

EXHIBIT ITEM 2.D

[EXHIBIT 2.D Video Footage of 02/24/2022 Opioid Press Conference in Ely Nevada]

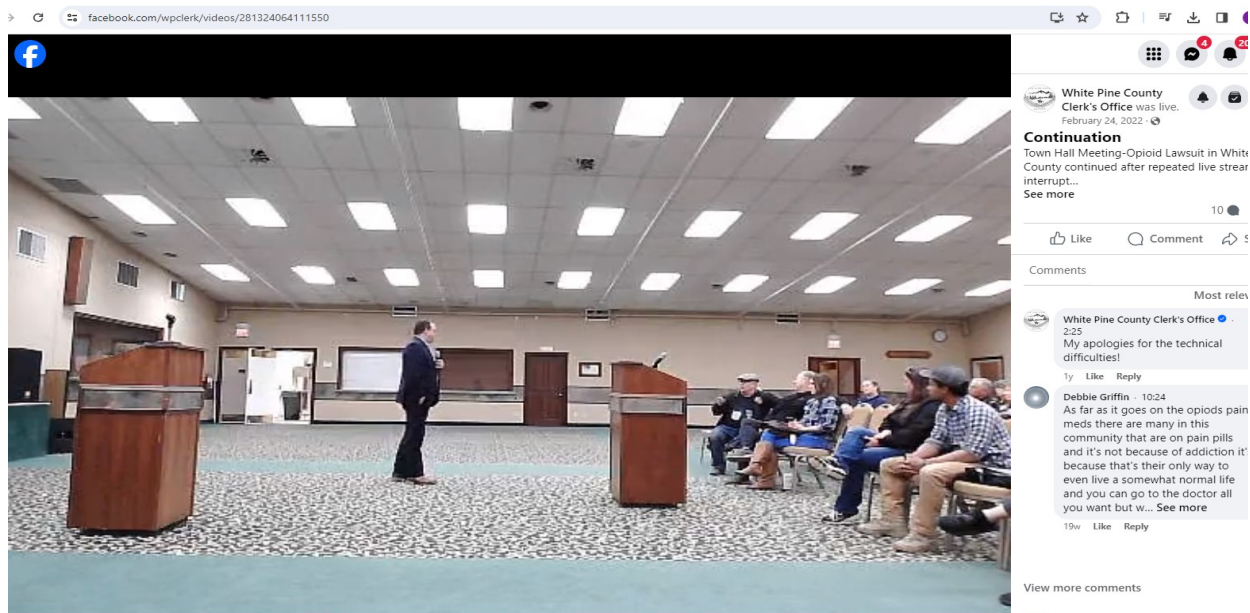
This conference was filmed in 3 parts. The following web links are below:

Part 1: <https://www.facebook.com/wpclerk/videos/town-hall-meeting-opioid-lawsuit/246013304283397/>

Part 2: <https://www.facebook.com/wpclerk/videos/1053000015246849/>

Part 3: <https://www.facebook.com/wpclerk/videos/continuation/281324064111550/>

The videos of this public press conference is found directly from The [White Pine County Clerk's Office](https://www.facebook.com/wpclerk/) public Facebook page under the VIDEOS tab, at the following link source: <https://www.facebook.com/wpclerk/>



This is a collaborated effort by two men of influence, where the selection process was made in secrecy with others. These men were counseling the district hospital during these discussions and positioning themselves so as to protect the hospital while conspiring to inflict such severe hardship on one of our most prized small businesses within this small private business sector. The selection process regarding a 'witch-hunt' frivolous lawsuit "opportunity" not of our own accord, was pursued out of accordance of their fiduciary scope of authority as district attorneys [pursuant to NRS 252.180]. These actions have raised a great deal of ethical concerns we wish to address. The conference was held by BOTH [Michael A. Wheable, NV State Bar # 12518](#) (re-branded from *District Attorney-to-County Manager*) and *District Attorney* [James S. Beecher, NV State Bar # 12555](#) (who replaced Wheable's DA position on 02/02/2021). Beecher was DA while this press conference was held. Wheable hid himself from being filmed before the Q&A began. This video footage in and of itself may be the #1 prime piece of evidence of Beecher and Wheable's clear infraction of NRS 252.180.

The devastating damage that these two men have imposed on the people of this county by choosing to move forward with this state litigation option has been immense and we only pray we can recover what little public trust remains after the men are removed, especially within our struggling private business sector who've expressed having lost all respect for these men. We the people are asking that both these men are removed from their offices immediately before any more damage is done, and that the Nevada State Bar take the proper disciplinary action of disbarment as a first step in rectifying these wrongs, so that we may begin to account for our losses and rebuild the trust in this governing body that was lost.

The greatest concern by this constituency, are all attempts that've been made to try to back-pedal and deface all evidence of wrongdoing after being exposed on social media about Wheable's infraction of this particular NRS 252.180. It was at that point that both attorneys Wheable and Beecher conspired together to exchange public employee roles to try circumventing prosecution for violating this important measure that is meant to protect the people from this kind of unethical 'ONGL' Lawfare [*Opportunistic Non-Governmental Lawfare*], and to pretend the infringement never happened. But this maneuver only put both these men under public scrutiny, whereas it was just Wheable before they began colluding together. The Rules of Misconduct that we find of grave concern is outlined in **The American Bar Association Rule 8.4: Misconduct** (a) violate or attempt to violate the Rules of Professional Conduct, knowingly assist or induce another to do so, or do so through the acts of another; (d) engage in conduct that is prejudicial to the administration of justice; and (e) state or imply an ability to influence improperly a government agency or official or to achieve results by means that violate the Rules of Professional Conduct or other law.

At 8:20 minutes into the last video, James Beecher professed that his and Wheable's approval to move forward with litigating members of our own public (the targeted litigant in this case, *Economy Drug*), respective to this opportunistic trickle-down class-action lawsuit not of our own accord, was recommended and approved in **December of 2019** (recommended by Wheable and under DA Wheable's direction, was approved by the County Commissioners).

We verified this in fact is true:

- See pg 4 of **EXHIBIT 1.A** [on date 10/23/2019] Wheable used his DA attorney licensure to render his "professional" recommendation in choosing the state litigation option (the *State trickled down to County* witch-hunt frivolous lawsuit against the people).

[AND]

- See pg 7 of **EXHIBIT 1.U** [on date 11/13/2019] Under DA Wheable's direction, County Commission approve to retain an outside 3rd-party Private Law Firm *Eglet Adams Law Firm* with county public dollars to litigate members of our own constituency, for this lawsuit that originated from a settlement on the Federal Level WITHOUT *White Pine County* ever listed as either "Plaintiff" or "Defendant" in said Federal "Settlement". This is not our Lawsuit, and this was all Wheable's own doing (as the "solicitee"). The County Commissioners only voted on this because it was "proposed" and "recommended" by attorney Wheable.

Wheable is responsible for taking the initial bait and instructing our County Commissioners to approve this destructive initiative. He also is responsible for his aid to finish it off (as the "Undersigned Authorized Official"), after being promoted to his re-branded County Manager public position. Because Wheable is responsible for initiating this into our government affairs, and doing so under his licensure as District Attorney, his continuous involvement in this initiative under the guise of a new public employee title, would still fall under infringement of **NRS 252.180** (of which his intent was to surpass by way of role switching, to circumvent and cover-up the violation). We the People would like to point out how concerning

this is even moreso, that he'd do all of this (in cahoots with others) to violate the basic constitutional rights of this people, to be 'secure in their persons, houses, papers and effects against unreasonable seizures and searches which shall not be violated; and no warrant shall issue but on probable cause, supported by Oath or Affirmation, particularly describing the place or places to be searched, and the person or persons, and thing or things to be seized.' - THE CONSTITUTION OF THE STATE OF NEVADA, Sec. 18. Unreasonable seizure and search; issuance of warrants.

In addition, we'd also like to point out that this destructive precedence to 'normalize' a local government body to be granted such pre-emptive powers over a private business (seeking to regulate, enforce, and to unlawfully demand inspection of private records with nothing more than an "opportunity" as justification) poses a severe ethical imposition on this constituency, being that the targeted litigant already works under a very strict authority of a well-established regulatory governing body, The Nevada State Board of Pharmacy. This is not the purview of business that a district attorney or county government body should ever involve themselves with. County officials lawlessly demanding inspection of private records of any tax-paying private business of this county (or approving an outside agency such unwarranted powers) with no substantiate probable cause but only a weak red herring supposition that we are in a "Crisis" (the solicited lawsuit narrative), is yet another abuse of power we'd ask to be looked into as well, regarding this involvement by these two named attorneys, Mr. James Beecher and Mr. Michael Wheable. We are asking the Nevada State Bar to investigate into this, specifically pertaining to their abusing the authority that was granted to them under this board, as licensed attorneys, by misusing their authority to subpoena records (or by allowing an outside law firm such powers against his own county), as sitting members of this Nevada State Bar Association. This is a clear misuse and abuse this authority that was granted to them in full trust.

This conference was an abysmal failure and may perhaps be, the most compelling piece of evidence. All of the questions that were raised by this constituency in this meeting, speaks volumes about why we so highly value the constitutional protections of the people, proper due process, and our Nevada State Legislative protections to the people, namely NRS 252.180.

We believe this trickle-down *State-to-County* Opioid scheme opens the doors wide open for a new conversation to be had, about this outmoded legislative measure. Somehow other counties were able to circumvent the protections of the people by already having a 'County Manager' position in place to have carried out such transgressions against it's own constituency, but White Pine County failed in the process. They scrambled to cover it all up, however none of it has not gone unnoticed. These men failed in the process, but to the benefit of this people, as this is our clear grounds for redress of the grievances caused. Perhaps it's time for a new conversation about revising this NRS 252.180 to include ALL attorneys (not just limited to that of the District Attorney), but to also include County Commissioners, any board member and all public employees. This should have never been allowed, as it's a clear violation of the Constitution. We don't fund public employees to engage in *Opportunistic Non-Governmental Lawfare* against its own people. The initiative to petition for an updated revision of this specific piece of legislature due to this apparent loophole that other townships have misappropriated, is one we intend to put forth to our Nevada Sate Legislators. But for the purposes of this exhibit item, we respectfully ask this Nevada State Bar Association to please enforce the law and appropriate the proper means of disciplinary action regarding these violations that were perpetrated against this people, so that we may preserve these rights for future generations and regress this destructive precedence that has been set into motion. The clear malfeasance in office by these two men that was perpetrated against every single member of this constituency has left a devastating mark that can only be corrected by way of accountability. This was not just an act of war against the private business *Economy Drug* (the targeted litigant). This was an act of war against American Values in and of itself; against our Basic Freedoms we hold dear.

Signed,

"We the People"

THIS IS NOT OUR LAWSUIT

The Federal Lawsuit from which this state litigation “option” originated, WAS NEVER OUR LAWSUIT, as White Pine County (and the people and businesses thereof) were never listed as “Plaintiff” or “Defendant” in said Federal “Settlement” lawsuit.

NRS 252.180 Restrictions on presentation of claims against county. No district attorney, except for his or her own services, shall be allowed to present any claim, account or demand, for allowance, against his or her own county, or in any way to advocate the relief asked on the claim or demand made by another.