STATE OF NEVADA

BEFORE THE NEVADA COMMISSION ON ETHICS

In re **Phillip A. Hilton**, Member, Board of Trustees, Canyon General Improvement District, State of Nevada,	Ethics Complaint Case No. 20-076C
Subject. /	

REVIEW PANEL DETERMINATION
NRS 281A.730; NAC 281A.440

The Nevada Commission on Ethics ("Commission") received this Ethics Complaint on October 22, 2020, regarding the alleged conduct of Subject Phillip A. Hilton ("Hilton"). On December 7, 2020, the Commission directed the Executive Director to investigate alleged violations of NRS 281A.400(1), (2) and (10) and NRS 281A.420(1) and (3).

Hilton is a public officer as defined in NRS 281A.160, and the Commission has jurisdiction over this matter pursuant to NRS 281A.280 because the allegations contained in the Complaint related to Hilton's conduct as member of the Board of Trustees for the Canyon General Improvement District and have associated implications under the Ethics Law.

On January 19, 2022, a Review Panel[1] consisting of Vice-Chair Brian Duffrin (Presiding Officer) and Commissioner Barbara Gruenewald, Esq. considered the following: (1) Ethics Complaint; (2) Order on Jurisdiction and Investigation; (3) Hilton's Response to the Complaint; and (4) the Executive Director's Recommendation to the Review Panel with Summary of Investigatory Findings.[2]

The Review Panel unanimously finds and concludes that the facts establish credible evidence to support a determination that just and sufficient cause exists for the Commission to render an opinion in the matter regarding the alleged violations of NRS 281A.400(1), (2) and (10) and NRS 281A.420(1) and (3).

Pursuant to NRS 281A.730, the Review Panel reasonably believes that Hilton's conduct implicating NRS 281A.400(1), (2) and (10) and NRS 281A.420(1) and (3) may be appropriately addressed through corrective action under the terms and conditions of a deferral agreement instead of referring the allegations to the Commission for further proceedings. The deferral agreement must confirm Hilton's acknowledgement and agreement to comply with the following:

- Comply with the Ethics law for two years from the date of the Commission's approval of the deferral agreement without being the subject of another complaint arising from an alleged violation of the

[1] A vacancy occurred in the Review Panel given the absence of Commissioner Sheets. Pursuant to NAC 281A.177(2), the remaining members of the Review Panel shall continue to serve and act upon matters.
[2] All materials provided to the Review Panel, except the Ethics Complaint and the Order on Jurisdiction, represent portions of the investigatory file and remain confidential pursuant to NRS 281A.750.

Ethics Law and for which a Review Panel determines there is just and sufficient cause for the Commission to render an opinion in the matter;

- Pursuant to NRS 281A.500, file a Nevada Acknowledgement of Ethical Standards form with the Commission within 30 days of execution of the Deferral Agreement, which will confirm that Subject has received, read, and understands the statutory ethical standards and associated requirements of the Ethics Law;

- Attend and complete ethics training within six months of the Review Panel's approval of the deferral agreement;

- Encourage other Trustees of the Board of CGID to participate in ethics training;

- Request advice from the Storey County District Attorney's Office or other official attorney for CGID regarding any issues that arise involving HOA during the deferral period; and

- Cause their official attorney for CGID to provide the Commission with copies of CGID Commission meeting minutes reflecting all disclosures and abstentions by the Subjects related to HOA each month for two years from the date of execution of the deferral agreement.

Unless an extension of time is authorized or directed by the Commission Counsel on behalf of the Review Panel, the Executive Director and Subject shall provide a proposed deferral agreement to the Review Panel through its Commission Counsel on or before February 23, 2022, which deadline may be extended by Commission Counsel for good cause. If the Review Panel does not approve the deferral agreement or if the Subject declines to enter into a deferral agreement, the Review Panel will issue an order referring this matter to the Commission for further proceedings.

Dated this 19th day of January, 2022.

REVIEW PANEL OF THE NEVADA COMMISSION ON ETHICS

By: /s/ Brian Duffrin
Brian Duffrin
Vice-Chair/Presiding Officer

By: /s/ Absent
Damian R. Sheets, Esq.
Commissioner

By: /s/ Barbara Gruenewald
Barbara Gruenewald, 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** regarding **Complaint No. 20-076C** via U.S. Certified Mail and electronic mail addressed as follows:

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Elizabeth J. Bassett, Esq.
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Dated: 1/20/22

Employee, Nevada Commission on Ethics