

Burgos, Alexander N

Subject: FW: [External] Additional Rule Changes

From: Liebman, Brian R <brian.liebman@oah.nc.gov>

Sent: Tuesday, October 10, 2023 4:36 PM

To: Schilling, Michelle <mschilling@ncdoj.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>

Subject: RE: [External] Additional Rule Changes

Well, under our rules, submissions for the 1st meeting after the extension (i.e. the October meeting) need to be in no later than 10 business days prior to the meeting, and otherwise the agency has to go to the 2nd meeting (the November meeting).

10 business days prior to the October meeting was 10/4, so unfortunately, I think unless you want to try for a waiver under Rule .0112--which I don't know that the Commission would grant--you're going to have to go to the November meeting.

Brian

Brian Liebman

Counsel to the North Carolina Rules Review Commission

Office of Administrative Hearings

(984)236-1948

brian.liebman@oah.nc.gov

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Burgos, Alexander N

Subject: FW: [External] Additional Rule Changes

From: Schilling, Michelle <mschilling@ncdoj.gov>

Sent: Tuesday, October 10, 2023 3:25 PM

To: Liebman, Brian R <brian.liebman@oah.nc.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>

Subject: RE: [External] Additional Rule Changes

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Hi Brian!

Yes. I'm putting the finishing touches on that one and will have to you shortly.

What's the deadline to get to you?

Michelle



MICHELLE SCHILLING

Deputy Director

Criminal Justice Standards Division

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From: Liebman, Brian R <brian.liebman@oah.nc.gov>

Sent: Tuesday, October 10, 2023 3:23 PM

To: Schilling, Michelle <mschilling@ncdoj.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>

Subject: RE: [External] Additional Rule Changes

Hey Michelle,

Just a quick question – wanted to confirm that on the DOJ rule, 12 NCAC 02J .0201, you guys are gonna take it to the November meeting? I set a deadline of 10/4 for the October meeting, and I don't recall getting anything. Just wanted to make sure.

Best,
Brian

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Burgos, Alexander N

From: Schilling, Michelle <mschilling@ncdoj.gov>
Sent: Tuesday, October 10, 2023 3:25 PM
To: Liebman, Brian R; Burgos, Alexander N
Subject: RE: [External] Additional Rule Changes

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Hi Brian!

Yes. I'm putting the finishing touches on that one and will have to you shortly.

What's the deadline to get to you?

Michelle



MICHELLE SCHILLING
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From: Liebman, Brian R <brian.liebman@oah.nc.gov>
Sent: Tuesday, October 10, 2023 3:23 PM
To: Schilling, Michelle <mschilling@ncdoj.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: [External] Additional Rule Changes

Hey Michelle,

Just a quick question – wanted to confirm that on the DOJ rule, 12 NCAC 02J .0201, you guys are gonna take it to the November meeting? I set a deadline of 10/4 for the October meeting, and I don't recall getting anything. Just wanted to make sure.

Best,
Brian

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From: Schilling, Michelle <mschilling@ncdoj.gov>
Sent: Wednesday, October 4, 2023 12:35 PM
To: Liebman, Brian R <brian.liebman@oah.nc.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Cc: Henderson, Russell <rhenderson@ncdoj.gov>
Subject: RE: [External] Additional Rule Changes

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Absolutely.

Thanks, Brian.

Michelle



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From: Liebman, Brian R <brian.liebman@oah.nc.gov>
Sent: Wednesday, October 4, 2023 11:35 AM
To: Schilling, Michelle <mschilling@ncdoj.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Cc: Henderson, Russell <rhenderson@NCDOJ.GOV>
Subject: RE: [External] Additional Rule Changes

I should be free at some point next week. To be perfectly honest, with the special meeting tomorrow, I may not have an opportunity to review your rules until Monday or Tuesday. So I don't want to set a time yet, and not have finished my review. That would just be a waste of your time. Can I get back to you on it once I've finished looking at these?

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From: Schilling, Michelle <mschilling@ncdoj.gov>
Sent: Wednesday, October 4, 2023 11:31 AM
To: Liebman, Brian R <brian.liebman@oah.nc.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Cc: Henderson, Russell <rhenderson@ncdoj.gov>
Subject: RE: [External] Additional Rule Changes

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Thank you, Brian. If possible, are you available for a phone call to review any additional questions sometime next week?

Michelle



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From: Liebman, Brian R <brian.liebman@oah.nc.gov>
Sent: Wednesday, October 4, 2023 11:30 AM
To: Schilling, Michelle <mschilling@ncdoj.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Cc: Henderson, Russell <rhenderson@NCDOJ.GOV>
Subject: RE: [External] Additional Rule Changes

Hi Michelle,

Thanks for sending these over, and thanks for your and Russell's work on all this. I'll review and get back to you as soon as I can.

Best,
Brian

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Counsel to the North Carolina Rules Review Commission
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From: Schilling, Michelle <mschilling@ncdoj.gov>
Sent: Tuesday, October 3, 2023 5:49 PM
To: Liebman, Brian R <brian.liebman@oah.nc.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>

Cc: Henderson, Russell <rhenderson@ncdoj.gov>

Subject: [External] Additional Rule Changes

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Good evening, Brian,

The additional requested changes have made. The attachments are for your use.

There were no additional changes requested to 12 NCAC 09B . 0209, but I have included the rule and initial responses for your use.

Thank you for your continued support and assistance,

Michelle



MICHELLE SCHILLING

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