

Patricia A. Saxe
2004 Candidate - Assembly District 41

RECEIVED
CLARK COUNTY
ELECTION DEPT.

October 26th, in the year of our Lord 2004

2004 OCT 27 A 12:20

CERTIFIED MAIL: 7002 2030 0003 7001 9659

Mr. Larry Lomax, Registrar of Voters
Clark County Election Department
965 Trade Drive, Suite "A"
North Las Vegas, Nevada 89030-7802

SUBJECT: 2004 CONTRIBUTION & EXPENSE REPORT NO. 2

Dear Mr. Lomax:

On several occasions since the 2002 Elections, I have written Secretary of State, Dean Heller, asking for the enclosed questions to be answered, with my most recent being my August 1st, 2004 letter.

I was hoping I would get a response from Mr. Heller before the 2004 Campaign Contribution & Expense Report (C & E Report) No. 1 & No. 2 was due. It is now October 26th, 2004, the deadline for the C & E Report No. 2, and to date I still have not received any responses to the many attempts to have my questions answered.

I simply want answers to my questions, and I will then have no problem completing the required C & E Reports, based on his answers. Please note the "unsigned" Candidate Acknowledgement, which you have on file. I declined to sign this form due to the fact my numerous requests, to get a response to my questions, have gone unanswered by Secretary of State, Dean Heller.

His refusal to provide answers to my questions shows his arrogance, and lack of duty to serve we the people, whom employ him, and who pay his salary. I am appalled at the fact he refuses to simply answer my questions.

Then he has the audacity to send me the enclosed letter, dated August 25th, 2004, received August 29th, 2004, and another one this month, asking me to "voluntarily" complete a form "he designed" based on the very same C & E Reports, which I have asked him questions about, numerous times, and he has still refused to answer. In this letter he states, and I quote: "Thank you for taking the time to respond to our request. You have demonstrated your desire to have meaningful disclosure of your campaign contributions and expenses." End quote. This is implying that if I do not complete "his" designed form I do not desire to have a meaningful disclosure of my campaign contributions and expenses, when all I am asking for, is to have my questions answered.

325 SO. THIRD STREET
SECOND FLOOR, SUITE #23
LAS VEGAS, NEVADA

Mr. Heller stated, and I quote: "Unfortunately, the form approved by the Legislative Commission does not include information that is necessary to achieve meaningful disclosure of campaign contributions and expenses." End quote. By what authority does he have to "design his own form" which is not approved, to be used as a supplement to the C & E Reports?

To reduce the possibilities of possible criminal and legal prosecutions and fines and, under threat, duress, coercion and since Mr. Heller has "still" failed to answer the questions asked of him during the 2002 Campaign, I must continue to decline in signing these forms "under penalty of perjury." To sign an Affirmation "under penalty of perjury" would be a signed statement, sworn to be true by the signer, which would make the signer guilty of a crime of perjury, if the statement is shown to be materially false.

Therefore, until the questions asked of Mr. Heller are answered, I will again, have no other choice but to submit unsigned Contribution and Expense Reports No's. 1, 2, and 3 by their respective deadline.

I cannot find any legal authority for him to force me legally to file the enclosed forms, as it is apparent the Nevada Secretary of State's office has failed to follow all requirements and restrictions of the law and constitutions concerning this Contribution & Expense Form and my rights and privileges.

I am, herein, following the clear and plain instructions of the United States Supreme Court in *Federal Crop Insurance v. Merrill*, 332 U.S. 380, the Supreme Court ruled:

"Whatever the form in which the Government functions, anyone entering into an arrangement with the Government takes the risk of having accurately ascertained that he who purports to act for the Government stays within the bounds of his authority. The scope of this authority may be explicitly defined by Congress or be limited by delegated legislation, properly exercised through the rule-making power. And this is so even though...the agent himself may have been unaware of the limitations upon his authority. See, e.g., Utab Power & Light Co. v. United States, 243 U.S. 389, 409, 391; United States v. Stewart, 311 U.S. 60, 70, 108, and see, generally, In re Floyd Acceptances, 7 Wall.666."

I cannot sign the enclosed C & E Report No. 1 under penalties of perjury, as I do not know that these Contribution & Expense Forms are required by law as is claimed. I cannot know if the forms are true and correct. Even if there was, financial information to place on these forms, it could be hearsay and so I cannot swear to the information under penalties of perjury.

I cannot, at this point in time even determine if these forms refer to gold and/or silver, or Federal Reserve Notes, as the State of Nevada can ONLY Constitutionally make gold and silver as tender in payment of debt. To swear under penalties of perjury means that if I make an error, it could lead to possible criminal prosecutions. There are also possible ramifications because of the unanswered questions concerning the Heller v Hansen case.

October 26, 2004

I will therefore, for reasons listed and not listed above, herein will protect myself under the protection of the Fifth Amendment to the United States of America's Constitution and Article I Section 8 of the Nevada Constitution, if my questions are not answered.

This decision is being done in good faith, relying on the following United States Supreme Court case, and others not herein listed.

Lefkowitz v. Turley, 94 S. Ct. 316, 414 U.S. 70 (1973).

"The Fifth Amendment provides that no person shall be compelled in any criminal case to be a witness against himself. The Amendment not only protects the individual against being *involuntarily* called as a witness against himself in a criminal prosecution *but also privileges him not to answer official questions put to him in any other proceeding civil or criminal formal or informal, where the answers might incriminate him in future criminal proceedings.*"

If I am in error, and am required by law, to fill out the required Contribution & Expense Reports, and in doing so violate my rights against possible incrimination, please inform me immediately and with legal authority quoted for my benefit.

I do hereby, on this the 26th day of October in the year of our Lord God, Jesus Christ 2004, swear in the Name of God, Jesus Christ, and in doing so call Jesus Christ as a witness, that the foregoing is true and correct to the best of my knowledge and legal understanding.

Sincerely,

Patricia Saye
2004 Candidate
Assembly District 41

Enclosure (4)

1. List of Questions from the 2002 Campaign, still unanswered.
2. 2004 Campaign Contribution & Expense Report Candidate Acknowledgement
3. Secretary of State's Supplemental Report dated August 25th, 2004
4. Contribution & Expense Report No. 1

PAS

WARNING

PURSUANT TO TITLE 42 SECTION 1983 ANYONE WHO, UNDER COLOR OF ANY STATUTE, ORDINANCE, REGULATION, CUSTOM, OR USAGE, CAUSES THE DEPRIVATION OF ANY RIGHTS, PRIVILEGES, OR IMMUNITIES SECURED BY THE CONSTITUTION AND LAWS, SHALL BE LIABLE TO THE PARTY INJURED. EVERYTHING YOU SAY OR WRITE MAY BE USED AGAINST YOU IN A COURT OF LAW.

August 1, 2004

2004 CAMPAIGN
CONTRIBUTION AND EXPENSES REPORT
QUESTIONNAIRE

Dean Heller, Secretary of State
101 N. Carson Street, Suite 3
Carson City, Nevada 89701
(775) 684-5705
E-mail Address: nvelect@govmail.state.nv.us

Please place a check mark in the appropriate boxes or answer in writing as needed. Please print all written answers or include typed answers on a separate page with reference numbers to the appropriate questions.

1. Did you state as reported in the Las Vegas Review-Journal,

.. "We have so many reports for candidates, it's becoming very confusing."

Yes No Unsure Answered in writing (see attached)

2. If I file the forms you have demanded will I be required to sign those forms under penalties of perjury?

Yes No Unsure Answered in writing (see attached)

3. Will the forms be acceptable by your office if they are not signed under penalties of perjury?

Yes No Unsure Answered in writing (see attached)

4. If I do not know the form itself to be lawful, true and correct and/or if I do not know, without qualifications, that any information on the form is true and correct, should I still sign it under penalties of perjury?

Yes No Unsure Answered in writing (see attached)

4a. If I do not understand words or terms used in the statute or on the form should I sign the form under penalties of perjury anyway but with qualifications?

Yes No Unsure Answered in writing (see attached)

4b. Does the Secretary of State have the authority to grant me immunity from prosecution concerning all information I would submit on your form before I sign your form under penalties of perjury and in doing so waive my Constitutional protections?

Yes No Unsure Answered in writing (see attached)

5. Can any of the information I give on the form be used against me in a court of law at some later date?

Yes No Unsure Answered in writing (see attached)

6. Does the Constitution of the United States of American allow the State of Nevada to make something other than Gold or Silver as tender in payment of debt?

Yes No Unsure Answered in writing (see attached)

6a. Is a fine a debt?

Yes No Unsure Answered in writing (see attached)

7. When the Declaration of Candidacy is signed does the elector sign a contract?

Yes No Unsure Answered in writing (see attached)

8. Since there are no criminal penalties for failing to file is this Declaration of Candidacy contract the only means of enforcing the NRS 294A statutes against a candidate?

Yes No Unsure Answered in writing (see attached)

9. Is the definition of "good cause" defined in law or regulations?

Yes No Unsure Answered in writing (see attached)

10. Did you "create a record" which sets forth that the civil penalty has been waived and describes the circumstances that constitute the "good cause" shown; and ensure that the "record created" is available for review by the general public in the case of Independent American Candidate Joshua Hansen and your assessed \$1475.00 fine from the 2000 AD election?

Yes No Unsure Answered in writing (see attached)

11. Can the Secretary of State determine what "good cause" is without reference to law or regulations?

Yes No Unsure Answered in writing (see attached)

12. Is NRS 294A Constitutional in all sections and sub-sections?

Yes No Unsure Answered in writing (see attached)

13. Must I waive my rights against self-incrimination in order to run for a State political office in Nevada?

Yes No Unsure Answered in writing (see attached)

14. Have you secured a perfect toleration of my religious beliefs?

Yes No Unsure Answered in writing (see attached)

I do hereby swear an oath that the forgoing answers and attachments are true and correct.

Dean Heller

DEAN HELLER
SECRETARY OF STATE
 State of Nevada
 2004
CAMPAIGN CONTRIBUTIONS AND EXPENSES REPORT

**Candidate
 Acknowledgment**

I, Patricia A Saye, hereby acknowledge receipt of the required forms and filing date schedule for the reporting of contributions and expenses pursuant to the Nevada Campaign Practices Act. I understand that:

- » I must file the prescribed reports by:
 Report No. 1 - August 31, 2004
 Report No. 2 - October 26, 2004
 Report No. 3 - January 15, 2005
- » A violation of the reporting of contributions and expenses is subject to a civil penalty of up to \$5,000 for each violation and payment of court costs and attorney's fees;
- » I must file the required Contributions & Expenses Reports even though:
 - (1) I withdraw my candidacy;
 - (2) I have no opposition;
 - (3) I lose the primary;
 - (4) My name does not appear on either the primary or general election ballot;
 - (5) I am elected to office;
 - (6) I do not file a declaration of candidacy, but am a candidate as defined in NRS 294A.005 because I have received campaign contributions in excess of \$100.
 - (7) I do not receive contributions and/or expend any funds (less the filing fee).

I UNDERSTAND THAT A MONETARY CIVIL PENALTY MAY BE ASSESSED TO ME FOR FAILURE TO FILE THESE REPORTS IN A TIMELY MANNER. (NRS 294A.420)

I UNDERSTAND THAT EACH REPORT MUST BE SIGNED UNDER PENALTY OF PERJURY. (NRS 294A.120, 294A.200)

Signature _____

There are Constitutional questions that have gone unanswered by S. H. H. Heller, therefore I am decline to sign until they are answered.

Received and Filed:

This 14th day of May, 2004.

Time: 16:52:42

DEAN HELLER
Secretary of State

STATE OF NEVADA

CHARLES E. MOORE
Securities Administrator

RENEE L. PARKER
Chief Deputy Secretary
of State



SCOTT W. ANDERSON
Deputy Secretary
for Commercial Recordings

PAMELA A. JUCI
Deputy Secretary for
Southern Nevada

ROBERT L. MOORE
Deputy Secretary
for Elections

I resent your implication that; I will not be demonstrating a desire to have meaningful disclosure of my campaign contributions and expenses, if I do not "voluntarily" complete your form.

OFFICE OF THE
SECRETARY OF STATE

Dear Candidate/Political Officer:

I am confident that you share my conviction that campaign finance reporting should be complete and meaningful to promote open government and trust in our democratic process. It is critical that public disclosure of campaign finances be both transparent and understandable, not a pale imitation of the intent of the law. Unfortunately, the form approved by the Legislative Commission does not include information that is necessary to achieve meaningful disclosure of campaign contributions and expenses. Accordingly, as Secretary of State, I am requesting that you complete the form by providing information regarding your campaign contributions and ending balances, by submitting the following information and affixing your signature below.

When you answer the questions I have asked of you for the last four years, which you have refused to answer, I can then respond accordingly.

Name: _____ Office Sought or Held: _____

Signature: _____ Date: _____

- (A) Cash on Hand at beginning of this reporting period, which ends Oct. 21, 2004: \$ _____
- (B) Interest and Income Earned on Contributions during this period: \$ _____
- (C) Total Amount of Monetary Contributions Received during this period: \$ _____
(Add figure in Line 3 of C & E Report to any Interest or Income earned)
- (D) Total Amount of All Monetary Expenses Paid during this period: \$ _____
(Figure from Line 7 of C & E Report)
- (E) Ending Cash on Hand on October 21, 2004: \$ _____

You are a "SERVANT" of we the people; therefore it is your duty to respond to my questions.

Thank you for taking the time to respond to our request. You have demonstrated your desire to have meaningful disclosure of your campaign contributions and expenses.

Your continuous refusals to respond to my questions are very irresponsible as an elected official, therefore you are unfit for office, and should be removed.

My office will continue to make every effort to ensure the full and complete disclosure of campaign monies, as well as those who decline to do so, and this information will be posted on our website for the public.

Respectfully submitted,

DEAN HELLER
Secretary of State

Patricia Saye

LAS VEGAS OFFICES
555 E. Washington Avenue, 89101
SECURITIES: SUITE 5200
Telephone (702) 486-2440
Fax (702) 486-2452
CORPORATIONS: SUITE 4000
Telephone (702) 486-2880
Fax (702) 486-2888

MAIN OFFICE
101 N. Carson Street, Suite 3
Carson City, Nevada 89701
Telephone (775) 684-5708
Fax (775) 684-5725

CORPORATE
SATELLITE OFFICE
202 N. Carson Street
Carson City, Nevada 89701
Telephone (775) 684-5708
Fax (775) 684-5725

CAMPAIGN CONTRIBUTIONS AND EXPENSES REPORT

State of Nevada

Patricia Saye

Name (print) Patricia Saye Office (if applicable) _____ District (if applicable) _____
 Mailing Address (include city and zip code) 375 So. Third Street, Suite #23 Las Vegas NV 89101 Telephone No. (702) 384-7293
 E-Mail Address Patricia@Vote4Saye.com

Select Appropriate Box(es) CANDIDATE PAC BAG POL PRY IND EXP AMENDED ANNUAL FILING

Annual Filing - Due January 15, 2004
 Period: January 1, 2003 - December 31, 2003

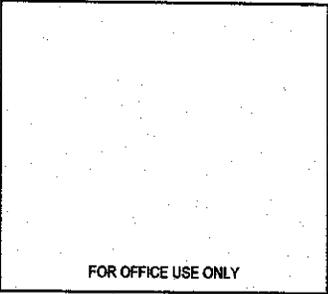
Report #1 - Due August 31, 2004
 Incumbents in an Office with a 4-year term Period: Jan. 5, 2001 - Aug 26, 2004
 Incumbents in an Office with a 6-year term Period: Dec. 20, 1998 - Aug 26, 2004
 All others Period: Jan. 1, 2004 - Aug. 26, 2004
 Ballot Advocacy Groups (BAGs) only: Period: Dec. 5, 2002 - Aug 26, 2004

Report #2 Due - October 26, 2004
 Period: Aug. 27, 2004 - Oct. 21, 2004

Report #3 Due - January 15, 2005*
 Period: Oct. 22, 2004 - Dec. 31, 2004
 BAGs only: Period: Oct. 22, 2004 - Dec. 5, 2004

Annual Filing - Due January 15, 2005
 Period: January 1, 2004 - December 31, 2004

* Third Report suffices for 2005 Annual Filing if candidate also filed Report Nos. 1 and 2



CONTRIBUTIONS SUMMARY

	This Period	Cumulative From Beginning of Report Period #1 through End of This Reporting Period
1. Total Monetary Contributions Received in Excess of \$100		
2. Total Monetary Contributions Received of \$100 or Less		
3. Total Amount of Monetary Contributions Received (Add Lines 1 and 2)		
Excess of \$100		

When you answer the questions I have asked of you for the last four years, which you have refused to answer, I can then respond accordingly.

You are a "SERVANT" of we the people; therefore it is your duty to respond to my questions.

Your continuous refusals to respond to my questions are very irresponsible as an elected official, therefore you are unfit for office and should be removed.

6. Total Monetary Expenses Paid of \$100 or Less (Add Lines 5 and 6)
 8. Total Value of In Kind Expenses in Excess of \$100

Patricia Saye
Patricia Saye

AFFIRMATION

I Declare Under Penalty of Perjury That the Foregoing is True and Correct.

I cannot sign this document "Under Penalty of Perjury" until my questions are answered by SOS thank you.