



**STATE OF NEVADA
COMMISSION ON ETHICS
<http://ethics.nv.gov>**

MINUTES

**of the meeting of the
COMMISSION ON ETHICS**

April 14, 2011

These minutes constitute a summary of the above proceedings of the Nevada Commission on Ethics. A verbatim transcript of the open sessions is available for public inspection at the Commission office in Carson City.

The Commission on Ethics held a public meeting on Thursday, April 14, 2011, beginning at 8:30 a.m. at the following location:

State of Nevada, Commission on Economic Development
808 West Nye Lane
Carson City, Nevada 89703

Some Commissioners appeared via tele-conferencing in Las Vegas, Nevada.

1. Call to Order, Roll Call.

Vice Chairman Erik Beyer called the meeting to order and introduced the Commissioners at 8:32 a.m. Thursday, April 14, 2011.

Present via tele-conferencing in Las Vegas, Nevada were Commissioners Magdalena Groover and Gregory Gale and Investigator Michel Vavra, M.P.A.

Present in Carson City, Nevada were Vice Chairman Erik Beyer, Commissioners George M. Keele, Esq., Paul H. Lamboley, Esq., and John W. Marvel. Also present in Carson City were Executive Director Caren Jenkins, Esq., and Commission Counsel Yvonne Nevarez-Goodson, Esq.

Also present via tele-conferencing from another location was Commissioner James Shaw.

2. Open Session to elect officers in light of recent Commission resignation.

Vice-Chairman Beyer announced Chairman Moran's resignation from the Commission effective April 4, 2011. Commissioner Keele nominated Vice-Chairman Beyer to serve former Chairman Moran's unexpired term. Commissioner Marvel seconded the motion. The motion passed unanimously.

Chairman Beyer moved that Commissioner Lamboley be sustained as the Vice-Chairman. Commissioner Marvel Seconded the Motion. The motion passed unanimously.

3. Closed Session pursuant to NRS 281A.440(7) to hear testimony, receive evidence, deliberate and render an advisory opinion regarding Request for Opinion No. 11-27A, submitted pursuant to NRS 281A.440(1).

This portion of the meeting was closed to the public.

4. Closed Session pursuant to NRS 281A.440(7) to hear testimony, receive evidence, deliberate and render an advisory opinion regarding Request for Opinion No. 11-28A, submitted pursuant to NRS 281A.440(1).

This portion of the meeting was closed to the public.

5. Closed Session pursuant to NRS 281A.440(7) to hear testimony, receive evidence, deliberate and render an advisory opinion regarding Request for Opinion No. 11-30A, submitted pursuant to NRS 281A.440(1).

This portion of the meeting was closed to the public.

6. Closed Session pursuant to NRS 281A.440(7) to hear testimony, receive evidence, deliberate and render an advisory opinion regarding Request for Opinion No. 11-29A, submitted pursuant to NRS 281A.440(1).

This portion of the meeting was closed to the public.

7. Closed Session pursuant to NRS 281A.440(7) to consider staff recommendation and render an advisory opinion regarding Request for Opinion No. 11-36A, submitted pursuant to NRS 281A.440(1).

This portion of the meeting was closed to the public.

8. Closed Session to consider a proposed stipulation in Request for Opinion No. 10-92C, regarding the conduct of Soon Kim, M.D., Trustee, Humboldt County General Hospital Board of Trustees, submitted pursuant to NRS 281A.440(2). This portion of the meeting will not be available to the public.

This portion of the meeting was closed to the public.

9. Open session to take action on a proposed stipulation in Request for Opinion No. 10-92C, regarding the conduct of Soon Kim, M.D., Trustee, Humboldt County General Hospital Board of Trustees.

Commissioner Marvel moved to accept the stipulation. Commissioner Shaw seconded the motion. The motion passed unanimously.

10. Closed Session to consider and approve written terms for the oral stipulation entered into during a hearing on September 9, 2010 between the Commission and Steve Evenson, former trustee, Pershing General Hospital Board of Trustees in Request for Opinion No. 10-05C. Evenson disputes the written terms prepared by Commission staff and the stipulation has not been executed.

This portion of the meeting was closed to the public.

Commissioners Shaw and Marvel served on the panel for this matter and were excused from discussion of this agenda item. As a result, Commissioner Shaw disconnected from his tele-conference call.

11. Open Session to consider and approve written terms for the oral stipulation entered into during a hearing on September 9, 2010 between the Commission and Steve Evenson, former trustee, Pershing General Hospital Board of Trustees in Request for Opinion No. 10-05C. Evenson disputes the written terms prepared by Commission staff and the stipulation has not been executed.

Commissioner Lambolely moved to accept the confidential stipulation as presented. Commissioner Keele seconded the motion. The motion passed unanimously.

12. Open Session for status update by Executive Director and Commission Counsel, including, without limitation, a report on agency operations, legislative progress, procedural issues and pending matters.

Executive Director Caren Jenkins distributed the Governor's recommended agency budget and reported on the same. Ms. Jenkins also reported on the status of the agency's bill.

Ms. Nevarez-Goodson provided an update on the status of an open meeting law complaint received as a result of the Gammick hearing. A response has been made and the decision is pending. Ms. Nevarez-Goodson also reported on the status of a petition from a prisoner which, due to workload, has been turned over to the Attorney General's office for handling.

Ms. Nevarez-Goodson responded to Commissioners questions regarding the Carrigan case.

13. Open session for Commissioner comments on matters including, without limitation, future agenda items, upcoming meeting dates and meeting procedures.

The Commissioners shared their thoughts on the necessity of a requester of a first-party opinion to appear at the meeting location.

14. Open session for public comment. Limited to not more than three (3) minutes per person.

No public comment.

The meeting adjourned at 5:06 p.m.

Minutes prepared by:



Janet Jacobsen
Executive Assistant

Minutes approved September 13, 2011:



Erik Beyer, P.E.
Chairman