

July 29, 2010*

An Evening That Will Live in Infamy

Residents who volunteer their time and effort to keep our democratic heritage alive are worthy of our deepest respect and gratitude. Eight of our neighbors, who have given selflessly, were contacted yesterday evening. They did not receive praise or recognition. Instead, when they answered a knock at their door, they were served with a Civil Summons and a Complaint for Declaratory, Injunctive and Extraordinary Relief. What had they done to deserve inclusion in a civil lawsuit? Nothing really, other than to be among the first to sign the petitions to place initiatives on the local ballot in November.

Who is suing? Well, technically we are. No one asked me, or anyone that I know, if we wanted to sue Daniel Jensen, Walt Rapp, Linda Henry-Schrick, Nancy Nolette, James Douglass, Norbert "Johnny" Kastl, Frank Fisher and Cynthia Harris. Had anyone asked me I would have strongly objected. I signed the petitions. I no longer trust the majority of the city council and see a real need for limits and accountability. To justify my position I would point to the lawsuit, Case No. A-10-621582-C, filed in the Clark County District Court, on behalf of the City of Boulder City, by the law firm of Lionel, Sawyer & Collins.

Old Lionel & Friends are very pricey as I recall. I would like to share with you just what we have been obligated to pay them, but the city's Public Records System is down again. If you noticed this happened a lot during the Chander/Strickland recall. I sent an e-mail to Mr. Olsen very early this morning and asked for a copy of the city's agreement with Lionel. As of the time of this posting Mr. Olsen has acknowledged my e-mail but not provided any information. When I get the dollar amounts I will post them. Do not expect anyone (except Lionel & Friends) to be pleased by the potential cost of this lawsuit. I just obtained a copy of the complaint and am beginning to go through it. It relies heavily on the City Charter and the Boulder City Code.

The Boulder City Code has many parts. It requires entities doing business within the city to obtain a Boulder City business license. When a law firm sues our residents, and sends its agents into our community to personally serve papers on them, it is very much doing business in Boulder City. The problem with Lionel & Friends is that they do not have a Boulder City business license. The City Charter and Code place the responsibility for prosecuting such offenses on the city attorney. What do you think the chances are Mr. Olsen is going to enforce the same code that he is trying to use to beat up our neighbors? Consistency or hypocrisy, which is it to be?

More to follow.....

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