

Monroe A. Miller, Jr.
2200 Camp Branch Road
Waynesville, NC 28786
April 23, 2022

Subject: More Dialog with Joey Webb - Information lock-down on Rick Marvin and CJ Derring.

Would you believe there are updates in the continuing effort to find out about the County's secret Peer Support Specialist Project? This continues where yesterday's piece left off. See on www.haywoodtp.net

[Dialog with Joey Webb, Director, Technology & Communications, re: Request for Public Information - Rick Marvin emails. 4/22/2022...](#)

or

<https://www.haywoodtp.net/pubII/220422DialogWithJoeyWebb.pdf>

Rick Marvin and CJ Deering just went to **bold**.

From the last email received from Joey Webb (still not in **bold**), I was advised, basically and in a polite manner, to go to [expletive deleted]. It was clear from Joey Webb's response that **Frank Queen** was going to sift through all of **Rick Marvin's** and **CJ Deering's** emails from 9/17/2018, and redact everything relating to:

7.2

- b. According to NCGS § 132-2 the Sheriff, being the public official in charge of the office, is the custodian designated for this particular request and is responsible for ensuring that all information released is compliant with Federal and State laws or regulations.
- c. It is my belief that in the course of their duties, Ms. Deering and Mr. Marvin may be routinely exposed to information which is protected under the Health Insurance Portability and Accountability Act of 1996 (attached for your reference), and said information therefore, must be redacted by the Sheriff or his designee. [PLAW-104publ191.pdf]
- d. It is also my belief that in the course of their duties, Ms. Deering and Mr. Marvin may be routinely exposed to Criminal Justice Information (CJI) which is protected under the CJIS security policy, which integrates presidential and FBI directives to govern the protection of said information. (https://www.fbi.gov/file-repository/cjis_security_policy_v5-9_20200601.pdf/view)

Hmmmmmmmm.

What to do?

I know! I will request how many emails these two people have either sent or received, and with simple math, I can determine how many emails **Frank Queen** has thrown in the trash.

What is your prediction of how this turns out?

Here we go....

Monroe A. Miller, Jr.
Haywood County Taxpayer.

Subject: Re: Request for Public Information

Date: Fri, 22 Apr 2022 10:05:39 -0400

From: Monroe Miller

To: Joey Webb <joey.webb@haywoodcountync.gov>

CC: Kathi McClure <kathi.mcclure@haywoodcountync.gov>, Bryant Morehead <Bryant.Morehead@haywoodcountync.gov>, Ashley Welch <ashley.h.welch@nccourts.org>, Kris Boyd <Kris.Boyd@haywoodcountync.gov>, Jennifer Best <Jennifer.Best@haywoodcountync.gov>, Kirk Kirkpatrick <Kirk.Kirkpatrick@haywoodcountync.gov>, Brandon C. Rogers <brandon.rogers@haywoodcountync.gov>, Frank Queen <Frank.Queen@haywoodcountync.gov>, Sheriff Greg Christopher <Greg.Christopher@haywoodcountync.gov>, Glen R. Matayabas <Glen.Matayabas@haywoodcountync.gov>

Mr. Webb,

Please see attached.

You will notice that I removed two names from the copy list that you added yesterday.

Monroe A. Miller, Jr.
Haywood County Taxpayer

[Attachment follows.]

Monroe A. Miller, Jr.
2200 Camp Branch Road
Waynesville, NC 28786
April 22, 2022

Joey Webb Jr., CGCIO
Director
Technology & Communications
Haywood County Gov't
(828)356-2734
(828)356-2057
Joey.Webb@haywoodcountync.gov

Subject: Request for Public Information, re: Rick Marvin.

Thank you for responding to my Request for Public Information, re: Rick Marvin, originally dated 4/11/2022. I appreciated that you made your best attempt to be hospitable and answer them to the best of your knowledge. I tallied up the number of items I walked away with that actually pertained to my original request, and came up with the following:

- CJ Deering was issued a county email address, but you neglected to let me know what it is,
- A “Captain Glen Matayabas” (I presume Glen Matayabas is an employee of the Haywood County Sheriff’s Department) requested that both Marvin and Deering be issued Haywood County email addresses.
- The request to issue the email addresses was made on 9/17/2018. I presume that Lori Tomlin actually created those email addresses, as she recently retired, and you took over the department.

Other than that, it looks like I have some time on my hands while **Frank Queen** sifts through both Rick Marvin’s and CJ Deering’s emails to redact stuff.

I feel obligated to correct you on one of your responses yesterday. By the way, did you create all of those responses, or did you get some help doing that? Fortunately, you numbered each item, so I can refer you to Item 7b. You indicated:

- b. According to NCGS § 132-2 the Sheriff, being the public official in charge of the office, is the custodian designated for this particular request and is responsible for ensuring that all information released is compliant with Federal and State laws or regulations.

I properly made my Request for Public Information related to emails circulating within the Haywood County Government to you, of which you are the custodian of that information. The Sheriff is not the custodian of that information.

When you get a chance, you should review Case File 99CVS03497, on www.haywoodtp.net -

[UPDATE 99 CVS 03497 - Dawes, Yelton and Morgan vs. Buncombe County Board of Commissioners and Wanda Greene, County Manager. NC Public Records Law. Full & complete file. 8/03/2012...](#)

or

<https://www.haywoodtp.net/pubII/120803-99cvs03497.pdf>

This should help clarify custodians of Public Records. As you may, or may not recall, **Wanda Greene** spent some time in prison for her nefarious deeds.

I apologize for relating the reference about Nixon (re: 14), for which you said:

- a. Although I don't understand the relevance, I appreciate your historical interpretation. I only know what I have read in text books as I am not old enough to remember the Watergate scandal or the media coverage of it.

Well, here is more recent story that you should be old enough to remember, involving corruption with Haywood County Employees, **Bruce Crawford** (Code Inspection) and **Johnny Glance** (Fire Inspection). There were some problems with the Haywood County Fairgrounds arena building (well documented on www.haywoodtp.net). I had created Criminal Complaints against each of the two, and presented them initially to the Sheriff. He threw the complaints in the trash. I then went above his head to the DA, and he also threw my complaints in the trash. I then presented my complaints directly to the Grand Jury. That's when I got called into the DA's office for a chat. I brought my recorder, and the results are on my website. And just for you, I retrieved them from achieves, and placed them at the very tip-top of my current Interesting Stuff web page.

[Flashback. Transcript - Meeting with Haywood County DA Michael Bonfoey, ADA \(Assistant DA\) Jeff Jones, ADA Rachel Groffsky, Law Enforcement Officer Russ Conner and Terry Ramey regarding my submitting Criminal Complaints directly to the Haywood County Grand Jury. 5/14/2012...](#)

[Flashback. Audio \(.mp3\) - Meeting with Haywood County DA Michael Bonfoey, ADA \(Assistant DA\) Jeff Jones, ADA Rachel Groffsky, Law Enforcement Officer Russ Conner and Terry Ramey regarding my submitting Criminal Complaints directly to the Haywood County Grand Jury. 5/15/2012...](#)

The audio is about an hour long, and worthwhile listening to. The Sheriff at the time was Bobby Suttles, who punched out mid-term, setting up the opening for our current Sheriff Greg Christopher. The DA was Michael Bonfoey, (who had threatened me during our recorded meeting), and chose not to run again for DA, setting up the opening for our current DA, Ashely Welch.

Is there a moral to this story? I can't think of one.

I hope **Frank Queen** is not too busy, and has time to go through all of the emails from Rick Marvin and CJ Deering, which brings me to another question, which I would like to append to my original Request for Public Information. This question is directed to you, the custodian of these emails, not the Sheriff.

It is a two (2) part question.

- How many emails did both Rick Marvin and CJ Deering both Send and Receive since they were initially assigned their county email addresses, beginning 9/17/2018?
- Sheriff Christopher indicated that: "He has been provided a county email address for correspondence purposes to communicate with the detention staff but is not an employee of Haywood County." So how many emails did each of these people send and receive that were directed to detention staff, and how many emails did each of these people send and receive that were directed to other than the detention staff?

Thank you for your time and attention.

Monroe A. Miller, Jr.
Haywood County Taxpayer

Subject: RE: Request for Public Information

Date: Fri, 22 Apr 2022 18:42:15 +0000

From: Joey Webb <joey.webb@haywoodcountync.gov>

To: Monroe Miller

CC: Kathi McClure <kathi.mcclure@haywoodcountync.gov>, Bryant Morehead <Bryant.Morehead@haywoodcountync.gov>, Ashley Welch <ashley.h.welch@nccourts.org>, Kris Boyd <Kris.Boyd@haywoodcountync.gov>, Jennifer Best <Jennifer.Best@haywoodcountync.gov>, Kirk Kirkpatrick <Kirk.Kirkpatrick@haywoodcountync.gov>, Brandon C. Rogers <brandon.rogers@haywoodcountync.gov>, Frank Queen <Frank.Queen@haywoodcountync.gov>, Sheriff Greg Christopher <Greg.Christopher@haywoodcountync.gov>, Glen R. Matayabas <Glen.Matayabas@haywoodcountync.gov>

Mr. Miller,

I received your additional public records request regarding the quantity and classification of emails. Unfortunately, there are no existing records which would answer your questions. We currently do not have a system which classifies who and how many emails are sent or received to a given email address. Pursuant to NCGS § 132-6.2 (e), which is listed below for your reference, I will not be able to answer this most recent request. I continue to work on your two previous requests, and will update you as progress is made.

§ 132-6.2. Provisions for copies of public records; fees.

- (e) Nothing in this section shall be construed to require a public agency to respond to a request for a copy of a public record by creating or compiling a record that does not exist. If a public agency, as a service to the requester, voluntarily elects to create or compile a record, it may negotiate a reasonable charge for the service with the requester. Nothing in this section shall be construed to require a public agency to put into electronic medium a record that is not kept in electronic medium. (1995, c. 388, s. 3; 2004-129, s. 38.)

Sincerely,
Joey

[Editor's Note: Sorry folks, nothing to see here.]