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Nebraska Business Alert

August 29, 2006



Jon Bruning
Nebraska Attorney General

Fake Office Sells Hand Washing Posters

Nebraska businesses should be skeptical of letters from the "Nebraska Food Compliance Office" warning that state and federal food codes require the display of hand washing posters. The letter threatens fines up to \$2,500 for noncompliance and offers to sell the business the necessary posters for \$19.95 each.

There is no law in Nebraska requiring that hand washing signs be posted, although the Nebraska Department of Agriculture strongly encourages it. Signs similar to those being sold can be obtained for free through the Department of Agriculture Food Division at (402) 471-2536

If your business receives such a letter, please report it to the Attorney General's office at (402) 471-2682 or (800) 727-6432.



Attorney General Jon Bruning

NEWS RELEASE

FOR IMMEDIATE RELEASE
August 25, 2006, 11:30am CDT

Contact: Holley Hatt
402.471.2067

Attorney General Bruning Asks to Vacate Arbitrator Decision for Trooper Tied to KKK

(Lincoln, NE) Attorney General Jon Bruning today filed a motion to vacate an outside arbitrator's decision that a Nebraska State trooper should be reinstated despite his membership in a group tied to the Ku Klux Klan (KKK).

"The integrity of Nebraska's law enforcement is at risk," Bruning said. "The Constitution does not require law enforcement to employ anyone tied to the KKK."

After receiving a tip, a state patrol investigation determined Trooper Robert Henderson of Omaha had joined a group associated with the KKK known as the White Knights. The 18-year state patrol employee's employment was terminated March 15.

A collective bargaining agreement requires that an outside arbitrator make a decision when agreement regarding future employment cannot be reached after appeal. The arbitrator decided Henderson's employment should be reinstated, citing freedom of speech rights.

The motion states Henderson violated Nebraska State Patrol policies and procedures, affecting the operation and efficiency of the Patrol.

"We won't give guns and badges to anyone associated with the KKK if I can help it," Bruning said.

The motion to vacate was filed today in Lancaster County District Court.

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A copy of the arbitrator's decision and an audio clip are posted on the Attorney General's Web site at www.ago.state.ne.us.



Attorney General Jon Bruning

NEWS RELEASE

FOR IMMEDIATE RELEASE
August 24, 2006, 6:15pm CDT

Contact: Holley Hatt
402.471.2067

Attorney General Bruning and Paper Tiger Shredding Host *The Shredding Station*

(Lincoln, NE) Attorney General Jon Bruning today announced that the Consumer Protection Division of his office will be hosting a week of secure shredding at the Nebraska State Fair.

"Nearly one thousand Nebraskans fell victim to identity theft last year and face a frustrating recovery process. However, one day of shredding can drastically reduce the chances of falling prey," Bruning said.

Nebraskans are invited to bring old documents containing personal or financial information to *The Shredding Station* exhibit, North of the Devaney Center, from 10 a.m. to 5 p.m., Aug. 26 – Sept. 4. Paper Tiger Shredding of Nebraska City will provide secure, industrial shredding services for the exhibit.

Nebraskans are advised to shred charge and debit card receipts, credit offers, expired credit cards, old bills, insurance and social security forms, medical records, checks and bank statements.

For more information on *The Shredding Station* or how Nebraskans can protect themselves from identity theft, visit www.ago.ne.gov or call 1-800-727-6423.

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FOR IMMEDIATE RELEASE
August 24, 2006, 4:15pm CDT

Contact: Holley Hatt
402.471.2067

ATTORNEY GENERAL BRUNING, COL. TUMA TO HOLD NEWS CONFERENCE

Attorney General Jon Bruning and Col. Bryan Tuma of the Nebraska State Patrol will hold a news conference at 10:00 am Friday in the Attorney General's office, 2115 State Capitol building.

For a live audio feed of the news conference, please dial **(866) 247-0709** and code **(402) 471-2682** at the prompt. *Please remember to mute your phones and please avoid placing the call on hold.*

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FOR IMMEDIATE RELEASE
August 20, 2006, 8:30 pm CDT

Contact: Holley Hatt
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Attorney General Bruning to Comment on Falls City Shooting Death

(Lincoln, NE) Attorney General Jon Bruning will publicly comment on the Aug. 13 shooting death of Ann Marx of Falls City.

Media availability will occur Monday, Aug. 21, at 10:30 am at the Attorney General's office, room 2115, Nebraska State Capitol.

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Attorney General Jon Bruning

NEWS RELEASE

FOR IMMEDIATE RELEASE
August 18, 2006, 12:30 pm CDT

Contact: Holley Hatt
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Attorney General Bruning Appointed Special Prosecutor in Falls City Shooting Death

(Lincoln, NE) Attorney General Jon Bruning has been appointed special prosecutor in a grand jury investigation in the Aug. 13 shooting death of Ann Marx of Falls City. The shooting involved a Richardson County deputy sheriff.

Criminal Bureau Chief Don Kleine will handle the case for the Attorney General's Office.

Under statute, three experienced homicide investigators from jurisdictions outside of Richardson County will be appointed by the Attorney General to independently investigate the shooting.

An autopsy has been completed, and the Attorney General's office is awaiting results.

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Attorney General Jon Bruning

NEWS RELEASE

FOR IMMEDIATE RELEASE
August 17, 2006, 5:30pm CDT

Contact: Holley Hatt
402.471.2067

Attorney General Bruning Appeals Casino Gambling Ruling

(Lincoln, NE) Attorney General Jon Bruning today appealed a ruling ordering the secretary of state to verify petition signatures submitted for three casino gambling petitions proposed for the November ballot.

The order was released today by Lancaster County District Court Judge Karen Flowers.

“We have tremendous respect for Judge Flowers. However, we disagree with her on the law, and we are appealing her order,” Bruning said.

The order has been appealed to the Nebraska Court of Appeals.

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A copy of the Attorney General’s appeal is attached.

IN THE DISTRICT COURT OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA ex rel.)	Case No. CI06-2885
GREG LEMON,)	
)	
Relator,)	
)	
vs.)	
)	
THE HONORABLE JOHN A. GALE,)	NOTICE OF APPEAL
SECRETARY OF STATE OF THE)	
STATE OF NEBRASKA,)	
)	
)	
Respondent.)	

Respondent John A. Gale, Secretary of State of the State of Nebraska, by and through his counsel of record, gives notice of his intention to prosecute an appeal to the Nebraska Court of Appeals from the Order entered by the Court on August 17, 2006. Respondent has deposited the docket fee required by law. No bond for costs, appeal, or supersedeas is required because Respondent is a State official named a party litigant in his official capacity. Neb. Rev. Stat. § 25-21,216 (1995). Pursuant to Neb. Rev. Stat. § 25-21,213 (1995), the filing of Respondent's notice of appeal "shall operate as a supersedeas of [the] judgment until the time that final judgment in the Nebraska Court of Appeals or Supreme Court is rendered in the cause. . . ."

This is a COPY
Original filed by the
CLERK DISTRICT COURT
of Lancaster County, NE
on AUG 17 2006
AUG 17 2006

Dated: August 17, 2006.

NEBRASKA SECRETARY OF STATE,
Respondent,

By: JON BRUNING, #20351
Attorney General

By: 
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