nicole MacDonald (written) 597 Saint Croix St Henderson, NV 89012 nicole.macdonald@sbcglobal.net	Vince Craig (written) 242 Courtney Ln Reno, NV 89523 vjc6875@yahoo.com
			Ree Brinderhoff (written) 51 Penrose Ln Yerington, NV 89447 reeb@hdiss.net	Melody Solton (written) mlmkd@earthlink.net
			Michelle Nun (written) 10529 Early Heights Ct Las Vegas, NV 89129 michellenunlv@gmail.com	Shawn Bautista (written) 10758 Marathon Bell Ln Las Vegas, NV 89129 bautista.shawn729@gmail.com
			Carolyn Espil (written) 2200 Westergard Rd Lovelock, NV 89419 carolynespil@gmail.com	Ryan Simpson (written) 1291 White Cedar Ct Reno, NV 89511 ryansmpsn1986@gmail.com
			Leslie Calianno (written) 31 Lily Grove Rd Las Vegas, NV 89148 lesliecalianno@yahoo.com	Larry Aynesmith (written) 11565 Old Virginia Rd Apt B444 Reno, NV 89521 larryayne@gmail.com
			Casey Kasten (written) 337 L St Sparks, NV 89431 kcatreno@yahoo.com	Nancy Woolf (written) 9212 Empire Rock St Las Vegas, NV 89143 nancywoolf@yahoo.com
			Sandra Stitt (written) 2620 Tumble Brook Dr Las Vegas, NV 89134 silverbelle@reagan.com	Akahi Pinkerton (written) 350 Raleigh Ln Indian Springs, NV 89018 akahi58@gmail.com
			Darrell Wood (written) 2711 W Windmill Ln Apt 421 Las Vegas, NV 89123 dw@asilv.com	Joseph Reed (written) 4955 Saguaro Dr Sun Valley, NV 89433 olddodge29@yahoo.com

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			Kathleen Stephens (written) 703 Greenway Rd Henderson, NV 89002 kathystephenz@gmail.com	Kathryn Kelly (written) 1001 S Meadows Pkwy #1017 Reno, NV 89521, kkelly@schools.us
				Cris Johnson (written) 1820 Beringer Way Reno, NV 89521 thepoomom@gmail.com
				David Stella (written) 654 Cobblestone Way Mesquite, NV 89027 dcstella@comcast.net