



STATE OF NEVADA

BEFORE THE NEVADA COMMISSION ON ETHICS

In re **Joseph Rodriguez**, Trustee,
Washoe County School District;
Lieutenant, State Fire Marshall Division,
State of Nevada,

Ethics Complaint
Case No. 22-051C

Subject. /

REVIEW PANEL DETERMINATION AND REFERRAL ORDER
NRS 281A.730; NAC 281A.440

The Nevada Commission on Ethics (“Commission”) received this Ethics Complaint on May 2, 2022, regarding the alleged conduct of Joseph Rodriguez (“Rodriguez”). On June 13, 2022, the Commission instructed the Executive Director to investigate the alleged violations of NRS 281A.400(2) and (7), and NRS 281A.520.

Rodriguez is a public employee as defined in NRS 281A.150, and the Commission has jurisdiction over this matter pursuant to NRS 281A.280 because the allegations contained in the Complaint relate to Rodriguez’s alleged conduct as a public employee and have associated implications under the Ethics Law.

On November 16, 2022, a Review Panel (“Panel”) consisting of Chair Kim Wallin, CPA, CMA, CFM (Presiding Officer), and Commissioner Thoran Towler, Esq., reviewed the following: (1) Ethics Complaint; (2) Order on Jurisdiction and Investigation; (3) Rodriguez’s Response to the Complaint; and (4) Executive Director’s Recommendation to the Review Panel with a Summary of Investigatory Findings.¹

Under NAC 281A.430, the 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(2) and (7). The Panel finds and concludes that the facts do not 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 allegations pertaining to NRS 281A.520.

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

IT IS HEREBY ORDERED:

Based upon the just and sufficient cause determination, the Review Panel refers Ethics Complaint No. 22-051C to the Commission for further proceedings regarding the allegations of NRS 281A.400(2) and (7) and dismiss the allegations related to improper use of WCSD photographs under NRS 281A.400(2) and (7), and NRS 281A.520 for lack of sufficient evidence.

Dated this 16th day of November, 2022.

REVIEW PANEL OF THE NEVADA COMMISSION ON ETHICS²

By: /s/ Kim Wallin
Kim Wallin, CPA, CMA, CFM
Chair/Presiding Officer

By: /s/ Thoran Towler
Thoran Towler, Esq.
Commissioner

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

² Commissioner Sheets was assigned to serve on the Review Panel but did not participate in the consideration of this matter. Pursuant to NAC 281A.177(2), if a vacancy occurs in the membership of a review panel, the two remaining members have authority to act on all pending issued before the review panel.

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 via email a true and correct copy of the foregoing **REVIEW PANEL DETERMINATION AND REFERRAL ORDER** addressed as follows:

Joeseeph Rodriguez
c/o Adam Hosmer-Henner
McDonald Carano
100 West Liberty St, 10th Floor
Reno, NV 89501

Certified Mail No.: 9171 9690 0935 0037 6405 04
Email: ahosmerhenner@mcdonaldcarano.com
cc: pmiller@mcdonaldcarano.com

Dated: 11/17/22



Employee, Nevada Commission on Ethics