



STATE OF NEVADA

BEFORE THE NEVADA COMMISSION ON ETHICS

In the Matter of the Request for Opinion
Concerning the Conduct of **FRANK MAURIZIO**,
Member, Pahrump Town Board,
Nye County, State of Nevada,

**Request for
Opinion No. 09-40C**

Subject.

PANEL DETERMINATION

NRS 281A.440(4); NAC 281A.440

Facts and Jurisdiction

An Ethics Complaint was filed against Maurizio alleging violations of NRS 281A (Ethics in Government Law), specifically NRS 281A.400(9), attempting to benefit his personal interest through the influence of a subordinate by asking for help to obtain employment, and NRS 281A.400(10) using his official position to seek employment, as described more fully described in the Panel Proceedings below.

At the time of the alleged conduct, Maurizio was and still is a member of the Pahrump Town Board, a public officer as defined in NRS 281A.160. Therefore, the Commission has jurisdiction in this matter.

Panel Proceeding

On October 7, 2009, pursuant to NRS 281A.440(4), a Panel consisting of Commissioners Paul H. Lamboley and John Marvel reviewed the following: Ethics Complaint, Maurizio's and his counsel's responses to the Complaint, Investigator's Report and the evidence collected by Commission staff.

The following are the Panel's unanimous findings and conclusions:

1. Just and sufficient cause exists for the Commission to hold a hearing and render an opinion on whether Maurizio violated NRS 281A.400(9) on or about January 27, 2009 and again on or about February 10, 2009, when Maurizio asked the Town Manager to assist him to obtain employment with the Nye County District Attorney's Office.
2. Just and sufficient cause exists for the Commission to hold a hearing and render an opinion on whether Maurizio violated NRS 281A.400(10) on or about January 27, 2009

and again on or about February 10, 2009, when he asked the Town Manager to assist him to obtain employment with the Nye County District Attorney's Office.

3. Just and sufficient cause exists for the Commission to hold a hearing and render an opinion on whether Maurizio violated NRS 281A.400(9) in mid-January to early February 2009, when he asked the Pahrump Valley Fire Chief to assist him to obtain employment with the Nye County District Attorney's Office.
4. Just and sufficient cause exists for the Commission to hold a hearing and render an opinion on whether Maurizio violated NRS 281A.400(10) in mid-January to early February 2009, when he asked the Pahrump Valley Fire Chief to assist him to obtain employment with the Nye County District Attorney's Office.
5. Just and sufficient cause exists for the Commission to hold a hearing and render an opinion on whether Maurizio violated NRS 281A.400(9) in mid-January to early February 2009, when he asked the Director of Economic Development to assist him to obtain employment.
6. Just and sufficient cause exists for the Commission to hold a hearing and render an opinion on whether Maurizio violated NRS 281A.400(10) in mid-January to early February 2009, when he asked the Director of Economic Development to assist him to obtain employment.

The Request for Opinion is, therefore, REFERRED TO THE NEVADA COMMISSION ON ETHICS for a hearing to render an opinion on the allegations described in Item 1-6 above.

Dated: 10/23/09



Caren Jenkins, Esq.
Executive Director

CERTIFICATE OF MAILING

I certify that I am an employee of the Nevada Commission on Ethics and that on this day in Carson City, Nevada, I placed a true and correct copy of the **PANEL DETERMINATION** and the investigation materials in Request for Opinion No. 09-40C in an envelope and caused same to be mailed via certified mail return receipt requested through the State of Nevada Mailroom to Maurizio's Counsel and a true and correct copy of the **PANEL DETERMINATION** to Maurizio and the Complainant via regular mail through the State of Nevada Mailroom addressed as follows:

Jeffrey I. Pitegoff, Esq.
Pitegoff Law Office
2620 Regatta Drive Suite 102
Las Vegas, NV 89128

Cert. No. 7007 1490 0001 3460 3342

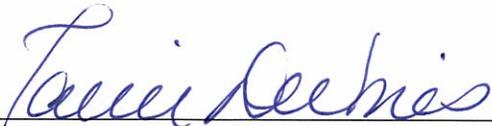
Frank Maurizio
581 W. China Street
Pahrump NV 89048

First Class Mail

Al Balloqui, Complainant
2220 Silver Street
Pahrump, NV 89048

First Class Mail

DATED: 10/26/09



An employee, Nevada Commission on Ethics