Please see attached for all answers.
~~Tahank~~ Thank you.

04FICAN. 446

NEVADA FINANCIAL DISCLOSURE STATEMENT

(Attach additional sheets if necessary.)

FILE
JUN - 1 2004
DEAN HELLER
SECRETARY OF STATE

NAME _____
MAILING ADDRESS _____
CITY, STATE, ZIP _____
TELEPHONE _____

LENGTH OF RESIDENCE IN NEVADA _____
LENGTH OF RESIDENCE IN DISTRICT WHERE REGISTERED TO VOTE _____
NRS 281.571(1)(a)

List all public offices for which this financial disclosure statement is required [NRS 281.571, Subsection 1(g)]:

Public Office	Annual Compensation	Term or Date Appointed	**ANNUAL** all elected and appointed public officers (no later than Jan. 15 each year) NRS 281.559(1)(b) 281.561(1)(b)	**CANDIDATE** (no later than the 10th day after the last day to qualify as a candidate) NRS 281.561(1)(a)	**APPOINTMENT** to fill unexpired term of an elected or appointed public officer (within 30 days) NRS 281.559(1)(a)
	$		☐	☐	☐
	$		☐	☐	☐
	$		☐	☐	☐

List all general sources of income for you and members of your household over 18 years of age [NRS 281.571, Subsection 1(b)]:

	Self	Household Member
	☐	☐
	☐	☐
	☐	☐
	☐	☐
	☐	☐

List each creditor to whom you or a member of your household owes $5,000 or more [except (1) debt secured by mortgage or deed of trust on real property which is not required to be listed below, and (2) debt for which a security interest in a motor vehicle for personal use was retained by seller] [NRS 281.571, Subsection 1(d)]:

	Self	Household Member
	☐	☐
	☐	☐
	☐	☐
	☐	☐
	☐	☐

Please see attached for all answers.
~~Thank~~ you.
Thank

List each business entity (i.e., organization or enterprise operated for economic gain, including a proprietorship, partnership, firm, business, trust joint venture, syndicate, corporation or association) with which you or a member of your household is involved as a trustee, beneficiary of a trust, director, officer, owner in whole or in part, limited or general partner, or holder of a class of stock or security representing 1% or more of the total outstanding stock or securities issued by the business entity [NRS 281.571, Subsection 1(f)]:

	Self	Household Member
	☐	☐
	☐	☐
	☐	☐
	☐	☐
	☐	☐

List specific location and particular use of all real estate (other than personal residence): (1) in which you or a member of your household has a legal or beneficial interest; (2) the fair market value of which is $2,500 or more; and (3) located in this state or an adjacent state [NRS 281.571, Subsection 1(c)]:

Specific Location	Particular Use

List the identity of donor and value of each gift received in excess of an aggregate value of $200 from a donor during the preceding taxable year [except (1) a gift received from a person who is related to you within the third degree of consanguinity or affinity; and (2) ceremonial gifts received for a birthday, wedding, anniversary, holiday or other ceremonial occasion if the donor does not have a substantial interest in your legislative, administrative, or political action] [NRS 281.571, Subsection 1(e)]:

Donor	Value of Gift
	$
	$
	$
	$
	$

THE INFORMATION I HAVE PROVIDED HEREIN IS ACCURATE AND COMPLETE.

Date: _____ Signature: _____

Revised 8/28/2003

To all Nevada Voters, the press, government employees and elected officials who are concerned about the way I have filed your Ethics form please see the words of Erik Herzik, a political science professor at the University of Nevada, Reno from the Las Vegas Sun. This is just more evidence that the Nevada Commission on Ethics is exactly what the Independent American Party says it is which is a waste of Tax Payer funds, a way to intimidate new candidates and unconstitutional.

May 11, 2004

Ethics panel boss relies on thick skin and dedication

By Kirsten Searer
<searer@lasvegassun.com>
LAS VEGAS SUN

Since Jennings took the job in 2002, just four complaints have gone before the full Ethics Commission, and nobody has been found guilty of willfully violating state ethics laws.

Erik Herzik, a political science professor at the University of Nevada, Reno, said the commission provides the only forum for citizens to complain when they think their officials are abusing their power.

Still, he said, the commission isn't "very effective."

"If they disappeared tomorrow, Nevada politics would be essentially unchanged," he said.

Not only does the commission deal with dozens of "frivolous" complaints by government gadflies, but it's also difficult to draw a distinct line as to when a politician is using his or her office for personal gain, Herzik said.

To Secretary of State
101 N. Carson Street
Carson City, Nevada 89701

From John Russo,
3455 CLIFF SHADOWS PKWY STE 220
LAS VEGAS NV 89129

Mailed on May 29th in the year of our Lord 2004 and in the year of Independence of the United States of America the 228th.

I did not know I had to send this in, as I have never run for office before. Mark Andrews asked me if I had sent it in and that I needed to so I called Christopher Hansen and asked him what to do. He told me what he had done and I said I wanted to do the same since I do not think government should ask all those personal questions. As soon as I found out law I sent it in required it. My failure to file timely was not willful but only an error that I corrected immediately upon learning I had made the error. Therefore I do not believe I am obligated to pay any civil penalty as NRS 281.581 is clear that only those that willfully fail to file timely shall have a civil penalty imposed.

> NRS 281.581 Civil penalty for failure to disclose: Procedure; amount; waiver.
>
> 1. If the Secretary of State receives information that a candidate for public office or public officer willfully fails to file his statement of financial disclosure or **willfully fails** to file his statement of financial disclosure **in a timely manner** pursuant to NRS 281.559 or 281.561, the Secretary of State may, after giving notice to that person or entity, cause the appropriate proceedings to be instituted in the First Judicial District Court.

The following is to all Nevada Voters, the press, government employees and elected officials who will take the time to review this Financial Disclosure Statement I offer the following:

The District Court of Nevada located in Carson City concerning Independent American Party candidates recently ruled (2003 AD) that a blank Financial Disclosure form filed timely was all that was required by law for ANY candidate of any party

The Independent American Party of Nevada has been fighting these forms for almost ten years because they promote a false sense of security to Nevada voters, as the forms are not audited by the Secretary of State or the Nevada Commission on Ethics. The Secretary of State has admitted this to the Independent American Party Chairman, Christopher Hansen. The court also ruled the government had no investigative authority concerning these forms unless a complaint is filed by an outside party. The Secretary of State asked the 2003 AD Legislature for audit and investigative authority and the

Legislature turned him down because they did not want these forms audited or investigated. This is stated in the minutes on these hearing found on the Nevada Legislature web site. You see they just wanted an illusion that some one was keeping an eye on corruption. These laws are nothing but lies to Nevada voters and the Legislature wanted it that way.

Historically such complaints about these forms are filed only by political opponents and such complaints, even when found to be without substance, cause hardship upon the innocent candidates forcing them to defend themselves against the false accusations without any way to recover the time and costs from those that falsely accuse them. This keeps many regular Nevadans from running for office. It is a system ripe for corruption while claiming it is to stop corruption.

The guilty on the other hand often go unpunished. Erin Kenny, for example, submitted her last Financial Disclosure Statement saying she had received no gifts but later admitted to the FBI she took gifts from accused mobsters. The FBI let Erin Kenny keep these huge "gifts" and it is reported in the Las Vegas Review Journal that she is buying an $800,000.00 home. No fines have been levied against Erin Kenny even though she has pleaded guilty to taking bribes. On the other hand over 12 Independent American candidates were taken to court and threatened with possible fines over $100,000.00 because the Nevada Commission on Ethics would not answer our questions concerning the forms. The NCOE lost in court but the damage was done and the costs to defend against these civil penalties hurt all of those candidates. The NCOE even gave candidates false or misleading information on the forms themselves, which had to be corrected on the current forms. Because of this refusal and so-called errors on the forms IAP candidates refused to give information until the questions were answered and were punished for their honest concerns by being dragged in court.

The new forms do not even require candidates to swear or affirm that statements they make on the forms are true and correct. They are, therefore, nothing but "feel good" forms established to make Nevada voters believe someone is keeping an eye on corruption while the truth is these forms assist in corruption and hurt our political system. These forms and laws are established so that the information can be used by the enemies and opponents of the candidates to intimidate candidates employers and campaign donors especially those in minor parties while established candidates like Erin Kenny with big money "gifts" from strip club owners and casino donors have nothing to fear because they know they can lie on the forms with the threat of repercussions being no more than a phantom as they are protected by their elected friends and government employees that eat at the government pig trough at the expense of Nevada Taxpayers.

Some people say we Independent American Party members are just paranoid to think that the government would use the information on the forms to harm the Independent American Party but harassment and even arrests of petitioners belonging to the Independent American Party who were lawfully gathering signatures for the petition

fighting the recent Tax Increases has demonstrated that the government of Nevada and its employees will even violate the law to stop Independent Americans from exercising their rights. Governor Guinn promised us that our petitioners would not be harassed and then just a few days later two Independent American party members were arrested for petitioning lawfully.
https://secure.rgj.com/news/stories/html/2004/05/10/70411.php

Other Independent Americans were harassed at the DMV in violation of continued promises to stop such harassment.
http://www.lasvegassun.com/sunbin/stories/lv-other/2004/may/13/516849142.html

How can we trust that the government will be fair concerning enforcement of the Ethics Laws when they have proven to be lawbreakers, harassers and liars concerning our petition efforts? The answer is of course that we cannot trust our own government and out Founding Fathers warned us not to trust them.

As Thomas Jefferson said, ***"Don't speak to me of the eloquence of politicians, tie them down with the chains of a constitution."*** These forms attempt to break the chains placed on politicians and bypass the restrictions on government by the Nevada Constitution and so we oppose them. After all: ***"It is not the function of our Government to keep the citizen from falling into error; it is the function of the citizen to keep the government from falling into error."*** America Communicators Association vs Douds, 339 U. S. 382, 442. We Independent Americans are just trying to keep the government from falling into error.

Information demanded on these forms concerning candidate's financial status and also their family member's finances can be used by such government lawbreakers to harm and intimidate candidates, their families and potential donors. Then these people like to call it a "mistake" or "error" like the Department of Motor Vehicles has done with petitioners but the damage is done. The time and money and effort are lost. This harassment by state governments against minority groups has been a problem confirmed even by the United States Supreme Court in N.A.A.C.P. v. ALABAMA, 360 U.S. 240 clear back in 1959.

Further more the Nevada Commission and Ethics and the Secretary of State have refused to answer our questions concerning confusing and unclear words and phrases used on these forms for years that do not seem to conform to constitutional requirements. The Secretary of State said our questions placed him on the "Horns of Dilemma" and refused to answer them. If the forms have such possible constitutional violations and are so confusing that questions about them put the Secretary of State on the "Horns of Dilemma" why should anyone be forced to file such forms? Wouldn't filing the forms also place candidates on the "Horns of Dilemma?" If that is a legitimate excuse for the Secretary of State to refuse to answer our questions is it not a legitimate excuse for Independent American Party Candidates also? Do we not have the right to equal justice under law?

These types of forms have been called confusing by Senator Townsend and many other Nevada Assemblymen and Senators in hearings at the Nevada Legislature. Many elected officials have voiced concerns that these forms are chasing regular people away from running for office by intruding too much on their personal lives. Some candidates have even been scared away because a simple mistake could cost a new candidate Ten of Thousands of dollars in Civil Penalties and legal costs. The Independent American Party lost several candidates this year who were too concerned because of all the past harassment by the Secretary of State and the Nevada Commission of Ethics to run for office a second time. No one knows how many other Nevadans have been to intimidate by the increasing number of requirements and forms to run for office. Soon only the rich or well financed will be able to run for office and our system of Citizen legislators will come to an end and we will be ruled by the rich and powerful. Even the IRS is now demanding information from candidates and every freedom loving American knows the IRS cannot be trusted.

For all of these reasons and many more I am not giving any financial information on this form. Our questions about the constitutionality of these forms need to be addressed by the Nevada Legislature as the Secretary of State and the Nevada Commission on Ethics have refused to answer them. Until they are answered and the constitutionality of these laws are demonstrated I will not be giving the government information that can be used against me in court and in backrooms by corrupt politicians. I do not want to be arrested while claiming my constitutionally guaranteed rights like the Independent American Party petitioners mentioned above so I will now exercise my constitutionally protected right to remain silent on these issues. Now the question is, will I be threatened with lawsuits by the Secretary of State like many Independent Americans have been sued in 2004 AD for exercising their right to remain silent? Will the government harassment continue or will we Independent Americans demonstrate that these laws are nothing but lies to Nevadans and need to be abolished so that a free and unfettered election system can eventually be restored and regular honest hard working Nevadans can once again run for office without fear of government reprisals for exercising their constitutionally guaranteed rights.

John Russo

John Russo
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