

LOUISIANA BOARD OF ETHICS  
MINUTES  
November 19, 2010

The Board of Ethics met on November 19, 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 Bowman, Boyer, Hymel, Ingrassia, Leggio, Monroe, Simoneaux and Stafford present. Absent were Board Members Bareikis, Lowrey and Schneider. Also present were the Ethics Administrator, Kathleen Allen; Executive Secretary, Deborah Grier; and Counsel, Alesia Ardoin, Tracy Barker, Aneatra Boykin, Michael Dupree and Deidra Godfrey.

On motion made, seconded and unanimously passed, the Board deferred the following matters that were scheduled for public hearing involving campaign finance, lobbying and personal financial disclosure until further notice by the Board:

A request for rehearing in Docket No. 06-290 in connection with an Order for \$2,000 issued against John J. Doyle, III, a candidate for City of Harahan Police Chief in the October 5, 2002 election, for failure to file his Supplemental campaign finance report which was due by February 15, 2006.

A request for rehearing in Docket No. 07-237 in connection with an Order for \$2,000 issued against John J. Doyle, III, a candidate for City of Harahan Police Chief in the October 5, 2002 election, for failure to file his Supplemental campaign finance report which was due by February 15, 2007.

A request for rehearing in Docket No. 08-297 in connection with an Order for \$1,740 issued against Kevin Stafford, a candidate for Natchitoches Parish Sheriff in the October 20, 2007 election,

for failure to timely file his 30-P, 10-P, and 10-G campaign finance reports.

A public hearing in Docket No. 08-1019 to obtain an Order against Girod Jackson for his failure to pay the \$200 late fee assessed for the late filing of his 10-P campaign finance disclosure report.

A request for rehearing in Docket No. 09-216 in connection with an Order for \$2,000 issued against Kevin Stafford, a candidate for Natchitoches Parish Sheriff in the October 20, 2007 election, for failure to timely file his Supplemental campaign finance disclosure report.

A request for rehearing in Docket No. 09-664 in connection with an Order for \$4,000 issued against Kurt Garcia, a candidate for Jefferson Parish School Board, District 4 in the April 4, 2009 election, for failure to file his 30-P campaign finance disclosure report.

A public hearing in Docket No. 09-849 to obtain an Order against Gail Masters Reimonenq for her failure to pay the \$1,000 late fee assessed for the late filing of her Supplemental campaign finance disclosure report.

A public hearing in Docket No. 09-880 to obtain an Order against Eddie Clark for his failure to pay the \$2,500 late fee assessed for the late filing of his Tier 2 Personal Financial Disclosure report.

A public hearing in Docket No. 10-180 to obtain an Order against Alicia Plummer, a candidate for Orleans Parish Councilmember in the February 6, 2010 election, for failure to file her 30-P and 10-P campaign finance disclosure reports which were due by January 7, 2010 and January 27, 2010.

A public hearing in Docket No. 10-295 to obtain an Order against Randal Gaines for his failure to pay the \$600 late fee assessed for the late filing of his Supplemental campaign finance disclosure report.

A public hearing in Docket No. 10-447 to obtain an Order against Alicia Plummer, a candidate for Orleans Parish Councilmember in the February 6, 2010 election, for failure to file her EDE-P and 10-G campaign finance disclosure reports which were due by February 6, 2010 and February 24, 2010.

A public hearing in Docket No. 10-464 to obtain an Order against Aaron Moak, a candidate for City of Central Councilmember, for failure to file his 10-G campaign finance disclosure report which was due by April 21, 2010.

A public hearing in Docket No. 10-469 to obtain an Order against the City Council Integrity Council, a political committee that supported candidates in the February 6, 2010 election, for failure to pay the \$200 late fee assessed for the late filing of the 10-G campaign finance disclosure report.

A public hearing in Docket No. 10-474 to obtain an Order against James J. Trainor for his failure to pay the \$120 late fee assessed for the late filing of his 30-P campaign finance disclosure report.

A public hearing in Docket No. 10-550 to obtain an Order against Troy N. Terrell for his failure to pay the \$200 late fee assessed for the late filing of his 10-P campaign finance disclosure report.

A public hearing in Docket No. 10-554 to obtain an Order against Barbara Carroll for her failure to pay the \$200 late fee assessed for the late filing of her Special campaign finance disclosure report.

A public hearing in Docket No. 10-579 to obtain an Order against Charmaine Marchand for her failure to pay the \$960 late fee assessed for the late filing of her Annual campaign finance disclosure report.

A public hearing in Docket No. 10-581 to obtain an Order against Stephen J. Ortego for his failure to pay the \$780 late fee assessed for the late filing of his Supplemental campaign finance disclosure report.

A public hearing in Docket No. 10-593 to obtain an Order against Leroy “Roy” Scott, a candidate for Mayor of the City of Winnsboro, for his failure to file his Candidate Personal Financial Disclosure statement in connection with the March 27, 2010 election.

A public hearing in Docket No. 10-654 to obtain an Order against Thomas Arnold for failure to pay the assessed late fees totaling \$3,080 for the late filing of his 30-P and 10-P campaign finance disclosure reports.

A public hearing in Docket No. 10-657 to obtain an Order against Jean Paul Morrell for his failure to pay the \$420 late fee assessed for the late filing of his Supplemental campaign finance disclosure report.

A public hearing in Docket No. 10-659 to obtain an Order against Pat Michael Peyton for failure to pay the assessed late fees totaling \$5,600 for the late filing of his 30-P, 10-P and EDE-P campaign finance disclosure reports.

A public hearing in Docket No. 10-662 to obtain an Order against Nolan Marshall, III for failure to pay the assessed late fees totaling \$4,720 for the late filing of his EDE-P, 10-G, four (4) Supplemental and EDE-G campaign finance disclosure reports.

A public hearing in Docket No. 10-729 to obtain an Order against Henry Heaton, a candidate for Orleans Parish Assessor, 7<sup>th</sup> Municipal District in the April 22, 2006 election, for failure to file his 2009 Supplemental campaign finance disclosure report which was due by February 17, 2010.

A public hearing in Docket No. 10-760 to obtain an Order against James Perry, a candidate for State Representative, District 93 in the May 1, 2010 election, for failure to file his 40-G campaign finance disclosure report which was due by July 8, 2010.

A public hearing in Docket No. 10-868 to obtain an Order against Joseph Minadeo for his failure to pay the \$50 late fee assessed for the late filing of his Executive Lobbyist Expenditure report.

A public hearing in Docket No. 10-869 to obtain an Order against Kyle Shelly for his failure to pay the \$50 late fee assessed for the late filing of his Legislative Lobbyist Expenditure report.

A public hearing in Docket No. 10-870 to obtain an Order against Tevester Scott for his failure to pay the \$100 late fee assessed for the late filing of his Executive and Legislative Lobbyist Expenditure reports.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered the proposed declaratory opinion in Docket No. 07-609 regarding the propriety of Representative Nicholas Lorusso amending a campaign finance disclosure report to disclose the receipt of a loan, rather than a contribution. On motion made, seconded and unanimously passed, the Board adopted the declaratory opinion in which the Board affirmed its advisory opinion that Representative Lorusso may not amend his 10-P campaign finance disclosure report to change the \$30,000 contribution to a loan, since a candidate is required to accurately file campaign finance disclosure reports and Representative Lorusso cannot amend his campaign finance disclosure report after the election to now disclose the receipt of a loan to his campaign.

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

Adopted for publication, a consent opinion in Docket No. 09-251 in which Larry Akey agrees

that a violation of Section 55 of the Legislative Lobbyist Disclosure Act occurred by filing his 2008 Lobbyist Expenditure Report, which was due on February 17, 2009, thirteen (13) days late and in which Mr. Akey agrees to pay a fine of \$500.

Adopted for publication, a consent opinion in Docket No. 09-423 in which Natalie Babin Isaacks agrees that a violation of Sections 55 and 75 of the Legislative and Executive Lobbyist Disclosure Acts occurred by filing her January 2009 Executive and Legislative Lobbyist Expenditure Reports, which were due on February 15, 2009, thirteen (13) days late and in which Ms. Isaacks agrees to pay a fine of \$500.

Adopted for publication, a consent opinion in Docket No. 09-1091 in which Stephen Schulz agrees that a violation of Section 55 of the Legislative Lobbyist Disclosure Act occurred by filing his May 2009 Lobbyist Expenditure Report, which was due on June 25, 2009, nineteen (19) days late and in which Mr. Schulz agrees to pay a fine of \$300 to be suspended conditioned upon future compliance with the Lobbyist Disclosure Act.

Adopted for publication, a consent opinion in Docket No. 09-1092 in which Shacara Lewis agrees that a violation of Section 55 of the Legislative Lobbyist Disclosure Act occurred by filing her April 2009 Lobbyist Expenditure Report, which was due on May 17, 2009, twenty-nine (29) days late and in which Ms. Lewis agrees to pay a fine of \$300 to be suspended conditioned upon future compliance with the Lobbyist Disclosure Act.

Adopted for publication, a consent opinion in Docket No. 09-1094 in which Jennifer Ansardi agrees that a violation of Section 55 of the Legislative Lobbyist Disclosure Act occurred by filing her May 2009 Lobbyist Expenditure Report, which was due on June 25, 2009, twenty-five (25) days late and in which Ms. Ansardi agrees to pay a fine of \$600.

Adopted for publication, a consent opinion in Docket No. 09-1098 in which Elizabeth Bryant agrees that a violation of Section 55 of the Legislative Lobbyist Disclosure Act occurred by filing her April, June and July 2009 Lobbyist Expenditure Reports, which were due respectively on May 17, 2009, July 25, 2009 and August 25, 2009, more than eleven (11) days late and in which Ms. Bryant agrees to pay a fine of \$300 to be suspended conditioned upon future compliance with the Lobbyist Disclosure Act.

Adopted for publication, a consent opinion in Docket No. 10-066 in which Crystal Sticker and her father, Nathan Sticker, agree that a violation of Section 1119A of the Code of Governmental Ethics occurred by virtue of Ms. Sticker's employment with the Eighth Ward Volunteer Fire Department while her father served as the Fire Chief of the fire department and a violation of Section 1112B of the Code of Governmental Ethics occurred by Mr. Sticker's participation, as member of the Fire District's Executive Board, in the hiring of his daughter as a paid part-time firefighter and in which Crystal Sticker and Nathan Sticker agree to pay a joint fine of \$1,000.

Adopted an advisory opinion in Docket No. 10-774 concluding that the hold-over commissioners of the Alexandria Regional Port Authority who have neither attended any Port meetings nor performed any official duties since their resignations are not required to file personal financial disclosure statements. However, the hold-over commissioners who continue to participate in the activities of the Port must continue to file the required personal financial disclosure statements.

Adopted an advisory opinion in Docket No. 10-825 with respect to the following issues regarding Leisa Deshotel, the secretary/bookkeeper for the Mamou Fire Protection District No. 1 Board and a recently elected member of the Mamou Town Council:

- (1) The Code of Governmental Ethics will not prohibit Ms. Deshotel's continued

employment with the Fire Protection District Board, since although the Town of Mamou makes appointments to its board, Mamou Fire Protection District No. 1 is a unit of the Evangeline Parish Police Jury and not the Town.

(2) The Code of Governmental Ethics will not prohibit Ms. Deshotel from notarizing documents for the Mamou Police Department, since the Mamou Police Department is headed by an elected police chief and is not a part of Ms. Deshotel's agency. However, Section 1111E of the Code of Governmental Ethics will prohibit Ms. Deshotel from receiving compensation for notarizing documents submitted to her agencies--the Town of Mamou and the Mamou Fire Protection District. Section 1123(30) allows public servants to donate services to his or her agency, therefore, Ms. Deshotel may notarize documents for the town and the fire protection district free of charge or as part of her official duties.

(3) The Code of Governmental Ethics will not prohibit Ms. Deshotel's gas station from selling fuel or other services to the Mamou Police Department, since the police department is not her agency. However, Section 1113 of the Code of Governmental Ethics will prohibit Ms. Deshotel's gas station from selling fuel or other services to the Mamou Fire Protection District, since selling fuel or providing any service to the Fire Protection District at any time would amount to a prohibited transaction. The Board further concluded that Ms. Deshotel and the gas station she owns may, however, donate services or movable property to the District.

The exception contained in Section 1123(22) would permit Ms. Deshotel to serve as a council member even if the Town enters into transactions with her gas station as long as she files a disclosure plan and quarterly affidavits with the Board of Ethics as provided for under Section 1123(22) of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 10-860 concluding that Section 1113A(1)(a) of the Code of Governmental Ethics prohibits the appointment of Local Workforce Investment Board Area Twenty (LWIA20) Director Gloria Abels' son, who is member of the law firm of Boyer, Hebert and Abels, from being appointed to the LWIA20 Board.

Adopted an advisory opinion in Docket No. 10-877 concluding that no violation of the Code of Governmental Ethics is presented by Joan Wightkin accepting employment with the Louisiana State University Health Sciences Center, School of Public Health, Department of Behavior and Community Health Sciences as a faculty member within two years from her retirement from the



Department of Health and Hospitals, Office of Public Health, since Ms. Wightkin will not be contracting directly with her former agency, the Department of Health and Hospitals, Office of Public Health, nor assisting a person in a transaction involving her former agency.

Adopted an advisory opinion in Docket No. 10-885 concluding that Section 1113A of the Code of Governmental Ethics prohibits Andrea King, a full-time employee of the Town of Welsh, from being appointed by the Town of Welsh to the Welsh Housing Authority when she is a tenant of the Welsh Housing Authority and while her mother serves as an alderwoman for the Town of Welsh. The Board further advised that no violation of the Code of Governmental Ethics is presented by Ms. King's employment by the Town of Welsh, since she was employed for at least one year prior to her mother's election to the Board of Aldermen.

Adopted an advisory opinion in Docket No. 10-929 concluding that no violation of the Code of Governmental Ethics is presented by Dr. Avery Buras, an employee at Southeast Louisiana Hospital, becoming a provider for the Office of Community Services as long as he does not serve or provide the same services to clients who would be able to receive the services from him at Southeast Louisiana Hospital. The Board further advised that Section 1112 of the Code of Governmental Ethics prohibits Dr. Buras from referring clients of Southeast Louisiana Hospital to his private practice.

Declined to render an advisory opinion in Docket No. 10-938 regarding whether Dr. Juliette Saussy, Medical Director of the New Orleans Emergency Medical Services, continuing her employment with various private and public entities, since Dr. Saussy is no longer employed with the New Orleans Emergency Medical Services.

Adopted an advisory opinion in Docket No. 10-952 concluding that Marvin Ragland, Jr.'s

participation on an ad hoc committee for the City of Central will classify him as a public servant to the extent of his service on the committee, however, his membership on the ad hoc committee will not preclude his architectural firm, Coleman Partners Architects, LLC, from seeking projects with the City of Central. The Board further advised that Section 1121 of the Code of Governmental Ethics will prohibit Mr. Ragland and Coleman Partners Architects, LLC, for a period of two years following Mr. Ragland's termination of his service on the ad hoc committee, from assisting another person in a transaction related to his service on the committee, including responding to the RFQ/P that will be developed by the committee.

Adopted an advisory opinion in Docket No. 10-965 concluding that no violation of the Code of Governmental Ethics is presented by George Allspach, a former Attorney Supervisor for the Department of Health and Hospitals (DHH) Bureau of Legal Services, contracting with the Department of Health and Hospitals (DHH) Bureau of Health Services Financing within the two year period following his retirement on September 23, 2010, since Mr. Allspach's agency was the DHH Bureau of Legal Services.

Adopted an advisory opinion in Docket No. 10-976 concluding that no violation of the Code of Governmental Ethics is presented by Hammerman and Gainer, Inc. (H&G), a subsidiary company of Hammerman and Gainer International (HGI), participating in a Request for Proposals submitted by the Department of Children and Family Services (DCFS), since H&G has no current contracts with the DCFS nor did they develop the RFP and since the RFP is open to the public to bid on.

Adopted an advisory opinion in Docket No. 10-982 concluding that no violation of the Code of Governmental Ethics is presented by James Van Hook, a former Psychologist for the Capital Human Services District (CAHSD), accepting employment with the Department of Children and

Family Services (DCFS) to provide psychological consulting services, since DCFS is not a person as defined by the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 10-984 concluding that Section 1111C(2)(d) of the Code of Governmental Ethics prohibits Marshland Enterprises, LLC from bidding on and entering into a contract with the Cameron Parish Drainage District No. 5 while Anthony Swire, a member of the Cameron Parish Drainage District No. 5 Board, is employed as a part-time equipment operator by Marshland Enterprises, LLC.

Adopted an advisory opinion in Docket No. 10-985 concluding that no violation of the Code of Governmental Ethics is presented by Mike Bogard, the brother-in-law of Jefferson Davis Parish Airport District No. 2 Board of Commissioner Doug Hollier, contracting with the Jefferson Davis Parish Airport District No. 2 to provide electrical services while Doug Hollier serves as a member of the District's Board of Commissioners, since Mike Bogard is not an immediate family member of Mr. Hollier's based on the definition in Section 1102(13) of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 10-989 concluding that no violation of the Code of Governmental Ethics is presented by Tara LaMarca Divitorrio, the Social Service Manager at LSU Lallie Kemp Medical Center, applying for the Ancillary Director position while her brother-in-law, Richard Angelette, serves as a respiratory therapist under the Ancillary Director's supervision, since Mr. Angelette has been employed as a respiratory therapist at the hospital for more than 17 years.

Adopted an advisory opinion in Docket No. 10-990 concluding that no violation of the Code of Governmental Ethics is presented by a former member of the Board of Commissioners of the West St. Mary Parish Port, Harbor and Terminal District providing uncompensated, volunteer services to the District in the form of the duties formerly provided by the Executive Director, as long as the

former board member is not appointed to any position by his former board.

Adopted an advisory opinion in Docket No. 10-994 concluding that no violation of the Code of Governmental Ethics is presented by the Batchelor High School Subdivision Sewer System, LLC, owned in part by Pointe Coupee Parish Police Juror Allen Monk and his siblings, donating property to the Pointe Coupee Parish Police Jury, since the Batchelor High School Subdivision Sewer System, LLC made the offer to donate the property to the Pointe Coupee Parish Police Jury in 2005 and since the Police Jury passed a resolution in 2006 authorizing the creation of the Batchelor High School Subdivision Sewer District, which actions preceded Mr. Monk's service on the Police Jury.

Adopted an advisory opinion in Docket No. 10-996 concluding that no violation of the Code of Governmental Ethics is presented by Robert Babineaux running for a seat on the Iberia Parish Council when he is an insurance agent for a company that sells insurance to the Port of Iberia, since the Iberia Parish Port was created in statute as a subdivision of the state and is not a part of the Iberia Parish Council.

Adopted an advisory opinion in Docket No. 10-1003 concluding that no violation of the Code of Governmental Ethics is presented by Jamie Mabile, an Economic Analyst II employed by the Office of Community Development/Disaster Recovery Unity (OCD/DRU), terminating his employment with the OCD/DRU to accept employment with the Port of New Orleans, since Mr. Mabile will not be contracting back to, for or on behalf of his former agency, OCD/DRU, to perform work that he performed for OCD/DRU but will instead enter into a contract with the Port of New Orleans to monitor the Port's spending.

Adopted an advisory opinion in Docket No. 10-1008 concluding that no violation of the Code of Governmental Ethics is presented by James Reese, the Director of the U.S. Foreign-Trade Zone

#2 at the Port of New Orleans, providing consulting services to Marine Inspection, LLC, since Marine Inspection does not have a contractual, financial or other business relationship with the Port of New Orleans and since the services that Mr. Reese will be providing to Marine Inspection are not devoted substantially to the responsibilities, programs or operations of his agency, the Foreign Trade Zone #2 and in which he has participated.

Adopted an advisory opinion in Docket No. 10-1009 concluding that no violation of the Code of Governmental Ethics is presented by Brett Vaughn, a former student worker for the Department of Insurance, accepting employment with Mayer and Associates when Mayer and Associates has a business relationship with the Department of Insurance, since Mr. Vaughn changed toner cartridges for printers and moved equipment while he was a student worker employed by the Department of Insurance and he will not assist Mayer and Associates in a transaction with the department in which he participated as a student worker.

Adopted an advisory opinion in Docket No. 10-1100 concluding that no violation of the Code of Governmental Ethics is presented by Representative Herbert Dixon serving as a compensated representative in social security matters, since matters handled on behalf of claimants for social security benefits are not under the supervision or jurisdiction of Representative Dixon's agency, the Louisiana legislative branch.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the October 14-15, 2010 meetings.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for a payment plan in Docket No. 10-957 in connection with a late fee and fine

totaling \$2,000 assessed against Brandon Shelvin, a candidate for City of Lafayette Councilman, Metro District 3 in the October 20, 2007 election, for failing to timely file his Supplemental campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board approved the payment plan allowing Mr. Shelvin to make monthly payments of \$100.

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:

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

Docket No. 10-1036 from Roger Villere of a \$100 late fee;  
Docket No. 10-1038 from K.P. Gibson of a \$720 late fee;  
Docket No. 10-1047 from Michael Paul Penton of a \$400 late fee and two (2) \$300 late fees;  
Docket No. 10-1048 from James “Mike” Dooley of a \$600 late fee; and,  
Docket No. 10-1049 from Lambert C. Boissiere, III of a \$400 late fee.

The Board unanimously declined to waive the \$400 late fee assessed against Thomas “Moose” Pearce in Docket No. 10-935 but suspended \$300 conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board unanimously waived the \$300 late fee assessed against Daniel E. Becnel, Jr. in Docket No. 10-1037 due to his serious medical condition.

The Board considered a request in Docket No. 10-604 for a waiver of the two (2) \$100 late fees assessed against lobbyist Robert Morgan for his failure to timely file the Legislative and Executive ER-03/10 lobbying reports. On motion made, seconded and unanimously passed and pursuant to the waiver guidelines, the Board declined to waive the late fees totaling \$200 but suspended the entire amount conditioned upon future compliance with the Lobbyist Disclosure Act.

The Board considered a request in Docket No. 10-960 for a waiver of the \$1,900 late fee assessed against Wanda Bennett for failure to timely file her Tier 2 personal financial disclosure

statement. On motion made, seconded and unanimously passed and pursuant to the waiver guidelines, the Board declined to waive the \$1,900 late fee but suspended \$900 conditioned upon future compliance with the Code of Governmental Ethics.

Chairman Simoneaux vacated the Chair. Vice Chairman Boyer assumed the Chair.

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

The Board considered consent opinions in Docket No. 07-945 in which (1) Carroll Duhon, a former member of the Vermilion Parish Police Jury, agrees that a violation of Section 1119 of the Code of Governmental Ethics occurred by virtue of the employment of his daughter, Morgan Duhon Baumgardner, as the receptionist for the Vermilion Parish Waterworks District No. 1 while he served as a member of the Vermilion Parish Police Jury and in which Mr. Duhon agrees to pay a fine of \$500 to be suspended conditioned upon future compliance with the Code of Governmental Ethics; and, (2) Morgan Duhon Baumgardner agrees that a violation of Section 1119 of the Code of Governmental Ethics occurred by virtue of her employment as the receptionist for the Vermilion Parish Waterworks District No. 1 while her father served as a member of the Vermilion Parish Police Jury and in which Ms. Duhon Baumgardner agrees to pay a fine of \$500 to be suspended conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request for an advisory opinion in Docket No. 10-1004 regarding whether the City of Broussard may continue to contract with Touche Printing, a company owned in part by the wife of newly elected Councilman Ray Bourque, Jr., and by which Mr. Bourque is employed. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by the City of Broussard continuing to contract with Touche Printing, since Mr. and Mrs. Bourque only own 25% of the company. The

Board further advised that Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit Mr. Bourque from providing compensated services to Touche Printing while it has a business relationship with the City of Broussard.

Chairman Simoneaux resumed the Chair.

The Board unanimously resolved into executive session.

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**EXECUTIVE SESSION**

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The Board unanimously resolved into general session.

On motion made, seconded and unanimously passed, the Board dismissed the charges in Docket No. 08-757 against Scott Wilfong and Capital Business Services for failing to disclose expenditures made in connection with a flyer opposing Melvin “Kip” Holden, a candidate for Mayor-President of Baton Rouge in the October 4, 2008 election and referred Darrell Glasper to the District Attorney.

On motion made, seconded and unanimously passed, the Board agreed to transfer the charges against Shawn Barney for failure to file campaign finance disclosure reports in Docket No. 09-011 to the Ethics Adjudicatory Board.

On motion made, seconded and unanimously passed, the Board agreed that all failure to file cases scheduled for public hearing at the Board’s November 19, 2010 meeting that have charges pending should be transferred to the Ethics Adjudicatory Board except for those cases that have Orders issued prior to August 15, 2008.

On motion made, seconded and unanimously passed, the Board agreed that (1) all rehearing



cases in which Orders were issued prior to August 15, 2008 will be considered at the Board's December meeting; and, (2) all rehearing cases in which Orders were issued after August 15, 2008 will be transferred to the Ethics Adjudicatory Board in the form of charges.

On motion made, seconded and unanimously passed, the Board instructed the staff to transfer the matter in Docket No. 09-011 involving Shawn Barney's failure to pay the \$360 and \$2,000 late fees to the Ethics Adjudicatory Board in the form of charges.

On motion made, seconded and unanimously passed, the Board dismissed the charge in Docket No. 09-786 against Mayor Albert Doughty, Town of Benton, regarding his use of a Town of Benton credit card to purchase emery boards for his re-election campaign.

On motion made, seconded and unanimously passed, the Board adjourned at 11:17 a.m.

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Secretary

APPROVED:

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Chairman