

Burgos, Alexander N

Subject: FW: November 2024 RRC - Request for Changes - 25 NCAC 01I .2301 Temporary Rule

Alexander Burgos

Paralegal
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1940
Alexander.burgos@oah.nc.gov

From: Liebman, Brian R <brian.liebman@oah.nc.gov>
Sent: Friday, November 22, 2024 12:28 PM
To: Thomas, Blake <Blake.Thomas@nc.gov>; Mazza, Denise H <denise.mazza@nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Re: November 2024 RRC - Request for Changes - 25 NCAC 01I .2301 Temporary Rule

Blake,

No, your email is fine. We will let the commission know the rule has been withdrawn.

Thanks,
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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From: Thomas, Blake <Blake.Thomas@nc.gov>
Sent: Friday, November 22, 2024 9:26:53 AM
To: Liebman, Brian R <brian.liebman@oah.nc.gov>; Mazza, Denise H <denise.mazza@nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: November 2024 RRC - Request for Changes - 25 NCAC 01I .2301 Temporary Rule

Brian, that plan sounds great to me. We will withdraw the temporary rule, then re-file in the exact same version that was filed in November. In the meantime, we will be thinking about productive improvements to the temporary rule that we can raise with you after the rule is refiled.

Do we need to do anything else, besides this email, to withdraw the temporary rule?

--Blake

Blake Thomas, General Counsel, N.C. Office of State Human Resources. Phone: (984) 236-0822.

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

Sent: Thursday, November 21, 2024 2:42 PM

To: Mazza, Denise H <denise.mazza@nc.gov>

Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Thomas, Blake <Blake.Thomas@nc.gov>

Subject: RE: November 2024 RRC - Request for Changes - 25 NCAC 01I .2301 Temporary Rule

Hi Denise,

Thanks for reaching out. If you'd like to withdraw your temporary rule and re-file it for December, I think that would be OK, with one important caveat. The version of the rule you re-file for December must be the exact same version as was filed for November. I know you're probably going to want to make changes to respond to my change requests, but in the interests of transparency and fairness to the public, I think you need to file exactly what you published, and then make changes after that. Does that make sense?

Thanks!

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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From: Mazza, Denise H <denise.mazza@nc.gov>

Sent: Thursday, November 21, 2024 1:46 PM

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

Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Thomas, Blake <Blake.Thomas@nc.gov>

Subject: RE: November 2024 RRC - Request for Changes - 25 NCAC 01I .2301 Temporary Rule

Brian,

I left you a voice mail yesterday after receiving your email. Due to the short turnaround, and the number of inquiries, could we withdraw the rule or continue it from the RRC meeting next Tuesday and timely submit it for the December 19, 2024 meeting? This will give us more time to prepare our responses.

Please let us know at your earliest convenience.

Thanks!

Denise

Denise H. Mazza

Paralegal

Desk: 984-236-0823

denise.mazza@nc.gov



North Carolina Office of State Human Resources

116 West Jones Street, Raleigh, NC 27603

1331 Mail Service Center, Raleigh, NC 27699-1331

www.oshr.nc.gov

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