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EMWS

CONFIDENTIAL

August 11, 1998

[REDACTED]

Re: [REDACTED]

[Case No. 98038.Q]
(City-Owned Property)

Dear Commissioner [REDACTED]

On August 18, 1997, you called the Board of Ethics office and asked whether the Ethics Ordinance would prohibit you and "Mary", then President of a Department-related Board, from appearing (by photograph) in an advertisement to be paid for by a company. You explained that the company had assisted the Department through a Department-related Foundation's program by donating approximately \$50,000 to the Foundation for materials and computer equipment. You and Mary were asked by the company to appear in a print advertisement that would acknowledge the company's assistance through the program and would contain a photograph of you and Mary at a relevant site. You also explained that neither you nor Mary would receive compensation in any form for your appearances; the Department, and, of course, the company, would receive positive publicity through the advertisement.

Staff advised you orally at that time of its conclusion that, under these facts, the City's Governmental Ethics Ordinance would not prohibit you, as an employee, or Mary, as an appointed official of the City, from appearing in the advertisement. You recently indicated that questions concerning this matter have arisen, and you requested verification of our counsel. Pursuant to your request, this letter is being sent to you to serve as written confirmation of staff's advice and conclusion. As previously noted, staff's conclusion is based solely on the application of the City's Governmental Ethics Ordinance to the facts presented, and other laws, rules, regulations or policies may apply to the situation. If any of the facts stated in this letter are incomplete or inaccurate, please inform us, as any change could alter the conclusion.



EMWS

[Redacted]

August 11, 1998
Page 2

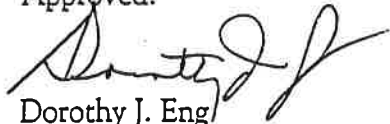
We appreciate your inquiry and concern to abide by the standards embodied in the Governmental Ethics Ordinance. Please do not hesitate to contact us if you have any further questions.

Yours very truly,



Steven I. Berlin
Deputy Director

Approved:



Dorothy J. Eng
Executive Director

[Redacted]