



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
DECEMBER 20, 2012
1:00 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on December 20, 2012 and continue to December 21, 2012.

Executive Session

Consideration of complaints and reports deemed confidential pursuant to Section 1141 of the Code of Governmental Ethics.

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
DECEMBER 21, 2012
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Appearances

G1. [Docket No. 11-113](#)

Appearance in connection with a request for reconsideration that the Board waive the \$360, \$400 and \$280 late fees assessed against Gilda L. Johnson, a candidate for Natchitoches Parish School Board, District 6 in the October 2, 2010 election, whose Special, EDE-P and 10-G campaign finance disclosure reports were filed 9, 20 and 7 days late.

G2. [Docket No. 12-762](#)

Appearance in connection with a request for reconsideration of a \$420 campaign finance late fee assessed against Allen Guillory, a candidate for State Representative, 40th District in the August 1, 2009 election, whose Supplemental campaign finance disclosure report was filed 7 days late.

G3. [Docket No. 12-1170](#)

Appearance in connection with a request for reconsideration of a waiver of a \$1,500 campaign finance late fee assessed against Barbara Norton, a candidate for State Representative, District 3, in the October 22, 2011 election, whose 40-G campaign finance disclosure report was filed 25 days late.

G4. [Docket No. 12-1501](#)

Appearance in connection with a request for reconsideration that the Board waive the \$3,000, \$3,000, and \$3,000 campaign finance late fees assessed against Traits of Leadership, a political action committee, whose EDE-P, 10-G, and EDE-G campaign finance disclosure reports were filed 274, 237, and 252 days late.

G5. [Docket No. 12-1589](#)

Appearance in connection with a reconsideration of waiver request submitted by James Donelon regarding a \$17,500 late fee assessed for filing his 2011 Tier 1 annual pfd 36 days late.

G6. [Docket No. 12-1782](#)

Appearance in connection with a request for an advisory opinion regarding whether it is a conflict of interest if Louisiana Seafood Promotion and Marketing Board (LSPMB) members inadvertently received a benefit from Distributor Promotions and Incentive Programs conducted by the Seafood Marketing Campaign Team.

G7. [Docket No. 12-1868](#)

Waiver request submitted by Representative Wesley Bishop regarding a \$2,500 late fee assessed for filing his 2009 Tier 2 candidate pfd 97 days late.

G8. [Docket No. 12-1900](#)

Appearance in connection with a request that the Board waive the \$540 late fee assessed against Yvette Alexander, a candidate for City Court Court, City of Baton Rouge in the November 6, 2012 election, whose 30-P campaign finance report was filed 9 days late.

G9. [Docket No. 12-2046](#)

Appearance in connection with a request that the Board waive the \$600 campaign finance late fee assessed against Joseph Plummer, a candidate for East Baton Rouge Parish Metro Council, District 2, in the November 6, 2012 election, whose 30-P campaign finance disclosure report was filed 10 days late.

**Consent Agenda, Consent Opinions
&
Items Requiring No Board Action**

G10. [Docket No. 09-367](#)

Consent opinion concerning Anthony Jones receiving travel, at a time when Mr. Jones was an employee of the City of New Orleans and the company had a relationship with his agency.

G11. [Docket No. 12-1431](#)

Advisory opinion regarding whether Catahoula Parish Sanitarians may take

annual leave to provide compensated services for independent water systems in the state.

G12. [Docket No. 12-1817](#)

Advisory opinion regarding whether the Louisiana Bankers Association PAC may donate campaign funds to support a mock election that is hosted by the Secretary of State's office.

G13. [Docket No. 12-1835](#)

Advisory opinion regarding whether the spouse of Ms. Debora Alexander, a St. Gabriel City Council member, may be hired as a city park ranger with the City of St. Gabriel.

G14. [Docket No. 12-1837](#)

Advisory opinion request regarding whether the City of Westwego may hire Allison Watts as a clerk within City Hall while the City of Westwego does business with Harold Barras Collision Center, a business owned by the spouse of Allison Watts.

G15. [Docket No. 12-1852](#)

Advisory opinion as to whether Lynch Construction Louisiana, L.L.C. (a company owned in part by Mr. Matthew W. Lynch) may enter into a contract with the Family Services Center of the West Feliciana School District when Mr. Lynch's wife (Ms. Nicole Huffstetler) is employed by the school district.

G16. [Docket No. 12-1853](#)

Advisory opinion regarding whether there is a conflict of interest when a future homeowner applies for financing through an East Baton Rouge Mortgage Finance Authority Program, when the house or lot being purchased was sold by a builder or real estate company that purchased the lot from a company in which a member of the Mortgage Finance Authority has an ownership interest.

G17. [Docket No. 12-1858](#)

Advisory opinion regarding whether an engineer with the Board of Commissioners for the Port of New Orleans (PONO), Catherine Dunn, may serve as an evaluator for a non-profit.

G18. [Docket No. 12-1865](#)

Advisory opinion request from the president of Sterlington Elementary School Parent Teacher Organization (PTO) regarding his selling grass to the PTO below cost.

G19. [Docket No. 12-1872](#)

Advisory opinion regarding whether Stephen Estopinal may provide compensated services to SJB Group, LLC while he serves on the Board of Commissioners of the Southeast Louisiana Flood Protection Authority-East ("Authority").

G20. [Docket No. 12-1873](#)

Advisory opinion regarding Mr. Matt Pedersen's ownership interest in a public tag agency and a wholesale automobile auction.

G21. [Docket No. 12-1893](#)

Advisory opinion regarding BookSouth purchasing new and unused textbooks from college professors and universities.

G22. [Docket No. 12-1902](#)

Advisory opinion request regarding whether a conflict exist where two brothers, Randy and Bradford Brooks, are employed by Plaquemines Parish.

G23. [Docket No. 12-1906](#)

Advisory opinion regarding the Shreveport-Bossier Convention and Tourist Bureau Chairman, Luke Turner, accepting an appointment to the Louisiana Racing Commission.

G24. [Docket No. 12-1911](#)

Advisory opinion request from Ms. Lottie Beebe regarding serving as Superintendent for the St. Martin School System while also serving on the Board of Elementary and Secondary Education (BESE).

G25. [Docket No. 12-1935](#)

Advisory opinion request regarding whether Douglas J. LaCombe may be employed by the Acadia Parish Assessor's Office and the Acadia Parish Clerk of Court while serving on the Acadia Parish School Board.

G26. [Docket No. 12-1936](#)

Advisory opinion request regarding various ethical issues facing the Cameron Parish Police Jury.

G27. [Docket No. 12-1939](#)

Advisory opinion request regarding whether Sgt. Bryan Belgard may be employed with the Georgetown Police Department and the Pineville Police Department at the same time.

Disclosure Reports

G28. [Docket No. 12-1955](#)

Notice of ethics disclosures filed with the Board during October 2012.

G29. [Docket No. 12-2102](#)

Notice of ethics disclosures filed with the Board during November 2012.

Regular Business

G30. [Docket No. MINUTES](#)

November 2012 Board Minutes

G31. [Docket No. 10-1111](#)

Reconsideration of a request that the Board waive the \$800 and \$900 late fees assessed against John F. Schwegmann, a candidate for Public Service Commissioner, Dis. 3, Jefferson Parish in the October 2, 2010 election, whose 30-P and EDE-P campaign finance disclosure reports were filed 8 and 9 days late.

G32. [Docket No. 12-1124](#)

Reconsideration of a request that the Board waive the \$1,620 campaign finance late fees assessed against C. Denise Marcelle, a candidate for East Baton Rouge Metro Council, District 7, in the October 4, 2008 election, whose Supplemental campaign finance disclosure report was filed 27 days late.

G33. [Docket No. 12-1367](#)

Reconsideration of a request that the Board waive the \$1,200 campaign finance late fee assessed against Cynthia Willard-Lewis, a candidate for State Senate, 3rd District, in the March 24, 2012 election, whose 10-G campaign finance

disclosure report was filed 12 days late.

G34. [Docket No. 12-1491](#)

Reconsideration of a request that the Board waive the \$9,760 in campaign finance late fees assessed against Jerry Rosenberg, a candidate in the future election, whose six (6) Annual campaign finance disclosure reports were filed 1,967, 1,612, 1,234, 869, 506, and 141 days late.

G35. [Docket No. 12-1929](#)

Advisory opinion regarding whether Njeri Camara may resign from the Northwest Louisiana Human Service District (Region 7) to apply and accept the position of Executive Director for the District.

G36. [Docket No. 12-1940](#)

Advisory opinion request from Superintendent W.L. "Trey" Folse, III of the St. Tammany Parish School District regarding the propriety of school employees receiving things of economic value from various individuals and organizations.

G37. WAIVER REQUESTS - CAMPAIGN FINANCE

[Docket No. Chart](#)

December 2012 Campaign Finance waiver request Chart

[Docket No. 12-1813](#)

Request that the Board waive the \$1,380, \$180, and \$600 campaign finance late fees assessed against Harold L. Brooks, Jr., a candidate for Sheriff of Iberville Parish, in the October 22, 2011 election, whose 30-P, 10-P, and EDE-P campaign finance disclosure reports were filed 23,3, and 245 days late.

[Docket No. 12-1895](#)

Request that the Board waive the \$800 late fee assessed against Louisiana CPA PAC, a political action committee, whose 90-P campaign finance disclosure report was filed 14 days late.

[Docket No. 12-1897](#)

Request that the Board waive the \$100 and \$100 campaign finance late fees assessed against Juana Marine Lombard, a candidate for Clerk of Orleans Parish Criminal Court in the April 22, 2006 election, and a candidate for Judge, Orleans Parish Criminal Court in the October 20, 2007 election, whose Supplemental campaign finance disclosure reports were each filed one day late.

[Docket No. 12-1898](#)

Request that the Board waive the \$1,400 campaign finance late fee assessed against Gerald A. Cvitanovich, a candidate for Coroner of Jefferson Parish, in the October 22, 2011 election, whose 30-P campaign finance disclosure report was filed 14 days late.

[Docket No. 12-1899](#)

Request that the Board waive the \$120 campaign finance late fee assessed against Jason Coleman a candidate for Orleans Parish School Board, in the November 6, 2012 election, whose 30-P campaign finance disclosure report was filed 2 days late.

[Docket No. 12-1941](#)

Request that the Board waive the \$120 campaign finance late fee assessed against Greg Lemons, a candidate for Mayor of Abita Springs, in the November 6,

2012 election, whose 30-P campaign finance disclosure report was filed 3 days late.

[Docket No. 12-2045](#)

Request that the Board waive the \$240 late fee assessed against Ronnie Edwards, a candidate for East Baton Rouge Parish Metro Council, District 5 in the November 6, 2012 election, whose 30-P campaign finance report was filed 4 days late.

[Docket No. 12-2047](#)

Request that the Board waive the \$1,000 and \$1,000 campaign finance late fees assessed against John Perry Gallow, a candidate for Chief of Police for the City of Opelousas in the October 2, 2010 election, whose EDE-P and 10-G campaign finance disclosure reports were filed 55 and 147 days late.

G38. WAIVER REQUESTS - LOBBYING

[Docket No. CHART](#)

December 2012 Lobbying Waiver Request Chart.

[Docket No. 12-1943](#)

Request that the Board waive the \$300 late fee assessed against Matthew Ryan Thomas for failure to timely a lobbyist expenditure report.

[Docket No. 12-1944](#)

Request that the Board waive the \$1,000 late fee assessed against Robert Stephens for failure to timely a lobbyist expenditure report.

[Docket No. 12-1945](#)

Request that the Board waive the \$1,400 late fee assessed against Kristopher Scott Kirkpatrick for failure to timely file a supplemental registration.

[Docket No. 12-1947](#)

Request that the Board waive the \$1000 late fee assessed against Fran Tigner for failure to timely file a lobbyist expenditure report.

[Docket No. 12-2074](#)

Request that the Board waive the \$400 late fee assessed against Karen Yates for failure to timely a lobbyist expenditure report.

[Docket No. 12-2075](#)

Request that the Board waive the \$500 late fee assessed against Darrell Hunt for failure to timely a lobbyist expenditure report.

[Docket No. 12-2088](#)

Request that the Board waive the \$1,500 late fee assessed against Richard Whiting for failure to timely file a supplemental registration.

[Docket No. 12-2090](#)

Request that the Board waive the \$700 late fee assessed against Ryan Gremillion for failure to timely file a supplemental registration.

G39. WAIVER REQUESTS - SCHOOL BOARD DISCLOSURE

[Docket No. 12-1792](#)

Waiver request submitted by Frankie Futch in regards to a \$250 late fee assessed for filing his 2012-2013 annual school board disclosure statement 5 days late.



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Executive Session

[Discussion of charges issued against Senator Robert Marionneaux.](#)

[Discussion of charges issued against Donald Villere.](#)

[Discussion of charges issued against Senator Robert Marionneaux.](#)

[Discussion in executive session of litigation involving Bryan Krantz and Paul Anthony Bourgeois.](#)

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GENERAL SUPPLEMENTAL

**Consent Agenda, Consent Opinions
&
Items Requiring No Board Action**

- GS1.** [Docket No. 12-178](#)
Reconsideration of the Board's \$400 late fee assessed against Beth LeBlanc for failure to timely file her November 2011 Legislative, Executive, and Local lobbying expenditure report.
- GS2.** [Docket No. 12-1816](#)
Advisory opinion as to whether Sheriff Steven McCain's business, Hillview Pecans, may continue to sell pecans to Despino Tire, a local tire dealership.
- GS3.** [Docket No. 12-1839](#)
Advisory opinion regarding whether Mr. Michael G. Redmond may continue to perform audits for various colleges within the Louisiana Community and Technical College System (LCTCS) if he were to retire from his permanent position as Senior Internal Auditor or his temporary position as Interim Internal Audit Director with LCTCS.
- GS4.** [Docket No. 12-1867](#)
Advisory opinion request from the President of the West Baton Rouge (WBR) Historical Association regarding whether the members of the Association are "public servants" as defined by the Louisiana Code of Governmental Ethics and thus subject to the training requirement of La. R.S. 42:1170(3).