

March 17, 2008

Nyxlle Machado, President  
J.D. Distributors Automotive Supplies, Inc.  
8563 NW 164<sup>th</sup> St.  
Miami Lakes, FL 33016

Via First Class Mail and email at [NMach41032@aol.com](mailto:NMach41032@aol.com)

**Re: INQ 08-33 County Vendor Approval**

Miami-Dade Co. Conflict of Interest & Code of Ethics at §§ 2-11.1  
(c), (d) & (g)

SUMMARY: J.D. Distributors Automotive Supplies, Inc., may register as a County vendor, *as long as—*

- J.D. Distributors Automotive Supplies, Inc., *does not contract with Jackson Memorial Hospital*, a County agency;
- J.D. Distributors Automotive Supplies, Inc., is not supervised by Nyxlle Machado;
- Nyxlle Machado does not use or attempt to use her position as a Registered Nurse at Jackson Memorial Hospital to secure special privileges or exemptions for J.D. Distributors Automotive Supplies, Inc.;
- Registering as a County vendor does not conflict with any other policies that may have been established for employees of Jackson Memorial Hospital.

Dear Ms. Machado:

In correspondence to our office on March 11, 2008, you asked if J.D. Distributors Automotive Supplies, Inc., may register as a County vendor. The facts as we understand them are as follows: You, Nyxlle Machado, are employed as a Registered Nurse with Jackson Memorial Hospital, a County agency. You are also the President and 100% owner of J.D. Distributors Automotive Supplies, Inc., a registered Florida corporation that deals in the wholesale sale of auto supplies.

It is the opinion of the Ethics Commission that J.D. Distributors Automotive Supplies, Inc., may contract with the County as long as entering into the contract will not interfere with the full and faithful discharge of your duties to the County. This includes the requirement that you, Nyxlie Machado, not participate in determining the contract requirements or in awarding the contract. Additionally, none of your job responsibilities and job descriptions may require you to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination, or forbearance. Finally, J.D. Distributors Automotive Supplies, Inc., may not contract with the County department that employs you, *i.e.*, Jackson Memorial Hospital, nor with any County department which would allow you to influence the enforcement, oversight, or administration of the contract.

This opinion is limited to the facts as you presented them to the Commission on Ethics regarding conflicts under Subsections (c), (d), and (g) of the Miami-Dade Conflict of Interest and Code of Ethics Ordinance only. Other conflicts, based on directives from Jackson Memorial Hospital or under state law, may apply. If you have additional questions regarding possible conflicts based on directives of Jackson Memorial Hospital, contact the Hospital Director, the Public Health Trust, or the County Manager's Office. Questions regarding the state ethics laws should be addressed to the State of Florida Commission on Ethics.

If any of the facts you have presented change, or if you have further questions, please do not hesitate to contact me at 305 350-0601.

Sincerely,

VICTORIA FRIGO  
Staff Attorney