



State of New Jersey
STATE ETHICS COMMISSION
PO Box 082
Trenton, NJ 08625-0082
www.nj.gov/ethics

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

JOSEPH P. LASALA, Esq.
Chair

SUSANA E. GUERRERO, Esq.
Executive Director

Tel: (609) 292-1892

(888) 223-1355 in NJ

Fax: (609) 633-9252

Email: ethics@ethics.nj.gov

February 16, 2017

Brian Ross
Ethics Liaison Officer
Department of Children and Families
50 East State Street, PO Box
Trenton, New Jersey 08625

Re: Waiver to the Provisions of *N.J.S.A. 52:13D-17.2(b)*

Dear Mr. Ross:

At its February 15, 2017 meeting, the State Ethics Commission considered your request on behalf of Nicole Hilbert, Family Service Specialist Trainee, Department of Children and Families ("DCF"), and her mother, Patricia Smith. Ms. Smith is currently employed by the Golden Nugget Casino as a waitress. Based on the facts and circumstances set forth below, the Commission granted a waiver of the general prohibition of section 17.2(b).

Generally, section 17.2(b) of the Conflicts Law prohibits all State officers and employees and members of their immediate families from holding an interest in, holding employment with, representing, appearing for, or negotiating on behalf of the holder of, or applicant for, a casino license or any holding or intermediary company with respect thereto. However, the statute also contains the following exception language:

except that ... a member of the immediate family of a State officer or employee, or person, may hold employment with the holder of, or applicant for, a casino license if, in the judgment of the State Ethics Commission ... such employment will not interfere with the responsibilities of the State officer or employee, or person, and will not create a conflict of interest, or reasonable risk of the public perception of a conflict of interest, on the part of the State officer or employee, or person

....

The Commission agrees that there is no conflict between Ms. Hilbert's position at DCF and her mother's employment with the Golden Nugget Casino. Ms. Hilbert's position and her mother's casino employment do not overlap, and there is no conflict of interest or reasonable risk of the public perceiving any kind of conflict between her position and her mother's casino employment.

Page 2
February 16, 2017

Based on the facts and circumstances set forth above, the Commission granted a waiver of the general prohibition of section 17.2(b) in the case of Nicole Hilbert and her mother, Patricia Smith.

Very truly yours,

STATE ETHICS COMMISSION

A handwritten signature in black ink, appearing to read "Susana Guerrero", written over a horizontal line.

For the Commission

Susana E. Guerrero, Executive Director

SEG/sc

Exit_Hilbert_CW_2017