

LOUISIANA BOARD OF ETHICS  
MINUTES  
July 16, 2010

The Board of Ethics met on July 16, 2010 at 9:00 a.m. in the LaBelle Room on the 1<sup>st</sup> floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Bareikis, Bowman, Boyer, Hymel, Ingrassia, Leggio, Lowrey, Monroe, Simoneaux and Stafford present. Absent was Board Member Schneider. Also present were the Ethics Administrator, Kathleen Allen; Executive Secretary, Deborah Grier; and Counsel, Alesia Ardoin, Aneatra Boykin, Michael Dupree and Deidra Godfrey.

The Board called the public hearing in Docket No. 08-568 to obtain an Order against Walter Willard for his failure to pay assessed late fees for the late filing of lobbyist expenditure reports. Mr. Willard was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-5. On motion made, seconded and unanimously passed, the Board ordered Mr. Willard to pay the late fees totaling \$1,000.

The Board called the public hearing in Docket No. 09-669 to obtain an Order against Wallace McGee for his failure to pay assessed late fees for the late filing of lobbyist expenditure reports. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since the late fees had been paid.

The Board called the public hearing in Docket No. 10-003 to obtain an Order against Walter Willard for his failure to pay assessed late fees for the late filing of Lobbying Expenditure reports. Mr. Willard was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-5. On motion made, seconded and unanimously passed, the Board ordered Mr. Willard

to pay the \$500 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 04-340 to obtain an Order against Kim Kimbrell for her failure to pay assessed late fees for the late filing of campaign finance disclosure reports. Ms. Kimbrell was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-7. On motion made, seconded and unanimously passed, the Board ordered Ms. Kimbrell to pay late fees totaling \$2,600.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for rehearing in Docket No. 06-069 in connection with an Order for \$600 issued against Rory E. Verrett, an unsuccessful candidate for State Representative, District 95 in the October 23, 1999 election, for his failure to pay assessed late fees for the late filing of his Supplemental campaign finance disclosure report. Mr. Verrett was called but was not present. On motion made, seconded and unanimously passed, the Board granted the request for rehearing and rescinded the \$600 late fee assessed against Mr. Verrett, since Mr. Verrett had moved out of state and has not had any further activity since forgiving his loan in 2003.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 07-186 to obtain an Order against Ben Edwards for his failure to pay assessed late fees for the late filing of campaign finance disclosure reports. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Application for Rehearing in Docket No. 08-297 in connection with a \$60 Order issued

against Shawn Barney, an unsuccessful candidate for State Senate, District 3 in the October 20, 2007 election, for his failure to pay the assessed late fee for the late filing of his 10-G campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board continued the public hearing to the August meeting at Mr. Barney's request.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered Applications for Rehearing in Docket No. 08-301 in connection with (1) a \$4,000 Order issued against R. Bradley "Brad" Lewis, a candidate for State Representative, District 75 in the October 4, 2003 election, for his failure to pay the assessed late fees for the late filing of his campaign finance report; and, (2) a \$2,000 Order issues against Shawn Barney, an unsuccessful candidate for State Senate, District 3 in the October 20, 2007 election, for his failure to pay the assessed late fees for the late filing of his Supplemental campaign finance report.

Mr. Lewis was called and appeared before the Board. On motion made, seconded and unanimously passed, the Board granted the request for rehearing. After hearing from Mr. Lewis, on motion made, seconded and unanimously passed, the Board imposed the \$4,000 late fee against Mr. Lewis but suspended \$2,000 conditioned upon future compliance with the Campaign Finance Disclosure Act.

On motion made, seconded and unanimously passed, the Board continued the request for rehearing with respect to Shawn Barney at Mr. Barney's request.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 08-443 to obtain an Order against Kenneth Garrett, Sr. for his failure to pay assessed late fees for the late filing of a campaign finance disclosure report. Mr. Garrett was called but was not present. Staff counsel introduced and filed into the record Exhibits

1-7. On motion made, seconded and unanimously passed, the Board ordered Mr. Garrett to pay the \$600 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 08-1019 to obtain an Order against Girod Jackson, III for his failure to pay an assessed late fee for the late filing of a campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an Application for Rehearing in Docket No. 09-011 in connection with a \$360 Order issued against Shawn Barney, an unsuccessful candidate for State Senate, District 3 in the October 20, 2007 election, for his failure to pay the assessed late fee for the late filing of his 30-P campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board continued the public hearing to the August meeting at Mr. Barney's request.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board (1) called the public hearing in Docket No. 09-216 to obtain an Order against Angela Theresa Henderson for her failure to file the Supplemental campaign finance disclosure report that was due February 17, 2009; and, (2) considered a Request for Rehearing in connection with a \$2,000 Order issued against Brian McNabb, a candidate for State Representative, District 69 in the October 20, 2007 election, for his failure to pay assessed late fees for the late filing of a campaign finance disclosure report.

On motion made, seconded and unanimously passed, the Board continued the public hearing with respect to Angela Theresa Henderson, since proper service had not been obtained.

On motion made, seconded and unanimously passed, the Board denied Mr. McNabb's

Request for Rehearing, since it was not timely submitted.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 09-755 to obtain an Order against Donald L. “Don” Bertrand for his failure to pay assessed late fees for the late filing of a campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since the late fee had been paid.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 09-898 to obtain an Order against Isaiah Marshall for his failure to pay assessed late fees for the late filing of a campaign finance disclosure report. Mr. Marshall was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-7. On motion made, seconded and unanimously passed, the Board ordered Mr. Marshall to pay the \$600 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board (1) called the public hearing in Docket No. 10-004 to obtain an Order against Anthony James Soileau for his failure to pay assessed late fees for the late filing of a campaign finance disclosure report; and, (2) considered a Request for Rehearing in connection with four \$600 Orders issued against Kelly Daniels, a candidate for Jefferson Parish Councilman, District 5 in the April 4, 2009 election, for his failure to pay assessed late fees for the late filings of his 30-P, 10-P, EDE-P and 10-G campaign finance disclosure reports.

The Board called the public hearing regarding Anthony James Soileau. Mr. Soileau was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-7. On motion made, seconded and unanimously passed, the Board ordered Mr. Soileau to pay the \$240 late fee.

On motion made, seconded and unanimously passed, the Board continued the Request for Rehearing from Mr. Daniels.

Board Member Schneider arrived at the meeting at 9:37 a.m.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-006 to obtain Orders against Shawn Barney and Kevin James for their failure to pay assessed late fees for the late filing of campaign finance disclosure reports.

On motion made, seconded and unanimously passed, the Board continued the public hearing to the August meeting at Mr. Barney's request.

On motion made, seconded and unanimously passed, the Board continued the public hearing with respect to Kevin James, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-133 to obtain an Order against John "Sassy" Pourciau for his failure to pay assessed late fees for the late filing of campaign finance disclosure reports. On motion made, seconded and unanimously passed, the Board continued the public hearing, since payment from Mr. Pourciau was forthcoming.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-135 to obtain an Order against the Baton Rouge Tea Party for its failure to pay the assessed late fee for the late filing of a campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board

called the public hearing in Docket No. 10-179 to obtain an Order against Pat Peyton, a candidate for Sheriff of Orleans Parish in the February 6, 2010 election, for his failure to file his 30-P and 10-P campaign finance disclosure reports which were due by January 7, 2010 and January 27, 2010. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since the required reports had been filed and late fees had been assessed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-180 to obtain an Order against Alicia Plummer for her failure to file her 30-P and 10-P campaign finance disclosure reports in connection with the February 6, 2010 election which were due by January 7, 2010 and January 27, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-181 to obtain an Order against Lance von Uhde, III for his failure to file his 30-P and 10-P campaign finance disclosure reports in connection with the February 6, 2010 election which were due by January 7, 2010 and January 27, 2010.. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since the Mr. Von Uhde was not required to file.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-218 to obtain an Order against Lindora Baker for her failure to file her Supplemental campaign finance disclosure report in connection with the October 20, 2007 election which was due by February 17, 2010. Ms. Baker was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and

unanimously passed, the Board ordered Ms. Baker to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-230 to obtain an Order against Adam A. Ackel for his failure to file his Supplemental campaign finance disclosure report in connection with the October 20, 2007 election which was due by February 17, 2010. Mr. Ackel was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Ackel to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-279 to obtain an Order against James A. "Jay" Bankston for his failure to file his Supplemental campaign finance disclosure report in connection with the October 4, 2008 election which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing at the request of Mr. Bankston's counsel.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-280 to obtain an Order against Donald L. Bertrand, a candidate for Lafayette City-Parish Councilman, District 7 in the October 7, 2007 election, for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since Mr. Bertrand had filed the required report and late fees had been assessed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-281 to obtain an Order against Bernard Blair for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since



proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-282 to obtain an Order against Lionel Lon Burns for his failure to file his Supplemental campaign finance disclosure report in connection with the October 4, 2008 election which was due by February 17, 2010. Mr. Burns was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Burns to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-283 to obtain an Order against Jason E. Cantrell for his failure to file his Supplemental campaign finance disclosure report in connection with the April 4, 2009 election which was due by February 17, 2010. Mr. Cantrell was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Cantrell to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-284 to obtain an Order against Eddie Clark for his failure to file his Supplemental campaign finance disclosure report in connection with the April 4, 2009 election which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing to the August meeting at the request of Mr. Clark's counsel.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-285 to obtain an Order against Mark Cockerham for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing,

since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-286 to obtain an Order against Ronnie Coleman for his failure to file his Supplemental campaign finance disclosure report in connection with the September 30, 2006 election which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since Mr. Coleman had filed the required report and late fees had been assessed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-287 to obtain an Order against Donald Cravins, Jr. for his failure to file his Supplemental campaign finance disclosure report in connection with the October 20, 2007 election which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board dismissed the charges, since Mr. Cravins was not required to file.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-288 to obtain an Order against Jason M. Decuir for his failure to file his Supplemental campaign finance disclosure report in connection with the October 20, 2007 election which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing to August.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-289 to obtain an Order against Thomas “Tom” Delahaye for his failure to file his Supplemental campaign finance disclosure report in connection with the October 5, 2002 election which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since Mr. Delahaye had filed the required

report and late fees had been assessed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-290 to obtain an Order against Irma Muse Dixon for her failure to file her Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-291 to obtain an Order against Leroy Doucette for his failure to file his Supplemental campaign finance disclosure report in connection with the April 4, 2009 election which was due by February 17, 2010. Mr. Doucette was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Doucette to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-293 to obtain an Order against Brian A. Fabre for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-294 to obtain an Order against Tiffany Foxworth for her failure to file her Supplemental campaign finance disclosure report in connection with the October 4, 2008 election which was due by February 17, 2010. Ms. Foxworth was called but was not present.

Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Ms. Foxworth to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-295 to obtain an Order against Randal L. Gaines for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since Mr. Gaines had filed the required report and late fees had been assessed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-296 to obtain an Order against Paul Bently Hargrove for his failure to file his Supplemental campaign finance disclosure report in connection with the October 20, 2007 election which was due by February 17, 2010. Mr. Hargrove was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Hargrove to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-297 to obtain an Order against Angela Theresa Henderson for her failure to file her Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-298 to obtain an Order against John T. Lavarine, III for

his failure to file his Supplemental campaign finance disclosure report in connection with the April 1, 2006 election which was due by February 17, 2010. Mr. Lavarine was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Lavarine to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-299 to obtain an Order against Derek A. Lewis for his failure to file his Supplemental campaign finance disclosure report in connection with the September 18, 2004 election which was due by February 17, 2010. Mr. Lewis was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Lewis to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-300 to obtain an Order against Tony Terrell Little for his failure to file his Supplemental campaign finance disclosure report in connection with the February 9, 2008 election which was due by February 17, 2010. Mr. Little was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Little to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-301 to obtain an Order against Leonard Lucas, Jr. for his failure to file his Supplemental campaign finance disclosure report in connection with the April 22, 2006 election which was due by February 17, 2010. Mr. Lucas was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Lucas to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-302 to obtain an Order against Percy J. Marchand for his failure to file his Supplemental campaign finance disclosure report in connection with the October 20, 2007 election which was due by February 17, 2010. Mr. Marchand was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Marchand to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-303 to obtain an Order against Isaiah Marshall for his failure to file his Supplemental campaign finance disclosure report in connection with the October 4, 2008 election which was due by February 17, 2010. Mr. Marshall was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Marshall to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-304 to obtain an Order against Terrell Myles for his failure to file his Supplemental campaign finance disclosure report in connection with the October 4, 2008 election which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since Mr. Myles had filed the required report and late fees had been assessed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-305 to obtain an Order against Michael A. Petitto for his failure to file his Supplemental campaign finance disclosure report which was due by February 17,

2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-306 to obtain an Order against Ambrose J. Pratt for his failure to file his Supplemental campaign finance disclosure report which was due by February 17,

2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-307 to obtain an Order against Edward J. "Eddie" Price for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-308 to obtain an Order against Kelly J. Scott for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-309 to obtain an Order against Richard A. "Rick" Seaton for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board dismissed the hearing, since Mr. Seaton had filed the required report and late fees had been assessed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-310 to obtain an Order against Larry Selders for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. Mr. Selders was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-6. On motion made, seconded and unanimously passed, the Board ordered Mr. Selders to file the required report and assessed late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-311 to obtain an Order against Ira Thomas for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board dismissed the charges, since Mr. Thomas was not required to file.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-312 to obtain an Order against Maurice L. Tynes for his failure to file his Supplemental campaign finance disclosure report in connection with the October 4, 2008 election which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing to August.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board called the public hearing in Docket No. 10-313 to obtain an Order against Gary Wainwright for his failure to file his Supplemental campaign finance disclosure report which was due by February 17, 2010. On motion made, seconded and unanimously passed, the Board continued the public hearing, since proper service had not been obtained.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board



called the public hearing in Docket No. 10-445 to obtain an Order against FAIR, a political committee that supported a candidate in the February 6, 2010 election, for its failure to pay assessed late fees for the late filing of campaign finance disclosure reports. Mr. James Burland, attorney for FAIR, was called but was not present. Staff counsel introduced and filed into the record Exhibits 1-7. On motion made, seconded and unanimously passed, the Board ordered FAIR to pay late fees totaling \$1,800.

Ms. Beth Ardoin, Chairman of IBERIABANK Louisiana PAC, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in Docket No. 10-482 in connection with a request for a waiver of the \$2,800 and \$3,000 late fees assessed against the committee, which supported candidates in the February 6, 2010 election, for filing the 30-P report 34 days late and the 10-P report 14 days late. After hearing from Ms. Ardoin, on motion made, seconded and passed by a vote of 9 yeas by Board Members Bareikis, Bowman, Boyer, Hymel, Ingrassia, Leggio, Lowrey, Simoneaux and Stafford and 1 nay by Board Member Schneider, the Board declined to waive the late fees totaling \$5,800 but suspended \$3,800 conditioned upon future compliance with the Campaign Finance Disclosure Act. Board Member Monroe recused himself.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 10-553 for a waiver of the \$3,000, \$3,000 late fees assessed and the \$5,000 late fee reassessed against NORPAC, a political committee that supported candidates in the February 6, 2010 election, for filing the 10-P report 47 days late and the 10-G report 16 days late. On motion made, seconded and unanimously passed, the Board continued the matter to the August meeting at the request of James Burland, attorney for NORPAC.

Mr. Charles Castille, the former Undersecretary for the Department of Health and Hospitals

(DHH), appeared before the Board in Docket No. 10-628 in connection with a request for reconsideration of an advisory opinion regarding his post employment restrictions. After hearing from Mr. Castille, on motion made, seconded and unanimously passed, the Board concluded that Section 1121A(1) of the Code of Governmental Ethics prohibits Mr. Castille, for a period of two years following his termination of employment with DHH, from assisting a person in transactions with the Bureau of Health Services Financing or any programs administered by this agency, including the Medicaid Program, since Mr. Castille served as the operational manager and overseer of the Bureau of Health Services Financing and, as such, Mr. Castille was the agency head of the Medicaid Program. The Board further advised that any legal entity in which Mr. Castille is employed will be prohibited, for a period of two years, following his termination of employment with DHH, from assisting another person in any transaction in which he participated as a public servant.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 10-643 for a waiver of the \$600 and \$2,000 late fees assessed against Stephen “Steve” Pugh, a candidate for State Representative, District 73 in the October 20, 2007 election, whose Annual campaign finance disclosure report due by February 17, 2010 was filed 83 days late and Supplemental campaign finance disclosure report was filed 96 days late. On motion made, seconded and unanimously passed, the Board rescinded the assessed late fees totaling \$2,600, since Mr. Pugh was not required to electronically file the reports.

The Board recessed at 10:33 a.m. and resumed back into general business session at 10:44 a.m.

On motion made, seconded and unanimously passed, the Board adopted the following general business agenda items:

Adopted for publication, two consent opinions in Docket No. 09-848 in which (1) Brad Blanchard, a board member of Terrebonne Parish Fire District Nine, agrees that a violation of Section 1113B of the Code of Governmental Ethics occurred by his entering into transactions involving Terrebonne Parish Fire District Nine in which he had an economic interest when he provided compensated services to the Fire District for emergency services performed during Hurricanes Gustav and Ike and a violation of Section 1112A of the Code of Governmental Ethics occurred by his participating in a transaction in which he had a personal economic interest involving his governmental entity when he voted to approve the payment made to him for emergency services rendered to the District and in which Mr. Blanchard agrees to pay a fine of \$100; and (2) Paul Breaux, a board member of Terrebonne Parish Fire District Nine, agrees that a violation of Section 1113B of the Code of Governmental Ethics occurred by his entering into transactions involving Terrebonne Parish Fire District Nine in which he had an economic interest when he provided compensated services to the Fire District for emergency services performed during Hurricanes Gustav and Ike and a violation of Section 1112A of the Code of Governmental Ethics occurred by his participating in a transaction in which he had a personal economic interest involving his governmental entity when he voted to approve the payment made to him for emergency services rendered to the District and in which Mr. Breaux agrees to pay a fine of \$1,250.

Instructed the staff to obtain additional information and deferred to the August meeting, the consideration of a request for an advisory opinion in Docket No. 10-532 regarding Greg Prudhomme, an Alderman-at-Large Elect for the City of Bunkie, participating in transactions involving a customer of The Union Bank.

Adopted an advisory opinion in Docket No. 10-546 concluding that no violation of the Code

of Governmental Ethics is presented by Keith Villere, the former Mayor of the City of Covington, being employed by URS Corporation if URS engages in contracts with the City of Mandeville while his brother serves as the Mayor of Mandeville, since Mr. Keith Villere does not have a controlling interest in URS, and will not be paid by URS for any work it performs for the City of Mandeville. The Board further advised that if Mr. Keith Villere is employed by URS, and URS enters into a contract with the City of Mandeville while his brother, Donald Villere, is the mayor, Mr. Keith Villere will be required to file an annual financial disclosure statement, by May 1<sup>st</sup> of each year, with the Louisiana Board of Ethics pursuant to Section 1114A of the Code of Governmental Ethics. Board Member Schneider recused himself.

Adopted an advisory opinion in Docket No. 10-560 concluding that no violation of the Code of Governmental Ethics is presented by The Vernon Bank of Leesville bidding on, or subsequently contracting with, the Vernon Parish School Board for General Obligation Bonds while one of its Senior Vice Presidents, Steve Woods, is a member of the Vernon Parish School Board, since La. R.S. 39:1233.1 provides an exception to Section 1111C2(d) of the Code of Governmental Ethics which requires the public servant to recuse himself from voting in favor of the bank, to file such recusal within the records or minutes, and forward a disclosure to the Board of Ethics.

Allowed the request to withdraw a request for an advisory opinion in Docket No. 10-607 regarding the Northwest Louisiana War Veterans Home hiring as a registered nurse, the stepmother of a currently employed licensed practical nurse, since the individual to be hired as a registered nurse is no longer interested in pursuing the employment.

Adopted an advisory opinion in Docket No. 10-625 concluding that no violation of the Code of Governmental Ethics is presented by Nancy Falgoust, a staff attorney employed by the Department

of Health and Hospitals (DHH), accepting employment on a contractual basis with the Metropolitan Human Services District (Metropolitan) following the termination of her employment at DHH, since the Code of Governmental Ethics does not define Metropolitan as a person and since Ms. Falgoust will not be contracting to provide a service to her former agency, DHH.

Adopted an advisory opinion in Docket No. 10-627 concluding that Section 1111C(2)(d) of the Code of Governmental Ethics prohibits Jerry Beatty, a member of the Concordia Parish Police Jury, from accepting employment with Hammett & Associates while the company has a business agreement with the Concordia Parish sewer and recreation boards, since Mr. Beatty is a member of the Concordia Police Jury and the sewer and recreation boards both serve under the supervision of the Police Jury.

At Board Member Bowman's request, on motion made, seconded and unanimously passed, the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, agreed to reconsider the matter Docket No. 07-237 which involved a request for a rehearing before the Board at its June 18, 2010 meeting regarding an Order issued against Darryl Robertson for failure to pay assessed late fees totaling \$6,000 for the late filing of his Annual/Supplemental campaign finance disclosure reports in connection with the October 7, 2000, October 5, 2002 and September 30, 2006 elections and in which the Board imposed the late fees totaling \$6,000 but suspended \$4,000 conditioned upon future compliance with the Campaign Finance Disclosure Act. On motion made, seconded and passed by a vote of 6 yeas by Board Members Bowman, Boyer, Hymel, Lowrey, Simoneaux and Stafford, 3 nays by Board Members Ingrassia, Leggio and Monroe and 2 abstentions by Board Members Bareikis and Schneider, the Board suspended \$1,300 of the remaining \$1,800 late fee assessed against Mr. Robertson conditioned upon future compliance with the Campaign Finance

Disclosure Act.

Absent specific information, declined to render an advisory opinion in Docket No. 10-633 regarding the Fire Chief for Jackson Parish Volunteer Fire Department accepting employment as the Jackson Parish Emergency Preparedness Director.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the June 17-18, 2010 meetings.

Ms. Allen provided an overview of the legislation passed during the 2010 Legislative session.

The Board considered a request for an advisory opinion in Docket No. 10-565 regarding whether the son of Kirk Cordell, the Executive Director of the National Center for Preservation Technology and Training (the Center), may be hired by the Center to work on a project to develop iPhone applications for use in historic preservation. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. Cordell's son, Evan Cordell, being employed by the Center as an intern through a cooperative agreement with Northwestern State University (NSU), since although the interns are employees of NSU, the Executive Director of the Center is not an agency head because the Director is not an employee of the state.

The Board considered a request for an advisory opinion in Docket No. 10-621 as to whether R.S. 24:56(F) prohibits members of the Louisiana Auctioneers Licensing Board from lobbying before the legislature. On motion made, seconded and unanimously passed, the Board concluded that LSA R.S. 24:56(F) prohibits a state employee in his official capacity or on behalf of his employer from lobbying for or against any matter intended to have the effect of law pending before the legislature

or any committee thereof. LSA R.S. 24:56(F) does not prohibit the dissemination of factual information relative to any such matter or the use of public meeting rooms or meeting facilities available to all citizens to lobby for or against any such matter.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered requests for “good cause” waivers of late fees assessed against the following candidates and political committees:

The Board unanimously reduced to \$100 the late fees assessed with respect to electronic filings of campaign finance disclosure reports against the following:

Docket No. 10-535 from Timothy Larkin of a \$600 late fee;  
Docket No. 10-535 from Timothy Larkin of a \$720 late fee;  
Docket No. 10-536 from Lee V. Faulkner of a \$600 late fee;  
Docket No. 10-569 from Bill Cassidy of a \$780 late fee;  
Docket No. 10-578 from Anthony Marabella of a \$360 late fee;  
Docket No. 10-598 from Todd Hernandez of a \$360 late fee; and,  
Docket No. 10-644 from Juanita “Nita” Hutter of a \$240 late fee.

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 10-469 from the City Council for Integrity PAC of a \$200 late fee;  
Docket No. 10-534 from Cyndi Nguyen of a \$600 late fee;  
Docket No. 10-537 from Lee Fraught of a \$160 late fee;  
Docket No. 10-540 from Walter Boasso of a \$1,000 late fee;  
Docket No. 10-541 from Michael Gremillion of a \$280 late fee;  
Docket No. 10-543 from Harry “Kayo” Lewis of a \$600 late fee;  
Docket No. 10-545 from Tunica Biloxi Indians PAC of a \$3,000 late fee and a \$1,600 late fee;  
Docket No. 10-547 from Rudy S. Smith of a \$440 late fee;  
Docket No. 10-548 from Donald Villere of a \$320 late fee;  
Docket No. 10-549 from Perry Bailey, Sr. of a \$360 late fee;  
Docket No. 10-550 from Troy N. Terrell of a \$200 late fee;  
Docket No. 10-551 from Better Government PAC of a \$3,000 late fee and a \$2,000 late fee;  
Docket No. 10-552 from Lynn “Lucky” Ross of a \$320 late fee and a \$280 late fee;  
Docket No. 10-554 from Barbara Carroll of a \$500 late fee; and,  
Docket No. 10-555 from Lester Thomas of a \$1,000 late fee and a \$360 late fee.

The Board unanimously declined to waive the \$280 late fee assessed against Dorman L. Williams in Docket No. 10-538 but suspended \$180 conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board unanimously declined to waive the \$400 late fee assessed against Ralph Washington in Docket No. 10-542 but suspended \$300 conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board considered requests for “good cause” waivers of late fees assessed against the following lobbyists:

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 10-603 from Itzel Harriott, Legislative Lobbyist, of a \$450 late fee;  
Docket No. 10-604 from Robert Morgan, Legislative Lobbyist, of a \$100 late fee; and,  
Docket No. 10-604 from Robert Morgan, Executive Lobbyist, of a \$100 late fee.

The Board unanimously waived the late fees assessed against the following:

Docket No. 10-544 from Kelly Orians, Legislative Lobbyist, of a \$100 late fee;  
Docket No. 10-544 from Kelly Orians, Executive Lobbyist, of a \$100 late fee;  
Docket No. 10-605 from Karlana Glenn, Legislative Lobbyist, of a \$500 late fee; and,  
Docket No. 10-605 from Karlana Glenn, Executive Lobbyist, of a \$500 late fee.

The Board unanimously declined to waive the two \$50 late fees assessed against P.M. Woods, Executive and Legislative Lobbyist, in Docket No. 10-602 but suspended the late fees conditioned upon future compliance with the Lobbyist Disclosure Act.

The Board unanimously agreed to consider the following supplemental agenda items:

The Board considered a proposed consent opinion in Docket No. 08-909 in which Jason Ebey, a member of the Webster Parish Convention and Tourism Bureau, agrees that a violation of Section 1112B(3) of the Code of Governmental Ethics occurred by his participating and voting on



matters involving the Minden-South Webster Chamber of Commerce while he was employed by the Chamber as its President, a violation of Section 1112D of the Code of Governmental Ethics occurred by his failure to resign from the Webster Parish Convention and Visitors Commission when matters involving the Minden-South Webster Chamber of Commerce came before the Commission and a violation of Section 1111C(2)(d) of the Code of Governmental Ethics occurred by his providing compensated services to the Chamber as its President while the Chamber had a financial relationship with the Commission and in which Mr. Ebey agrees to pay a fine of \$500. The Board adopted the consent opinion for publication.

The Board considered an advisory opinion in Docket No. 10-495 regarding Carnell Person, Street Superintendent for the City of Monroe, providing compensated services to Jackson Fontenot Construction at a time when Jackson Fontenot Construction has a contractual business relationship with the City of Monroe. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Jackson and Fontenot Construction bidding on or entering into any contract, subcontract, including the subcontract with E.R. Lawrence Contractor to construct sidewalks for the City, or other transactions with the Street Department, since Mr. Person owns less than 25% of Jackson and Fontenot Construction. The Board further concluded that Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit Mr. Person from providing compensated services to Jackson and Fontenot if Jackson and Fontenot Construction has or is seeking to have a contract, business or other financial relationship with the Street Department and that Section 1112B(3) of the Code of Governmental Ethics would prohibit Mr. Person from participating in any transaction involving the Street Department in which Jackson

and Fontenot had a substantial economic interest.

The Board considered a request for an advisory opinion in Docket No. 10-639 regarding whether a conflict of interest exists if Matt Fraser, Legislative Director in New Orleans Councilmember Susan Guidry's office, acts as a point person for the Criminal Justice Committee and the Budget Committee when his wife, Amanda Crowley Fraser, is employed as a staff attorney for the Orleans Indigent Defender Program (OIDP). On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. Fraser's general involvement with the Council's Criminal Justice and Budget Committees, since neither Mr. or Mrs. Fraser work for a "person" which is defined within the Code of Governmental Ethics as an individual or legal entity other than a governmental entity, or an agency thereof. The Board further advised that Section 1112B(1) of the Code of Governmental Ethics prohibits Mr. Fraser from performing any work, with the committees or otherwise, in which his wife has a substantial economic interest.

On motion made, seconded and unanimously passed, the Board agreed to add Docket No. 10-650 to the supplemental agenda for consideration.

The Board considered a request for an advisory opinion in Docket No. 10-650 regarding what impact Gary Palmer's election to the Thibodaux City Council would have on potential contracts between the City and his employer, Charter Media. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. Palmer serving on the Thibodaux City Council while he is employed by Charter Media provided the City does not enter into any business or contractual agreement with Charter Media. The Board

further advised that Section 1111C(2)(d) of the Code of Governmental Ethics prohibits a public servant from accepting anything of economic value from a person who has or is seeking to have a business or financial relationship with the public servant's agency. However, Ethics Board Docket No. 82-02D creates an exception to Section 1111C(2)(d) of the Code when the following factors are met: (1) the employee must be a salaried or wage-earning employee; (2) the employee's salary must remain substantially unaffected by the contractual relationship; (3) the public servant must own less than a "controlling interest" in the company; and (4) the public servant must be neither an officer, director, trustee, nor partner in the company. This exception only applies to public servants who are existing employees of the person or entity that has or is seeking a business or financial relationship with the public servant's agency. Mr. Palmer may not avail himself of this exception, however, because he is paid a salary plus commission.

The Board unanimously adjourned at 11:34 a.m.

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Secretary

APPROVED:

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Chairman

