



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
JANUARY 17, 2013
1:00 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on January 17, 2013 and continue to January 18, 2013.

Executive Session

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

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
JANUARY 18, 2013
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Appearances

G1. [Docket No. EABSELC](#)

Appearance by Ann Wise, Director of the Division of Administrative Law, to select an alternate administrative law judge to serve on the Ethics Adjudicatory Board.

G2. [Docket No. 10-1111](#)

Appearance in connection with a request for reconsideration of the \$800 and \$900 late fees assessed against John F. Schwegmann, a candidate for Public Service Commissioner, Dis. 3, Jefferson Parish in the October 2, 2010 election, whose 30-

P and EDE-P campaign finance disclosure reports were filed 8 and 9 days late.

G3. [Docket No. 12-1513](#)

Appearance in connection with a reconsideration of a waiver request submitted by Dr. Brian Brogle regarding a \$2,500 late fee assessed for filing his amended 2009 Tier 2 annual pfd 581 days late.

G4. [Docket No. 12-1589](#)

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

G5. [Docket No. 12-2135](#)

Appearance in connection with a request that the Board waive the \$420 campaign finance late fee assessed against Ted Rush, a candidate for East Baton Rouge Parish Metro Council, District 9, in the November 6, 2012 election, whose 30-P campaign finance disclosure report was filed 6 days late.

G6. [Docket No. 12-2206](#)

Appearance in connection with a request that the Board waive the \$1,440, \$240, and \$600 campaign finance late fees assessed against Ruby Thibeaux, a candidate for City of Kaplan Court Marshal, in the November 6, 2012 election, whose 30-P, 10-P, and EDE-P campaign finance disclosure reports were filed 24, 4, and 11 days late.

G7. [Docket No. 12-2241](#)

Appearance in connection with a request that the Board waive the \$500, \$40, and \$200 campaign finance late fees assessed against Elijah "Stepper's" Banks, a candidate for Alderman for the Town of Ferriday, District B, in the November 6, 2012 election, whose 30-P, 10-P, and 10-G campaign finance disclosure reports were filed 35, 1, and 5 day(s) late.

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

G8. [Docket No. 11-1255](#)

Consent opinion regarding a business owned by Jeanerette Alderman Kenneth Kern transacting business with the City of Jeanerette.

G9. [Docket No. 12-017](#)

Advisory opinion request regarding whether Paul Hildreth and Oliver Schultz, physical therapists employed by LSU Health Care Services Division who work at Interim LSU Public Hospital, may be employed by LSU Health Sciences Center-School of Allied Health Professionals to provide physical therapy services on weekends and holidays at the hospital.

G10. [Docket No. 12-2112](#)

Advisory opinion regarding the propriety of Dorothy Self's election to the Board of Alderman for the Village of Georgetown while her husband is a patrol officer for Georgetown.

G11. [Docket No. 12-2116](#)

Advisory opinion request regarding whether the hiring of the auditing firm owned by Roy Durbin would present a conflict of interest for Avoyelles Progress Action Committee, Inc.

- G12.** [Docket No. 12-2117](#)
Advisory opinion request from Mr. Russell Madere, a Lieutenant with the Terrebonne Parish Sheriff's Office, as to whether: 1.) his private business (The Drug Testing Place of Houma) may use various websites to conduct background checks in his private business, and 2.) the results of drug testing conducted by his business may be used in court.
- G13.** [Docket No. 12-2118](#)
Advisory opinion regarding the Mayor of Brusly, Joey Normand, purchasing property and joining a homeowners association, while the homeowners association is involved in a lawsuit with the City.
- G14.** [Docket No. 12-2124](#)
Advisory opinion request as to whether Jefferson Parish may enter into a Memorandum of Understanding with the University of Phoenix whereby the university will provide parish employees with a four percent discount on tuition.
- G15.** [Docket No. 12-2149](#)
Advisory opinion request from an employee of the Office of Behavioral Health, Ms. Robertha Antoine, regarding part-time employment with Louisiana Mentor.
- G16.** [Docket No. 12-2150](#)
Advisory opinion request regarding whether the former brother-in-law of Ms. Elisha Y. Lucas, the East Carroll Parish Police Jury Secretary-Treasurer, may work for the police jury.
- G17.** [Docket No. 12-2153](#)
Advisory opinion request regarding whether Georgiette Moore may be re-employed as a bus driver with Madison Parish School District while her biological son works as the Transportation Supervisor.
- G18.** [Docket No. 12-2160](#)
Advisory opinion 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.

Regular Business

- G19.** [Docket No. MINUTES](#)
December 2012 Board Minutes
- G20.** [Docket No. 12-404](#)
Reconsideration of a waiver request submitted by Rodney Bedgood regarding \$1,500 late fee assessed for filing his 2010 Tier 3 annual pfd 110 days late.
- G21.** [Docket No. 12-1940](#)
Advisory opinion request from Superintendent W.L. "Trey" Folsie, III of the St. Tammany Parish School District regarding the propriety of school employees receiving things of economic value from various individuals and organizations.
- G22.** [Docket No. 12-2076](#)
Advisory opinion request 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.

G23. [Docket No. 12-2157](#)

Advisory opinion concerning whether Mr. Steven Wilson may accept a position with his current employer in a matter which may come before his board, the Ponchartrain Levee District.

G24. WAIVER REQUESTS - CAMPAIGN FINANCE

[Docket No. Chart](#)

January 2013 CF Waiver Chart

[Docket No. 12-2121](#)

Request that the Board waive the \$420 campaign finance late fee assessed against Donald Trahan, a candidate for State Representative, District 31, in the October 20, 2007 election, whose 2011 Supplemental campaign finance disclosure report was filed 7 days late.

[Docket No. 12-2132](#)

Request that the Board waive the \$600 campaign finance late fee assessed against Robert "Rock" Davis, a candidate for Sheriff of Concordia Parish, in the October 22, 2011 election, whose 10-G campaign finance disclosure report was filed 317 days late.

[Docket No. 12-2133](#)

Request that the Board waive the \$2,000 campaign finance late fee assessed against Lindora Baker, a candidate for State Representative, 3rd District, in the October 20, 2007 election, whose 2011 Supplemental campaign finance disclosure report was filed 240 days late.

[Docket No. 12-2136](#)

Request that the Board waive the \$600 campaign finance late fee assessed against Celia A. Langlinais, a candidate for City of Kaplan Court Marshal, in the November 6, 2012 election, whose 30-P campaign finance disclosure report was filed 13 days late.

[Docket No. 12-2137](#)

Request that the Board waive the \$120 campaign finance late fee assessed against C. Denise Marcelle, a candidate for East Baton Rouge Parish Metro Council, District 7, in the November 6, 2012 election, whose 30-P campaign finance disclosure report was filed 2 days late.

[Docket No. 12-2195](#)

Request that the Board waive the \$2,000, \$1,097, \$2,000, and \$2,000 campaign finance late fees assessed against Gerald T. "Jerry" Arbour, a candidate for East Baton Rouge Parish School Board, in the October 2, 2010 election, whose 30-P, 10-P, EDE-P, and 10-G campaign finance disclosure reports were filed 806, 790, 765, 757 days late.

[Docket No. 12-2196](#)

Request that the Board waive the \$1,000 campaign finance late fee assessed against Marcus Crochet, a candidate for Chief of Police for the Town of Welsh, in the November 6, 2012 election, whose 30-P campaign finance disclosure report was filed 34 days late.

[Docket No. 12-2197](#)

Request that the Board waive the \$320 campaign finance late fee assessed against Brenda Nevels, a candidate for Mayor of the Village of Tangipahoa in the

November 6, 2012 election, whose EDE-P campaign finance disclosure report was filed 8 days late.

[Docket No. 12-2199](#)

Request that the Board waive the \$480 campaign finance late fee assessed against Dana Bruhnke, a candidate for Mayor of the City of Shreveport in the October 2, 2010 election, whose EDE-P campaign finance disclosure report was filed 8 days late.

[Docket No. 12-2200](#)

Request that the Board waive the \$400 campaign finance late fee assessed against Willis Toups, a candidate for Councilmen, Town of Golden Meadow, in the November 6, 2012 election, whose EDE-P campaign finance disclosure report was filed 10 days late.

[Docket No. 12-2201](#)

Request that the Board waive the \$700 and \$400 campaign finance late fees assessed against Jeff Little, a candidate for Mayor of the City of Gonzales, in the November 6, 2012 election, whose 30-P and 10-P campaign finance disclosure reports were filed 41 and 21 days late.

[Docket No. 12-2203](#)

Request that the Board waive the \$400 campaign finance late fee assessed against Roland J. Boudreaux, a candidate for Mayor of the City of Rayne, in the November 6, 2012 election, whose EDE-P campaign finance disclosure report was filed 10 days late.

[Docket No. 12-2204](#)

Request that the Board waive the \$400 campaign finance late fee assessed against Jerry Trabona, a candidate for Chief of Police for the Town of Amite, in the November 6, 2012 election, whose EDE-P campaign finance disclosure report was filed 10 days late.

G25. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

[Docket No. CHART](#)

January 2013 PFD Waiver Chart.

[Docket No. 12-1433](#)

Waiver request submitted by Prentis Washington regarding a \$1,500 late fee assessed for filing his 2010 Tier 3 annual pfd 128 days late.

[Docket No. 12-1949](#)

Waiver request submitted by Tracey E. Flemings-Davillier regarding a \$1,100 late fee assessed for filing her 2010 Tier 2.1 annual pfd 22 days late.

[Docket No. 12-1953](#)

Waiver request submitted by Claude Renaud, Jr. regarding a \$200 late fee assessed for filing his 2011 Tier 2.1 annual pfd 4 days late.

G26. WAIVER REQUESTS - SCHOOL BOARD DISCLOSURE

[Docket No. CHART](#)

School Board Waiver Chart for January 2013.

[Docket No. 12-1950](#)

Waiver request submitted by Harry Fruge regarding a \$250 late fee assessed for

filing his 2012-2013 school board disclosure statement 5 days late.

[Docket No. 12-1951](#)

Waiver request submitted by David Tatum, Barbara Freiberg and Randy Lamana regarding a \$750 late fee assessed against each for filing their 2012-2013 school board disclosure statement 7 days late.

[Docket No. 12-1954](#)

Waiver request submitted by Don Birdsong, Jr. regarding a \$300 late fee assessed for filing his 2012-2013 school board disclosure statement 6 days late.



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GENERAL SUPPLEMENTAL

Consent Agenda, Consent Opinions & Items Requiring No Board Action

- GS1.** [Docket No. 11-1185](#)
Consent opinions regarding Nathan Ashby, a Town of Blanchard Alderman, working for a company that has a business and contractual relationship with the Town of Blanchard.
- GS2.** [Docket No. 11-1220](#)
Consent opinion regarding the Pelican Educational Foundation, a charter school, paying for travel to the country of Turkey for BESE member Linda Johnson.
- GS3.** [Docket No. 11-1489](#)
Discussion on charges issued against Mark Cockerham for failure to file his 2009 Tier 2 candidate personal financial disclosure statement.

GS4. [Docket No. 12-2163](#)

Advisory opinion request regarding whether Ms. Katherine Gaudet, a former Medicaid and Office of Behavioral Health employee, would be in violation of the post employment restrictions in the Code of Ethics if she accepted a contract or part-time position with a Bayou Health Medicaid Managed Care Network Contractor.

GS5. [Docket No. 13-004](#)

Advisory opinion regarding the post employment prohibitions for retirees of the Plaquemines Parish Government.

Regular Business

GS6. [Docket No. LEGISLA](#)

Discussion regarding suggestions to the Legislature for changes/amendments to the laws administered by the Louisiana Board of Ethics.