



STATE OF NEVADA
COMMISSION ON ETHICS
704 W. Nye Lane, Suite 204
Carson City, Nevada 89703
(775) 687-5469 • Fax (775) 687-1279
<http://ethics.nv.gov>

October 2, 2012

Jed Margolin
1981 Empire Rd.
Virginia City Highlands, NV 89521

RE: Requests for Opinion Nos. 12-55N, 12-56N, 12-57N and 12-58N, filed September 27, 2012, regarding Bob Kershaw, Bill Sjovangen, and Greg Hess, Storey County Commissioners; and Bill Maddox, Storey County District Attorney.

Dear Mr. Margolin:

In accordance with Nevada Administrative Code 281A, I have conferred with the Commission's legal counsel regarding the above-referenced requests for opinion. We have determined that, for the reasons indicated below, the Nevada Commission on Ethics lacks jurisdiction to consider your requests for opinion, and/or you have failed to provide the minimal level of credible evidence required for the Commission to pursue these matters.

For the Commission to have jurisdiction to consider a Request for Opinion ("RFO"), the alleged acts must constitute a violation of Nevada Revised Statutes ("NRS") Chapter 281A. Your Requests for Opinion Nos. 12-55N, 12-56N, 12-57N and 12-58N, allege acts that do not implicate NRS 281A.

Additionally, for the Commission to have jurisdiction to consider a RFO, the requester must provide a minimal level of credible evidence supporting the allegations. Your Requests for Opinion fail to include the minimal level of evidence required to support a violation of NRS Chapter 281A.

DETERMINATION

October 2, 2012

Page 2

At this time, based on the above information, the Commission has no authority under NRS 281A.440 to investigate the violations alleged in your Requests for Opinion.

Pursuant to NAC 281A.405(4), you may request a panel of Commissioners to review this determination. Should you wish to pursue this remedy, you must submit a request to the Commission in writing not later than 10 days after your receipt of this notification.

Best wishes,

A handwritten signature in black ink, appearing to read 'C. Cafferata-Jenkins', with a long horizontal flourish extending to the right.

Caren Cafferata-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 deposited for mailing, via U.S. Postal Service, certified mail, return receipt requested, through the State of Nevada mailroom, a true and correct copy of the **JURISDICTIONAL DETERMINATION** addressed as follows:

Jed Margolin
1981 Empire Rd.
Virginia City Highlands, NV 89521

Cert. No. 7011 2970 0000 0438 9124

Dated: October 2, 2012

Valerie Carter

Valerie Carter, Executive Assistant