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APR 28 2010

COMMISSION ON ETHICS

NEVADA COMMISSION ON ETHICS
REQUEST FOR OPINION
(ETHICS COMPLAINT)
NRS 281A.440.2
Please print or complete online.

Nevada Commission on Ethics
REQUEST FOR OPINION
No. 10-290

1. Provide the name, title, public agency, address, and telephone number for the public officer or employee you allege violated the Nevada Ethics in Government Law, NRS 281A. (If more than one public officer or employee is alleged to have violated the law, use a separate form for each individual.)

Name & Title: Rusty Tybo City of Wells Mayor

Public Agency: _____

Address: _____

City, State, Zip: City of Wells NV 89835 Telephone: 775-252-1168

2. Describe in specific detail the conduct of the public officer or employee identified above that you allege violated the provision(s) of chapter 281A of NRS. (You must include specific facts and circumstances to support your allegations - including dates, times, places, and the name and position of each person involved.)

Check here if additional pages are attached.

NRS 281A.400-2-7-5

3. Identify all persons who might have knowledge of the facts and circumstances you have described, as well as the nature of the testimony the person will provide. Include the address and telephone number for each person.

Check here if additional pages are attached.

Name & Title: Billy Hylton HEART employee

Address: _____ Telephone: 775-340-8626

City, State, Zip: _____

Nature of Testimony: _____

4. Attach two copies of all documents or items you believe provide credible evidence to support your allegations. NRS 281A.440.2(b)(1) requires you to submit all related evidence to support your allegations. NAC 281A.435.3 defines credible evidence as a minimal level of any reliable and competent form of proof provided by witnesses, records, documents, exhibits, minutes, agendas, videotapes, photographs, concrete objects, or other similar items that would reasonably support the allegations made within the complaint. Credible evidence does not include a newspaper article or other media report if the article or report is offered by itself.

State the total number of additional pages attached (including evidence) * 5.

REQUESTOR'S INFORMATION:

NAME: <u>David Linge</u>	E-MAIL: _____
ADDRESS: <u>558 5th St.</u>	
CITY, STATE, ZIP: <u>Wells Nv. 89835</u>	
TELEPHONE: <u>775-752-3013</u>	CELL PHONE: <u>775-752-0277</u>

By my signature below, I do affirm that the facts set forth in the foregoing complaint and attachments thereto are true and correct to the best of my knowledge and belief and I am willing to provide sworn testimony if necessary regarding these allegations.

Signature David Linge
 Print Name: David Linge

Date 4-18-10

Please return an original signed form, two copies of the form, and three copies of the supporting documents and evidence to:

Executive Director
 Nevada Commission on Ethics
 3476 Executive Pointe Way, Suite 10
 Carson City, Nevada 89706

Ethics complaints submitted by facsimile will not be considered as properly filed with the Commission.
NAC 281A.255.3

Sometime spring/early summer of 2007
Mayor, HEART employee, HEART investor
Rusty Tybo went to City foreman Denni
for help moving emergency generator &
was given to the City by FAA. Denni
got three more City employees dump
trailer and loader along with HEART
employee Billy Hylton they moved gene
and placed it in HEART building where
was used to run fuel from tire recy
process through it to generate power
Generator was returned to City 2-

WITNESSES

Dennis Calton

735 2nd St Wells Nv.

Home Phone 775-752-3730 Cell 775-752-

Mike Wiley

460 Clover Ave. Wells Nv.

Home Ph.# 775-752-3123 Cell# 775-388-

Gus Villalobos

391 9th St. Wells Nv.

Home Ph# 775-752-3553 Cell # 775-275-

Glen Shanklin

Baker St. Wells Nv.

Home Ph# 775-752-2193 Cell# 775-340-