



STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL

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CATHERINE CORTEZ MASTO
Attorney General

KEITH G. MUNRO
Assistant Attorney General

GREGORY M. SMITH
Chief of Staff

August 22, 2012

Beth Haddad
968 Ranch View Circle
Carson City, Nevada 89705

Re: Open Meeting Law Complaint / AG File No. 12-020
Silver State Charter School Board of Directors

Dear Ms. Haddad:

This Office, pursuant to NRS 241.039, investigated your Open Meeting Law (OML) complaint against the Board of Directors (Board) of Silver State Charter School. Your complaint alleged the Board "discussed [your] health in great detail at a public meeting in open session." You alleged that no notice was given to you in accordance with NRS 241.033.

We investigated your complaint. We asked for copies of the agenda, minutes and audio of the March 21, 2012 meeting of the Board.

NRS 241.033(1) prohibits a public body from holding a meeting to consider the character, alleged misconduct, professional competence, or physical or mental health of any person. . . unless it has given notice to that person of the time and place of the meeting.

We listened to the audio of the Board's meeting on March 21, 2012. The comments made during this meeting clearly do not fall within the prohibition in NRS 241.033(1).

The Board did not meet to discuss your physical health, nor did it discuss your health in great detail. During item #11: Governing Body member comments/reminders, Board members learned of your illness. Principal Steve Knight spoke up stating he had known about it and he informed the Board that you had privately spoken with him earlier and had asked him to "keep it quiet." A discussion of whether to send employees "Get well" cards ensued. The Board did not engage in consideration of your health as

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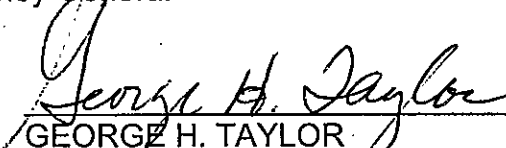
prohibited by NRS 241.033(1). The mention of your name and illness was at most only a casual and tangential reference to you and your illness in an open session, not a closed session, but the comments/discussion clearly were not meant to constitute consideration of your health. NRS 241.033(7)(b).

We are closing our file on this matter.

Sincerely,

CATHERINE CORTEZ MASTO
Attorney General

By:



GEORGE H. TAYLOR
Senior Deputy Attorney General
(775) 684-1230

GHT/CG

cc: Beth Haddad, Esq., counsel for Beth Haddad
Jeffrey S. Blanck, Esq., counsel for Board
Board Members:
Sue Cocking, President
Steve Silva, Vice President
Jon Steele, Secretary
Le Volberding
Judith Dragon
Dan Leck
Edie Grub