

FILED

MAR 06 2023

NEVADA COMMISSION FOR
COMMON INTEREST COMMUNITIES
AND CONDOMINIUM HOTELS

From: [Howard McCarley](#)
To: [Shareece N. Bates](#)
Subject: CICC Meeting 03/07/2023
Date: Monday, March 6, 2023 2:42:41 PM

WARNING - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Ms Bates = Please include the following text as a written public comment. I plan to attend the meeting electronically and make thwe statement personally - given the nature of Internet meetings I want to make sure it is available to the Commissioners should something go wrong Thank You for your attention to this matter

The dictionary defines ombudsman as a person who investigates, reports on, and helps settle complaints : an individual usually affiliated with an organization or business who serves as an [advocate](#) for patients, consumers, employees, etc

In several dealings with the CIC ombudsman's office I am left feeling that the office is not acting on behalf or in the best interest of homeowners in HOA's in Nevada. HOA management is a multi million dollar industry with almost unlimited legal and political resources to wield. Homeowners, many on fixed incomes, do not have the financial or legal resources to effectively check the power of a management company. It is in short a David and Goliath system. But just as David had a powerful ally on his side an ombudsman should assist and help an individual homeowner or group of homeowners to check abuses of management companies, developers, and HOAs.

Mike Kosor was elected by a significant number of homeowners in the HOA I belong to. Many of the people who elected him are long time residents who have become increasingly dissatisfied with the methodology of rule by our predominantly appointed HOA Board. Mike has asked for information relating to the decisions rendered by this partisan board of directors, his request for documents has been summarily rejected, the Ombudsman's office appears to be unwilling to direct the production of the information despite agreeing in principle that Mr. Kosor is entitled to the information. Rather than acting as a resource and advocate for the homeowners and their freely elected representative it appears as if the Ombudsamans office is acting as an apologist and on behalf of the developer, his owned management company, his 3 appointed directors, and the director elected in the fixed election excluding a qualified candidate for specious reasons.

Joseph Stalin said "God favors the big divisions". Money is the division here and certainly there is much bigger money on the side of the status quo the on the side of the homeowners. I would expect that the Ombudsman's office would at least occasionally take the side of the small money homeowners against the big money developers and management industry

--
Howard C McCarley
11235 Gammila Drive
Las Vegas NV 89141
702-575-5387