



CITY OF STAMFORD

444 WASHINGTON BOULEVARD

P.O. BOX 10162

STAMFORD, CT 06904-2162

October 7, 1993

1055 Washington Boulevard
Stamford, Ct. 06901-

Dear Mr. ,

You have advised the Board that you last served as an "officer" of the City of Stamford approximately x years ago. At that time you were a member of an "agency" as that term is defined in Section 3 of the Code of Ethics. In your present field of employment you have been asked to render advice with respect to the rights, obligations and procedures with respect to the use of a certain parcel of land. During your tenure as a member of a City Agency your responsibilities included representing the City's interest with respect to that parcel of land.

Your question involves the applicability of Section 19-13 of the Code of Ethics.

Subsection (A) of Section 19-13 prohibits your providing assistance to any person, other than the City, in any matter in which you participated personally and substantially during your service with the City. The effect of this sub-section is to prohibit you from assisting an adversary of the City in a specific matter in which you had previously participated. By way of example, you could never assist a party in litigation against the City if at the time of your service with the City you participated personally and substantially on the City's behalf in that litigation. Subject to Section 19-13(B), you could assist the person on unrelated matters even if they involve areas that were previously under your jurisdiction as a member of a City board, agency or department.

Sub-section B of Section 19-13 imposes a one year absolute prohibition on a former officer or employee of City from rendering assistance to any person,

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other than the city, in any manner on any matter involving the agency in which he or she was a member or was employed.

As you left your position as a member of a City agency more than one year ago Section 19-13(B) is no longer applicable to you.

Provided there is no change in the facts as presented to the Board, reliance upon this opinion shall constitute, until revoked or amended, an absolute defense in any action or proceeding brought against you under the Code of Ethics as it relates to this matter only.

We thank you for your interest.

Sincerely,

John A. Marsalisi
John A. Marsalisi
Secretary

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