

### Complaint Opinion 12 - 02

A complaint was filed by a citizen alleging that a County Commissioner had violated the County Ethics Law by using the prestige of his office for his own private gain. The allegation was that the County Commissioner, who is a realtor, was voting on legislation that affected his real estate practice.

The Ethics Commission dismissed the Complaint as legally insufficient and plainly frivolous under 8-10 G (3), as the alleged conduct was that of a potential action, not an actual action, as no facts were alleged that provided any evidence of an actual private gain to make the complaint ripe to bring before the Commission. See In the Matter of Barry Waterman, Queen Anne's County Circuit Court, #17-C-11-15807 (2011).