

CITY OF SPOKANE ETHICS COMMISSION

Ethics Commission Chairperson's Decision Dismissing Complaint by Birdie Hough

On April 10, 2023, the Ethics Commission received a complaint filed by Birdie Hough, in which she alleges that Spokane County Deputy Prosecutor Dale Nagy violated the City of Spokane's Ethics Code, Chapter 1.04A SMC, through conduct involving a felony prosecution in Spokane County Superior Court. Mr. Nagy is not a City employee subject to the City's Ethics Code. The complaint does not cite to Chapter 1.04A SMC, provide any evidence relevant to the Ethics Code or request relieve available in the Ethics Code.

SMC 1.04A.110 D. 3. provides:

The Commission Chairperson may summarily dismiss a complaint if the respondent is not subject to the Code of Ethics. The Chairperson shall issue a written decision setting forth the legal and/or factual basis for the dismissal, which shall be provided to the complainant and the Commission. The complainant may appeal the Chairperson's decision to the Commission within ten days of the date of the Chairperson's decision. In the event of an appeal, the Chairperson shall not participate in the Commission's deliberation or decision. The appeal will be determined by the remaining members of the Commission.

Based upon the facts set forth above, Mr. Nagy is not an employee of the City of Spokane and is not subject to the Ethics Code. Therefore, pursuant to the authority granted to me as the Ethics Commission Chairperson in SMC 1.04A.110 D. 3. and the facts set forth above, the complaint filed by Birdie Hough is hereby dismissed. Ms. Hough may appeal this decision to the full Ethics Commission within ten days of the date of this decision.



Sarah O'Hare - Chairperson

4/17/2023

Date