

August 15, 2007

Department of Finance & Business Services
Attn: Lloyd E. Phillips, JR
3rd Floor, City Hall
Las Vegas, NV 89101

RE: Getting Out... LLC
840 S Rancho Dr 4
M18-92995-G-121736

CC: Mark Vincent, Director, Department of Finance & Business Services
Douglas A. Selby, Las Vegas City Manager
Bradford Jerbic, Las Vegas City Attorney

Mr. Phillips:

I would like to appeal the denial of the Getting Out... LLC business license for the City of Las Vegas and have its consideration reinstated.

(Note: The latest denial letter was dated August 5, 2008, but it was not postmarked till August 8, 2008. By afternoon on Saturday, August 9, 2008 it had not been placed in Getting Out... LLC mailbox. Technically, it ought to be business days not calendar days because the Department of Business Services does not have business hours on Saturday according the City of Las Vegas's website. Even the IRS gives extra days if April 15th falls on a weekend. Who says the IRS does not have a heart?

Without splitting hairs on the details with regards to the date, the Department of Finance & Business Services ought to see their own responsibility for the reasons why the "outstanding issues" have not been cleared up: failure to cite specific written Las Vegas Municipal Code that prohibits UPS Store type mailboxes. See below.

I waited till August 15, 2008 to reply to the denial letter in order to provide time for the Department of Finance & Business Services to reply to the letter dated August 7, 2008.)

Ponder the idea that the Amendment V of the Constitution of the United States of America (the jurisdiction that granted Nevada statehood, the state that granted incorporation to the City of Las Vegas, the city that one is at the very least impersonating working for) specifically prohibits depriving life, liberty or property to a citizen outside of the due process of law. Currently with the information that Getting Out... LLC has been provided by the City of Las Vegas, the City of Las Vegas is going to have a hard time legally denying the Getting Out... LLC business license because of its address.

Background Information

I have talked with four (4) represents of the Department of Finance & Business Services of the City of Las Vegas about the Getting Out... LLC business license. Each time I was told that a UPS Store type address could not be used as a physical address because the "code" prohibited it. Each time no specific written code was cited. The fourth individual tried to cite written code but could not find a written code that specifically prohibited a UPS Store type address. I left the

office of the Department of Finance & Business Services without having any legal proof to deny the Getting Out... LLC business license and without a business license.

On July 28, 2008, I talked with the Fire Department with regards to the denial of the business license. I was informed it was not the Fire Department that denied the business license; they just confirmed the address was at a UPS Store. I was pointed back to the individuals that accepted the application, the Department of Finance & Business Services. Calls placed in the last couple of days to the Fire Department with regards to the August 5, 2008 letter have not been returned yet.

After I cited written code in a letter to the Department dated July 29, 2008, an "interpretation" of the written code that I cited was offered by the Department dated August 1, 2008. Currently as it stands, the "interpretation" of the written code could be considered an addition to the written code outside of the due process of law. The "interpretation" did not cite a court ruling or legislative document that would give validity to the "interpretation".

Reasons for the Approval of the Business License

As mentioned before, a "code" has been talked about, but the specific code that prohibits a UPS Store type address has not been cited in written form. The address of Getting Out... LLC meets the requirements of the written local codes cited so far (6.02.010, 6.02.080, 6.02.090, 6.02.120, 6.02.150) because:

- *any due process under law can be served on Getting Out... LLC at the address provided¹*
- the address provided is the only "official" place that the public can do business with Getting Out... LLC
- It is a fix location –the Fire Department confirmed it was a UPS Store
- It satisfies state regulation – the State of Nevada has issued a limited liability company charter, a state business license, and granted Commercial Registered Agent² status to Getting Out... LLC at the address provided³

While it might not be one's preferred method of interaction, it meets the requirements of the written code cited so far.

I look forward to receiving a written response with regards to this matter. I look forward to the approval of the Getting Out... LLC business license. I will follow up during the week of August 25, 2008 if I have not heard earlier with regards to this matter.

Thanks,

Darren A. Hernes
Managing Member, Getting Out... LLC

managingmember@gettingout.biz
(513) 289-2306

¹ See Exhibit A

² Currently, Getting Out... LLC is not "open" for business as a CRA. Getting Out... LLC is waiting for the Las Vegas business license approval.

³ See Exhibit B, C, & D respectively

Getting Out... LLC
840 S Rancho Dr Ste 4
PMB 607
Las Vegas, NV 89106

Attachments:

- Exhibit A – UPS Store information
- Exhibit B – Getting Out... LLC Nevada Limited Liability Charter
- Exhibit C – Getting Out... LLC Nevada Business License
- Exhibit D – Verification of the Getting Out... LLC Commercial Registered Agent status
Past Correspondence with the Department of Finance & Business Services

P.S.

Ponder the idea that a citizen of the United States of America always has the legal right “to petition the Government for a redress of grievances”. (Amendment I, Bill of Rights, Constitution of the United States of America)