

1 **NYE COUNTY RESOLUTION 2018-39**

2 A RESOLUTION REQUESTING THE ASSISTANCE OF THE ATTORNEY GENERAL
3 REGARDING NYE COUNTY SHERIFF DEPUTY REPORT NUMBERS 18NY-2693 AND 18NY-
2381 AND NYE COUNTY SHERIFF'S OFFICE CITATION NYE039558.

4 WHEREAS, NRS 228.130 provides that the District Attorney may request the assistance of the
5 Attorney General of the State of Nevada in prosecuting a criminal matter in which a conflict exists
6 which precludes the District Attorney from prosecuting such matter; and

7 WHEREAS, pursuant to NRS 228.130(1), the Board of County Commissioners must first adopt
8 a resolution joining in such a request; and

9 WHEREAS, pursuant to NRS 228.130(2), the Board of County Commissioners is required to
10 pay the reasonable legal fees, expenses and costs incurred by the Attorney General for the prosecution of
11 such matter; and

12 WHEREAS, a conflict has arisen necessitating the disqualification for the District Attorney's
13 Office from the potential prosecution of said cases; and

14 WHEREAS, the District Attorney has determined that it is appropriate to refer these matters to
15 the Attorney General for potential prosecution.

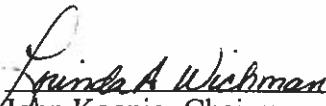
16 NOW, THEREFORE, BE IT RESOLVED by the Nye County Board of County Commissioners
17 as follows:

18 1. That Nye County Sheriff Deputy Report Numbers 18NY-2693 and 18NY-2381 and
19 Nye County Sheriff's Office Citation NYE039558 be referred to the Office of the Attorney General of
20 the State of Nevada for a determination as to whether a criminal action should be brought and if so, to
21 prosecute such matter.

22 ADOPTED this 9th day of November, 2018.

23 NYE COUNTY
24 BOARD OF COUNTY COMMISSIONERS:

ATTEST:

25 
John Koenig, Chairman


Sandra L. Merlino, Nye County Clerk
And Ex-Officio Clerk of the Board