

LOUISIANA BOARD OF ETHICS  
MINUTES  
March 15, 2013

The Board of Ethics met on March 15, 2013 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 Blewer, Bruneau, Leggio, Lemke, McAnelly, Monroe and Schneider present. Absent were Board Members Backhaus, Ingrassia, Shelton and Stafford. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Aneatra Boykin, Mike Dupree, Brent Durham, Jennifer Land and Suzanne Mooney.

Ms. Vickie Briscoe appeared before the Board in connection with a request in Docket No. 12-943 for a waiver of the \$1,500 late fee assessed against her for filing her 2009 Tier 2.1 annual personal financial disclosure statement 266 days late. After hearing from Ms. Briscoe, on motion made, seconded and passed by a vote of 5 yeas by Board Members Blewer, Bruneau, Leggio, McAnelly and Monroe and 2 nays by Board Members Lemke and Schneider, the Board declined to waive the \$1,500 late fee.

Judge Yvette Alexander, a candidate for Baton Rouge City Court Judge in the November 6, 2012 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 12-1900 for reconsideration of a waiver of the \$540 late fee assessed against her for filing her 30-P campaign finance report 9 days late. After hearing from Judge Alexander, on motion made, seconded and unanimously passed, the Board declined to waive the \$540 late fee but suspended \$420 conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Arthur Leonard, Jr. appeared before the Board in connection with a request in Docket No. 12-2085 for a waiver of the \$1,250 late fee assessed against him for filing his 2011 Tier 3 candidate personal financial disclosure statement 25 days late. After hearing from Mr. Leonard, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,250 late fee but suspended \$750 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 12-2086 for a waiver of the \$1,350 late fee assessed against Havis Maury Drummond for filing his 2009 Tier 2.1 annual personal financial disclosure statement 27 days late. On motion made, seconded and unanimously passed, the Board rescinded the late fee based upon Mr. Drummond's medical issues.

Mr. Marlin Gusman and his attorney, Mr. Craig Frosch, appeared before the Board in connection with a request in Docket No. 12-2139 for a waiver of the \$2,500 late fee assessed against him for filing his amended 2009 Tier 2 annual personal financial disclosure statement 301 days late. After hearing from Mr. Gusman and Mr. Frosch, on motion made, seconded and unanimously passed, the Board waived the \$2,500 late fee. Board Member Bruneau recused himself.

The Board considered a request for an advisory opinion in Docket No. 12-2160 regarding whether Gregory St. Etienne may resign from the Board of Directors of FirstLine Schools, Inc., and accept employment with a nonprofit, and provide services to FirstLine Schools, Inc., through the nonprofit. On motion made, seconded and unanimously passed, the Board deferred the matter to the April meeting.

Mr. Claston Bernard, a candidate for Gonzales City Council, District D in the November 6, 2012 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-019 for a waiver of the \$1,000

and \$200 late fees assessed against him for filing his 30-P and 10-G campaign finance disclosure reports 34 and 5 days late. After hearing from Mr. Bernard, on motion made, seconded and passed by a vote of 4 yeas by Board Members Leggio, Lemke, McAnelly and Schneider and 3 nays by Board Members Blewer, Bruneau and Monroe, the Board declined to waive the late fees totaling \$1,200 but suspended \$1,100 conditioned upon future compliance with the Supervisory Committee on Campaign Finance Disclosure.

Judge Regina Bartholomew, a candidate for Judge, Orleans Civil District Court in the October 22, 2011 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-131 for a waiver of the \$2,500 late fee assessed against her for filing her 90-P campaign finance disclosure report 134 days late. After hearing from Judge Bartholomew, on motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act. Board Member Schneider recused himself.

Mr. Justin L. Conner, Sr., a candidate for State Representative, District 21 in the October 22, 2011 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-138 for a waiver of the \$2,000 late fee assessed against him for filing his 10-P campaign finance disclosure report 404 days late. After hearing from Mr. Conner, on motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee.

The Board considered a request for an advisory opinion in Docket No. 13-145 regarding Murphy Pontiff, a member of the St. Mary Parish School Board, returning to the classroom to teach

vocational agriculture classes at Franklin High School. On motion made, seconded and unanimously passed, the Board concluded that Section 1113A of the Code of Governmental Ethics prohibits Mr. Pontiff from being employed by the St. Mary Parish School Board as a vocational teacher while he serves as a member of the St. Mary Parish School Board. The Board further advised that Section 1121A(2) of the Code of Governmental Ethics would prohibit Mr. Pontiff from being employed by the St. Mary Parish School Board within two (2) years of his resignation as a member of the school board.

The Board considered a request for an advisory opinion in Docket No. 13-169 regarding whether Baldwin Ready Mix, Corp., a company in which Representative Stuart Bishop owns a controlling interest, may provide concrete and concrete materials to private and public works projects in Louisiana. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Baldwin Ready Mix, Corp. providing concrete or concrete materials to a contractor or a subcontractor on a state or state agency project while Representative Bishop serves as a member of the Louisiana House of Representatives, since Baldwin Ready Mix will not be entering into any contracts with the state or one of its agencies, nor will the state or one of its agencies have the authority to approve any contract between Baldwin Ready Mix and a general contractor or subcontractor.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 12-1898 for reconsideration of a waiver of the \$1,400 late fee assessed against Dr. Gerald A. Cvitanovich, a candidate for Jefferson Parish Coroner in the October 22, 2011 election, for filing his 30-P campaign finance disclosure report 14 days late. The Board unanimously deferred the matter until later in the meeting, since Dr. Cvitanovich was not present

when called.

Mr. Richard Artigue and Mr. Mike Savant, attorney for the St. Tammany Parish Council, appeared before the Board in connection with a request in Docket No. 13-085 for a waiver of the \$2,500 late fee assessed against Mr. Artigue for filing his amended 2008 Tier 2 annual personal financial disclosure statement 565 days late. After hearing from Mr. Artigue and Mr. Savant, on motion made, seconded and passed by a vote of 6 yeas by Board Members Blewer, Bruneau, Leggio, Lemke, McAnelly and Schneider and 1 nay by Board Member Monroe, the Board waived the \$2,500 late fee based on the facts presented.

Mr. Wade Shows, attorney for the Bunches Bend Protection District, Mr. Mark Brown, President of the Bunches Bend Protection District, and Mr. Ed Patrick, Commissioner of the Bunches Bend Protection District, appeared before the Board in connection with a request for an advisory opinion in Docket No. 13-200 regarding whether appointed commissioners of the Bunches Bend Protection District or entities partially owned by these commissioners may sell dirt to the Bunches Bend Protection District. On motion made, seconded and unanimously passed, the Board deferred action on the matter.

Mr. Elijah "Stepper" Banks, a candidate for Alderman for the Town of Ferriday, District B in the November 6, 2012 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 13-289 for a waiver of the \$400 late fee assessed against him for filing his 40-G campaign finance disclosure report 11 days late. After hearing from Mr. Banks, on motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee. The Board further declined to reassess the \$740 late fee for previously filed reports conditioned upon future compliance with the Campaign

Finance Disclosure Act and advised Mr. Banks that the \$740 late fee will be reassessed if additional reports are not timely filed.

The Board recessed at 10:58 a.m. and resumed back into general business session at 11:09 a.m.

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

On motion made, seconded and unanimously passed, the Board agreed to take action on items G12-G31 en globo subject to any items being removed from the en globo listing for further discussion. On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items G12-G31 taking the following action:

Adopted for publication, a consent opinion in Docket No. 11-511 in which Paul Hogan, a member of the St. Charles Parish Council, agrees that a violation of Section 1112A of the Code of Governmental Ethics occurred by his participation in the discussion, debate and vote before the St. Charles Parish Council involving Herschel Hill, Jr.'s application for rezoning property which was adjacent to property owned by Mr. Hogan and in which no fine is to be imposed based on the totality of the circumstances.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, dismissed the charges in Docket No. 12-341 issued against Charles Sullivan, a candidate for Sabine Parish Sheriff in the October 22, 2011 election, for his failure to file an EDE-P campaign finance disclosure report, since Mr. Sullivan unexpectedly passed away on January 28, 2013.

Due to lack of standing, declined to render an advisory opinion in Docket No. 12-1904 regarding a member of the Louisiana Senior Olympic Games Board being interested in serving as

the Executive Director.

Declined to render an advisory opinion in Docket No. 13-099 regarding the Vermilion Parish Police Jury appointing Ronald Darby, a member of the Vermilion Parish Police Jury, to sit on the board of the Vermilion Parish Tourist Commission, since the matter involved past conduct.

Adopted an advisory opinion in Docket No. 13-100 concluding that no violation of the Code of Governmental Ethics is presented by the employment of Gentry Major by Veolia Water while his mother, Barbara Major, serves as a member of the Board of Commissioners for the Regional Transit Authority (RTA) which has a contractual relationship with Veolia Transportation Services, Inc., since Veolia Water is an independent company that is not subject to the provisions of the Code of Governmental Ethics and has no relationship with the RTA.

Adopted an advisory opinion in Docket No. 13-101 concluding that no violation of the Code of Governmental Ethics is presented by Dr. Rebekah Gee becoming the Louisiana Medicaid Medical Director for the Department of Health and Hospitals, Bureau of Health Services Financing, while employed with the LSU School of Public Health, since Dr. Gee is not performing any service for DHH, the subject matter of which is devoted substantially to the responsibilities, programs, or operations of LSU School of Public Health and in which Dr. Gee has participated. The Board further advised that Section 1112A of the Code of Governmental Ethics will prohibit Dr. Gee from participating in any matter with DHH in which she may have a personal substantial economic interest related to her employment with LSU.

Adopted an advisory opinion in Docket No. 13-102 concluding that no violation of the Code of Governmental Ethics is presented by Gary Gaskin, the Caddo Parish District Attorney Administrator, providing an uncompensated testimonial for Carr, Riggs and Ingram, LLC., a

company which audits the books for the District Attorney's Office, since Mr. Gaskin will not receive anything of economic value for providing the testimonial.

Adopted an advisory opinion in Docket No. 13-105 concluding that Section 1113A(1)(a) of the Code of Governmental Ethics prohibits Andrew Crocker, son of the Fire Administrator for Tangipahoa Parish Rural Fire District #2, from being employed as a part-time employee of the Independence Volunteer Fire Department, since the Independence Volunteer Fire Department contracts with his father's agency, Tangipahoa Parish Rural Fire District #2.

Adopted an advisory opinion in Docket No. 13-116 concluding that no violation of the Code of Governmental Ethics is presented by Judith Bell, a former employee of the Department of Motor Vehicles, applying for a license to open a driving school, since Ms. Bell will not be representing another person in a transaction because she intends to apply for the license herself and since Ms. Bell will be delivering different services from those she performed while an employee of the Department of Motor Vehicles.

Adopted an advisory opinion in Docket No. 13-117 concluding that no violation of the Code of Governmental Ethics is presented by Savoy's Bail Bonding Service, LLC, owned by Ville Platte Police Officer Nathaniel Savoy, providing bail bonding services in parishes other than Evangeline Parish, since Savoy's Bail Bonding Service, LLC will not be providing bail bonding services to the Ville Platte Police Department or any other law enforcement agency in Evangeline Parish.

Adopted an advisory opinion in Docket No. 13-119 concluding that no violation of the Code of Governmental Ethics is presented by Luke D. Mitchell, an Assistant District Attorney for the 39th Judicial District in Red River Parish, accepting a private counsel position with the City of Coushatta and/or the Red River Parish Port Commission, since Mr. Mitchell's agency is the Red River Parish

District Attorney's Office and not the City of Coushatta or the Red River Parish Port Commission. The Board further advised that if the Red River Parish Port Commission elects to employ Mr. Mitchell as its private counsel and the district attorney's office is then relieved of responsibility to serve as its counsel, no violation of Section 1111C(1)(a) is presented. The Board further suggested that Mr. Mitchell should contact the Attorney General's Office to determine if there are any dual office holding issues with this potential employment.

Adopted an advisory opinion in Docket No. 13-120 concluding that no violation of the Code of Governmental Ethics is presented by David Pitre, a newly hired St. Landry Parish Assistant District Attorney, leasing office space from a retiring St. Landry Parish Assistant District Attorney who is also his mother-in-law, Andrea West, since the lease agreement is between the Assistant District Attorney and his mother-in-law.

Approved the disqualification plan in Docket No. 13-121 regarding the segregation of duties between Ernest Anderson, the newly elected Cottonport Chief of Police, and his wife, Theresa Anderson, who serves as the Cottonport Town Clerk.

Declined to render an advisory opinion in Docket No. 13-123 regarding Robert Owens, a member of the Town of Welsh Board of Aldermen, continuing to serve as a volunteer reserve police officer for the town after being elected as Alderman, since the issue involved past conduct. The Board further suggested that Mr. Owens may want to seek an opinion from the Attorney General since the matter involves dual officeholding.

Adopted an advisory opinion in Docket No. 13-139 concluding that John Ray Crispino, the General Manager of Performance Energy Services, L.L.C., is required to file annual disclosure statements with the Board pursuant to Section 1114 of the Code of Governmental Ethics, since Mr.

Crispino receives a thing of economic value from Performance Energy Services while Performance Energy Services has a contractual relationship with the Terrebonne Port Commission and his son serves as a member of the Terrebonne Port Commission.

Adopted an advisory opinion in Docket No. 13-140 concluding that no violation of the Code of Governmental Ethics is presented by a private business owned by Mayor Charles Elliot, Village of Forest Hill, providing services to small businesses as well as entities such as other municipal governments, fire departments, police departments and maintenance departments and advertising the business in the Louisiana Municipal Association's (LMA) monthly publication, the Louisiana Municipal Review, as long as the small business does not have a business, contractual or financial relationship with the Village of Forest Hill and since the governmental entities mentioned are separate agencies.

Adopted the advisory opinion in Docket No. 13-148 concluding that no violation of the Code of Governmental Ethics is presented by Plaquemines Parish contracting with Coastal Dredging, Inc. to perform dredging work on canals while William "Billy" Nungesser, Plaquemines Parish President, and Charles Ballay, Plaquemines Parish District Attorney, have partial ownership interest, either individually or through a trust, in a limited liability company which owns the Myrtle Grove Marina and Wilkinson Canal, since Plaquemines Parish government would be the party contracting with Coastal Dredging, Inc. to dredge local canals. The Board further declined to render an advisory opinion regarding any participation in the project by Mr. Nungesser and Mr. Ballay since Plaquemines Parish lacks standing to request the advisory opinion.

Adopted an advisory opinion in Docket No. 13-149 concluding that no violation of the Code of Governmental Ethics is presented by Julie Burleigh, wife of Cameron Parish Police Juror Kirk

Burleigh, serving on one of the appointed boards or commissions in Cameron Parish or receiving standard per diem for her services provided Mr. Burleigh complies with Section 1120 of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 13-171 concluding that no violation of the Code of Governmental Ethics is presented by Tammy Conner, a former employee of the Department of Public Safety & Corrections, applying for a license to open a driving school , since Ms. Conner will not be representing another person in a transaction because she intends to apply for the license herself and since Ms. Conner will be delivering different services from those she performed while an employee of the Department of Public Safety & Corrections.

Adopted an advisory opinion in Docket No. 13-199 concluding that no violation of the Code of Governmental Ethics is presented by the continued employment of Tamika Farrell, a member of the Morehouse Parish School Board, with Chase Mortgage should J.P. Morgan Chase enter into a contractual relationship with the Morehouse Parish School Board, since Ms. Farrell is paid an hourly wage, her salary will remain unaffected by any contract between the parties, she does not have any ownership interest in the company and is not an officer, director, trustee or partner of the company. The Board further advised that Section 1112 of the Code of Governmental Ethics will prohibit Ms. Farrell from participating in matters concerning her employer that come before the school board. In such instances, Ms. Farrell should recuse herself from the vote, but she may participate in the debate or discussion of the matter.

Dismissed the charges in Docket No. 11-1539 issued against Mayor James Goode, Jr., Village of Sicily Island, for his failure to file his 2009 Tier 3 annual personal financial disclosure statement, since the statement had been filed.

Dismissed the charges in Docket No. 11-1540 issued against Mayor James Goode, Jr., Village of Sicily Island, for his failure to file his 2009 Tier 3 candidate personal financial disclosure statement, since the statement had been filed.

Dismissed the charges in Docket No. 12-1046 issued against Erroll Domingues, a member of the Vermilion Parish Police Jury, District 8, for his failure to file a 2009 Tier 3 annual personal financial disclosure statement, a 2010 Tier 3 annual personal financial disclosure statement and a 2010 Tier 3 candidate personal financial disclosure statement, since the statements had been filed.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the February 14-15, 2013 meetings.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered additional information in Docket No. 10-1111 in connection with a request for reconsideration of the \$300 (with \$500 suspended) and the \$900 late fees assessed against John F. Schwegmann, a candidate for Public Service Commissioner, District 3, Jefferson Parish in the October 2, 2010 election, for filing his 30-P and EDE-P campaign finance disclosure reports 8 and 9 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$300 and \$900 late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 12-533 for reconsideration of a waiver of the \$1,560 and \$360 late fees assessed against Earl F. Dauterive, III, a candidate for St. Bernard Council, Western Division in the October 22, 2011 election, for filing his 30-P and 10-P campaign finance disclosure reports 26 and 6 days late. On motion made, seconded and unanimously passed, the Board declined

to reconsider the waiver request.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 12-1899 for reconsideration of a waiver of the \$120 late fee assessed against Jason Coleman, a candidate for Orleans Parish School Board in the November 6, 2012 election, for filing his 30-P campaign finance disclosure report 2 days late. On motion made, seconded and unanimously passed, the Board declined to reconsider the waiver request.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 12-1901 for reconsideration of a waiver of the \$700, \$300 and \$100 late fees assessed against Caroline Fayard, a candidate for Lt. Governor in the October 2, 2010 election, for filing her two (2) Special and EDE-P campaign finance disclosure reports 7, 3, and 1 day(s) late. On motion made, seconded and unanimously passed, the Board declined to reconsider the waiver request.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for an advisory opinion in Docket No. 13-106 regarding whether Judge Robert Murphy, Fifth Circuit Court of Appeal, may use his campaign funds to reimburse his employees the cost of COBRA expenses and to pay an employee two weeks worth of pay. On motion made, seconded and unanimously passed, the Board concluded that Section 1505.2I of the Campaign Finance Disclosure Act prohibits Judge Murphy from using his campaign funds to reimburse his employees' cost of COBRA expenses and to pay an employee two weeks of compensation for work performed at the Fifth Circuit, since neither is related to Judge Murphy's holding of public office. The Board further advised that Section 1111A of the Code of Governmental Ethics prohibits the employees of Judge Murphy's office from accepting anything of economic value other than the

benefits and compensation that they are duly entitled to for their public service.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for an advisory opinion in Docket No. 13-172 regarding whether Maureen O'Brien, a newly elected member of the St. Tammany Parish Council, may use her campaign funds to pay for several organizations in which she is a member and for the broadcast of her radio show. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Campaign Finance Disclosure Act is presented by Ms. O'Brien using her campaign funds to pay for membership into the organizations she listed in her request as well as meals purchased at the organization's meetings, since it appears that the listed organizations will enhance Ms. O'Brien's professional standing as a member of the St. Tammany Parish Council and will allow her to remain connected to her constituents. Additionally, Section 1505.2I of the Campaign Finance Disclosure Act will allow Ms. O'Brien to attend and make donations to the non-profit 501C(3) organizations and organizations defined as charitable under 26 USC 170 C. The Board further advised that no violation of the Campaign Finance Disclosure Act is presented by Ms. O'Brien using her campaign funds to pay the proportionate percentage of production cost that is dedicated to matters related to St. Tammany Parish in connection with her radio show.

Dr. Gerald A. Cvitanovich, a candidate for Jefferson Parish Coroner in the October 22, 2011 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 12-1898 for reconsideration of a waiver of the \$1,400 late fee assessed against him for filing his 30-P campaign finance disclosure report 14 days late. After hearing from Dr. Cvitanovich, on motion made, seconded and passed by a vote of 5 yeas by Board Members Bruneau, Leggio, Lemke, McAnelly and Schneider and 2 nays

by Board Members Blewer and Monrose, the Board declined to waive the \$1,400 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

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 committee:

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

Docket No. 13-127 from Tracy Flemings-Davillier of a \$800 late fee;  
Docket No. 13-128 from Joseph Roger Bergeron of a \$1,000 late fee;  
Docket No. 13-129 from Emile Hurts of a \$420 late fee, a \$120 late fee  
and a \$480 late fee;  
Docket No. 13-135 from Ascension Republican Parish Executive Committee  
of a \$160 late fee;  
Docket No. 13-136 from James E. Slaughter, Jr. of a \$60 late fee and a \$180 late fee; and,  
Docket No. 13-185 from Scarlett Major of a \$160 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-130 for a waiver of the \$800 late fee assessed against Ronald Berry, a candidate for Morgan City Council in the November 6, 2012 election, for filing his 30-P campaign finance disclosure report 20 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$800 late fee but suspended \$700 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-133 for a waiver of the \$600 late fee assessed against Myron K. Lawson, a candidate for Alexandria City Council in the September 30, 2006 election, for filing his Supplemental campaign finance disclosure report 694 days late. On motion made, seconded and

unanimously passed, the Board declined to waive the \$600 late fee but suspended \$500 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-134 for a waiver of the \$920 late fee assessed against Walter J. Leger, III, an other person who supported a proposition in the November 6, 2012 election, for filing his 40-G campaign finance disclosure report 23 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$920 late fee but suspended \$820 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-137 for a waiver of the \$600 late fee assessed against Milton Gordon, a candidate for Alexandria City Council in the November 6, 2012 election, for filing his 30-P campaign finance disclosure report 20 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee but suspended \$400 conditioned upon future compliance with the Campaign Finance Disclosure Act.

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 lobbyists:

The Board considered a request in Docket No. 13-161 for a waiver of the \$150 late fee assessed against Kelli Bottger for her failure to timely file a lobbyist expenditure report. On motion made, seconded and unanimously passed, the Board waived the \$150 late fee.

The Board considered a request in Docket No. 13-162 for a waiver of the \$150 late fee assessed against Camille Conaway for her failure to timely file a lobbyist expenditure report. On motion made, seconded and unanimously passed, the Board declined to waive the \$150 late fee.

The Board considered a request in Docket No. 12-1944 for a waiver of the \$500 and the \$500 late fees assessed against Robert Stephens for his failure to timely file lobbyist expenditure reports. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$1,000.

The Board considered requests for “good cause” waivers of late fees assessed against the following individuals in connection with the failure to timely file personal financial disclosure reports:

The Board considered a request in Docket No. 12-1432 for a waiver of the \$1,500 late fee assessed against Frank Mitchell for filing his 2010 Tier 3 annual personal financial disclosure statement 230 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

The Board considered a request in Docket No. 12-2092 for a waiver of the \$1,400 and \$1,400 late fees assessed against Beverly Jo Huey for filing her 2009 and 2010 Tier 2.1 annual personal financial disclosure statements 28 days late. On motion made, seconded and unanimously passed, the Board waived the \$1,400 late fee for the 2009 Tier 2.1 annual personal financial disclosure statement and declined to waive the \$1,400 late fee for the 2010 Tier 2.1 annual personal financial disclosure statement but suspended \$900 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 13-091 for a waiver of the \$1,500 late fee assessed against Bryan Wooley for filing his amended 2010 Tier 2 annual personal financial disclosure statement 15 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with

the Code of Governmental Ethics.

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

On motion made, seconded and unanimously passed, the Board agreed to take action on items GS3-GS9 en globo subject to any items being removed from the en globo listing for further discussion. On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items GS3-GS9 taking the following action:

The Board considered a consent opinion in Docket No. 10-705 in which Mario Brown, Police Chief for the Town of White Castle, agrees that violations of Sections 1111A and 1111C(1)(b) of the Code of Governmental Ethics occurred by his acceptance of \$2,500 worth of New Orleans Saints and New Orleans Hornets tickets from an undercover informant in exchange for providing law enforcement information in connection with “Operation Blighted Official” and for accepting \$500 cash payment for submitting correspondence to a Connecticut prosecutor seeking leniency for an individual facing drug charges and in which Mr. Brown agrees to pay a fine of \$1,000 of which \$500 is to be suspended conditioned upon future compliance with the Code of Governmental Ethics. On motion made, seconded and unanimously passed, the Board adopted the consent opinion for publication.

The Board considered a request for an advisory opinion in Docket No. 13-110 regarding whether Dinah Davis, a Right of Way agent employed by the Department of Transportation and Development (DOTD), may provide contract services after she retires from DOTD. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Ms. Davis contracting with local city and parish governments to perform their right of way acquisition activities following her retirement from DOTD, since she

will not be assisting in transactions in which she participated during her employment with the DOTD. The Board further advised that Section 1121B(1) of the Code of Governmental Ethics prohibits Ms. Davis, for a period of two years following her retirement from DOTD, from providing any service to DOTD on a contractual basis that she formerly rendered as an employee of that agency.

The Board considered a request for an advisory opinion in Docket No. 13-114 regarding whether Rhonda Bedgood, a Right of Way agent employed by the Department of Transportation and Development (DOTD), may provide contract services after she retires from DOTD. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Ms. Bedgood contracting with local city and parish governments to perform their right of way acquisition activities following her retirement from DOTD, since she will not be assisting in transactions in which she participated during her employment with the DOTD. The Board further advised that Section 1121B(1) of the Code of Governmental Ethics prohibits Ms. Bedgood, for a period of two years following her retirement from DOTD, from providing any service to DOTD on a contractual basis that she formerly rendered as an employee of that agency.

The Board considered a request for an advisory opinion in Docket No. 13-170 regarding whether members of the Louisiana House of Representatives and a member of the Louisiana Board for Elementary and Secondary Education (BESE) who act as event speakers at a symposium sponsored by The Black Alliance for Educational Options (BAEO) in Washington, D.C. may receive complimentary travel and lodging accommodations. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by

Representatives Patrick Williams, Patrick Jefferson, Ladrieka Thierry, Edward Price and Austin Badon receiving complimentary travel and lodging accommodations from the BAEO as event speakers at the symposium in Washington, D.C. as long as they comply with the provisions in R.S. 42:1123(16). The Board further concluded that no violation of the Code of Governmental Ethics is presented by Kira Orange Jones, a member of the Board of Elementary and Secondary Education (BESE), receiving complimentary travel and lodging accommodations from the BAEO as an event speaker at the symposium in Washington, D.C. as long as she complies with the provisions in R.S. 42:1123(41)(a). The Board also advised that the legislators and Ms. Orange Jones must file an affidavit with the Board of Ethics within sixty (60) days after such acceptance.

The Board considered a request for an advisory opinion in Docket No. 13-201 regarding Ken Slocum, a Union Parish Sheriff's Deputy, selling puppies born to his personal dog which were sired by a male K-9 dog owned by the Union Parish Sheriff's Office. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. Slocum selling the puppies, since it does not appear that he has received anything of value from a prohibited source.

The Board considered a request for an advisory opinion in Docket No. 13-268 regarding whether Charles J. Licciardi, Jr., a Fire Prevention Officer for the St. Bernard Parish Fire Department and his father, St. Bernard Parish Justice of the Peace Charles J. Licciardi, Sr., may open a private driving school in St. Bernard Parish. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. Licciardi and his father opening a private driving school in St. Bernard Parish, since the driving school would be licensed by the Department of Public Safety, Office of Motor Vehicles rather than their agencies, the

St. Bernard Fire Department and the office of the Justice of the Peace.

The Board considered a request for and advisory opinion in Docket No. 13-277 regarding Sonya LaComb serving on the National Historic Register (NHR) review committee while she owns a NHR structure which is currently in Phase 2 of the restoration tax credit process at the federal level. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Ms. LaComb's appointment to serve on the National Historic Register (NHR) review committee while she owns a NHR structure, since Ms. LaComb's structure is already on the Register and she will not be in any way interested in a transaction before her agency. The Board further advised that if a matter were to come before Ms. LaComb's agency (the NHR review committee) in which she did have an interest, a recusal would not absolve her from a violation of Section 1113B of the Code of Governmental Ethics.

The Board considered charges in Docket No. 11-1463 issued against Henry Barham for his failure to file his 2009 Tier 2.1 annual personal financial disclosure statement. On motion made, seconded and unanimously passed, the Board dismissed the charges against Mr. Barham, since the statement had been filed.

The Board considered charges in Docket No. 11-1468 issued against Alfred Bickham for his failure to file his 2009 Tier 2.1 annual personal financial disclosure statement. On motion made, seconded and unanimously passed, the Board dismissed the charges against Mr. Bickham, since the statement had been filed.

The Board considered a request for an advisory opinion in Docket No. 12-2076 regarding whether Tabitha McCloud may apply for a grant from the First Time Homebuyers Program in the Parish of Terrebonne when her brother, Antoine Foret, serves as the HOME/Homeless Manager for

Terrebonne Parish. On motion made, seconded and unanimously passed, the Board deferred the matter and instructed the staff to obtain additional information.

The Board considered a request for an advisory opinion in Docket No. 13-095 regarding Cade Cole's recent appointment to the Louisiana Board of Tax Appeals (BOTA) while his wife is employed by a company, Sasol North America, Inc., appealing a matter before his agency. On motion made, seconded and unanimously passed, the Board allowed the withdrawal of the request for an advisory opinion.

The Board recessed at 12:00 p.m. and unanimously resolved into executive session at 12:08 p.m. to consider complaints and reports deemed confidential pursuant to Section 1141 of the Code of Governmental Ethics.

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**EXECUTIVE BUSINESS**

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The Board unanimously resolved into general business session and adjourned at 1:48 p.m.

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Secretary

APPROVED:

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Chairman



