



STATE OF NEVADA

BEFORE THE NEVADA COMMISSION ON ETHICS

**In the Matter of the Request For Opinion
Concerning the Conduct of
LYNETTE BOGGS, former Member,
Board of Commissioners, Clark County,
State of Nevada.**

Opinion No. 06-70

STIPULATION

1. **PURPOSE:** The purpose of this stipulation is to resolve Request for Opinion No. 06-70 (Complaint) concerning Lynette Boggs (Boggs) that is before the Nevada Commission on Ethics (Commission) and render an opinion as stipulated in lieu of holding a hearing.
2. **JURISDICTION:** At all material times, Boggs was a former public officer subject to the jurisdiction of the Commission pursuant to NRS 281A.160.
3. **STIPULATED FACTS:**
 - a. On September 28, 2006, an ethics complaint was filed with the Commission against Boggs alleging violations of the Ethics in Government Law (NRS 281A).
 - b. The Commission dismissed all of the allegations in the initial complaint.
 - c. In the course of its investigation, the Commission raised additional issues and facts beyond those in the initial complaint. The additional allegations included violations by Boggs on three separate occasions of NRS 281A.620.1(f) for failure to list LSAR, LLC on her 2006 and 2007 Financial Disclosure Statements.
 - d. Boggs acknowledges that the Commission provided her with notice of the allegations against her and an opportunity to file written responses and that she is fully advised as to the allegations asserted against her by the Commission.

- e. Boggs filed with the Commission her written responses to the allegations against her. Boggs asserts that any failure to list LSAR, LLC, and Boggs as a managing member thereof in the 2006 and 2007 Nevada Financial Disclosure Statements was unintentional and an oversight.
 - f. Pursuant to NRS 281A.440, the Commission's Executive Director investigated the Complaint and rendered a written recommendation on just and sufficient cause.
 - g. On January 10, 2008 and again on March 13, 2008, pursuant to NRS 281A.220, a Commission panel reviewed the Executive Director's report and recommendation regarding just and sufficient cause, Boggs's responses and all related documents and determined that just and sufficient cause exists for the Commission to conduct a public hearing and render an opinion on the matter.
 - h. Boggs is fully aware of her right to a hearing before the Commission on the allegations against her and any and all rights she may be accorded pursuant to the Ethics in Government Law, the regulations of the Commission (NAC 281), the Nevada Administrative Procedures Act (NRS 233B), and the laws of the State of Nevada and she freely and voluntarily waives these rights.
4. RELEVANT STATUTES: The following Nevada Revised Statutes are relevant to the allegations which give rise to this stipulation: NRS 281A.170 (defines "willful violation"); NRS 281A.620.1(f) (requirement that public officers disclose each business entity with which he or a member of his household is involved).
5. OPINION: Boggs's conduct as described in paragraphs 3(c) above, constitutes non-willful violations of provisions of the Ethics in Government Law, specifically, NRS 281A.620.1(f).
6. TERMS: Boggs and the Commission agree as follows:
- a. Boggs committed three violations of NRS 281A.620.1(f); but no willful violations.
 - b. Boggs waives her right to any judicial review of this matter as provided in NRS

233B.130 or any other provision of Nevada state law.

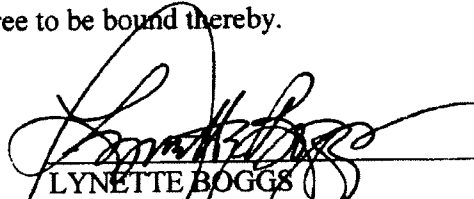
- c. This agreement is not to be generally applied. This stipulation applies only to the specific facts, circumstances and law related to Request for Opinion No. 06-70. Any facts and circumstances that differ from those contained in this agreement may create an entirely different resolution of this matter.

7. CONTINGENCY:

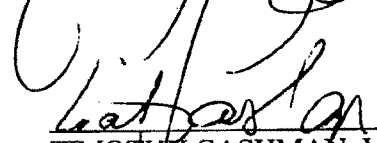
- a. This agreement is subject to final approval by the Commission in an open public meeting. Once approved, this agreement shall be adopted as the Opinion of the Commission. This stipulation will be the final disposition of this matter and shall be binding upon all parties.
- b. Should this stipulation not be approved by Boggs or the Commission, this matter will proceed to a full hearing before the Commission. This stipulation shall be of no force or effect nor will it be admissible, in part or whole, in such hearing.

8. ACCEPTANCE: We, the undersigned parties, have read the above stipulation, understand each and every provision therein, and agree to be bound thereby.


DATED this 10th day of April, 2008.



LYNETTE BOGGS

DATED this 10 day of APRIL 2008.


TIMOTHY CASHMAN, VICE CHAIR
Nevada Commission on Ethics

The above stipulation has been reviewed by:


JOHN H. MOWBRAY, ESQ.
Attorney for Lynette Boggs


ADRIANA G. FRALICK, ESQ.
Commission Counsel