



STATE OF NEVADA

BEFORE THE NEVADA COMMISSION ON ETHICS

In re **Naomi Duerr**, Councilmember,
City of Reno, State of Nevada,

Ethics Complaint
Case No. 18-064C

Subject. /

REVIEW PANEL DETERMINATION
NRS 281A.730

The Nevada Commission on Ethics (“Commission”) received Ethics Complaint No. 18-064C (“Complaint”) on August 23, 2019, regarding the alleged conduct of Naomi Duerr (“Duerr”), a Councilmember for the City of Reno (“City Council”), State of Nevada, in violation of the Ethics in Government Law set forth in NRS Chapter 281A (“Ethics Law”). The Commission instructed the Executive Director to investigate alleged violations of NRS 281A.400(2) and (7).

Duerr is a public officer as defined in NRS 281A.160. The Commission has jurisdiction over this matter pursuant to NRS 281A.280 because the allegations contained in the Complaint relate to Duerr’s conduct as a public officer and have associated implications under the Ethics Law. Specifically, the Complaint alleged that Duerr misused her public position to pursue services, favors and/or engagements and unwarranted preference or advantages for herself and her private campaign.

On September 18, 2019, a Review Panel (“Panel”) consisting of Commissioners Brian Duffrin (Presiding Officer), Teresa Lowry, Esq. and Amanda Yen, Esq., reviewed the following: 1) Ethics Complaint No. 18-064C; 2) Order on Jurisdiction and Investigation 3) Subject’s Response to the Complaint; and 4) Executive Director’s Recommendation to the Review Panel with Summary of Investigatory Findings.¹

Under NAC 281A.430, the Panel unanimously finds and concludes that the facts do NOT establish sufficient credible evidence to support a determination that just and sufficient cause exists for the Commission to render an opinion in the matter regarding the allegations pertaining to NRS 281A.400(2) and (7) and 281A.520. Accordingly, these allegations are dismissed.

Nevertheless, the Panel unanimously finds and concludes that there is sufficient cause to issue a Confidential Letter of Instruction in the matter to provide education regarding the proper separation between Duerr’s role as a City Councilmember and matters affecting her private campaign interests.

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¹ All materials provided to the Panel, except the Complaints and the Orders on Jurisdiction and Investigation, represent portions of the investigatory file and remain confidential pursuant to NRS 281A.750.

IT IS HEREBY ORDERED:

The Panel dismisses the Complaint for lack of sufficient credible evidence of a violation and issues a Confidential Letter of Instruction in the matter.

Dated this 18th day of September, 2019.

NEVADA COMMISSION ON ETHICS

By: /s/ Brian Duffrin
Brian Duffrin
Commissioner/Presiding Officer

By: /s/ Amanda Yen
Amanda Yen, Esq.
Commissioner

By: /s/ Teresa Lowry
Teresa Lowry, Esq.
Commissioner

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 transmitted a true and correct copy of the foregoing **REVIEW PANEL DETERMINATION** via U.S. Certified Mail and electronic mail addressed as follows:

Naomi Duerr
c/o Rew R. Goodenow, Esq.
Parsons Behle & Latimer
50 W. Liberty Street, Suite 750
Reno, NV 89501

Certified Mail No.: 9171 9690 0935 0037 6383 41
Email: rgoodenow@parsonsbehle.com

Dated: 9/18/19



Employee, Nevada Commission on Ethics