

Scott McNair

Phoenix, AZ

February 22, 2005

Maricopa County Employee Merit System Commission
Attn: Janice Stratton
301 West Jefferson, Suite 219
Phoenix, Arizona 85007

Subject: Case MC-W13 2004-1 Demand for FREE copy of Hearing Transcript

Ms. Stratton,

As of yet, I have not received a copy of the hearing transcript from the October 6 2004 proceedings in this matter.

As you are obviously aware, your office had a transcript created of the proceedings at your own request. Mr. Gering made numerous references to this transcript in his "Recommendation" to the Merit Commission. But, you deliberately and unlawfully withheld a copy of such from me.

By creating the transcript and referencing such in your agency's formal recommendation, you are therefore required to provide me with a copy so that I may review and reference such in my own pleadings in this matter.

Furthermore, since these proceedings were "open to the public", and were supposedly held in an official capacity for the State, they are therefore deemed as "public records". Given that my complaint is one involving a claim against the state, according to ARS 39-122 I am therefore entitled to a FREE and **CERTIFIED** copy of such.

Therefore, this is formal and legal notice to you of my demand for a free copy of the transcript of the of the October 6 2004 proceedings.

Sincerely

Scott M. McNair



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