



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
JANUARY 15, 2015
1:00 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on January 15, 2015 and continue to January 16, 2015.

Executive Session

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

[Discussion in executive session of litigation involving Scott Fontenot and Fontenot and Associates.](#)

[Discussion in Executive Session of litigation involving Bob Ellis.](#)

[Discussion in Executive Session of collection activity by the Attorney General's Office involving Adam Ackel.](#)

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
JANUARY 16, 2015
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Appearances

- G1.** [Docket No. 12-507](#)
Request for a penalty reduction based on financial hardship resulting from a denial of an untimely waiver request submitted by Lisa Houston regarding a \$1,500 late fee for filing her 2009 Tier 3 candidate pfd 673 days late.
- G2.** [Docket No. 14-033](#)
Appearance in connection with an untimely waiver request submitted by Thomas Cade Benoit, a member of the Acadia Parish Police Jury, regarding a \$2500 late fee assessed for filing his 2010 Tier 2 amendment annual pfd 170 days late and a \$2500 late fee assessed for filing his 2010 Tier 2 amendment candidate pfd 170 days late.
- G3.** [Docket No. 14-912](#)
Appearance in connection with the reconsideration of a waiver request submitted by Tavis Piattoly, a member of the Board of Examiners in Dietetics and Nutrition, regarding a \$1,500 late fee assessed for filing his 2011 Tier 2.1 annual pfd 263 days late.
- G4.** [Docket No. 14-916](#)
Reconsideration of a waiver request submitted by Shirley Ann Jordan, a member of the West Baton Rouge Museum Board, regarding a \$1,500 late fee assessed for filing her 2011 Tier 2.1 annual pfd 317 days late.
- G5.** [Docket No. 14-918](#)
Waiver request submitted by Arthur Champ, Jr., a member of the St. Martinville City Council (St. Martin Parish), regarding a \$1,500 late fee assessed for filing his 2012 Tier 3 annual pfd 202 days late.
- G6.** [Docket No. 14-1174](#)
Untimely waiver request submitted by Renard Southall, a member of the Napoleonville Board of Aldermen, Assumption Parish, regarding a \$1,500 late fee assessed for filing his 2010 Tier 3 annual pfd 472 days late and a \$1,500 late fee assessed for filing his 2011 Tier 3 annual pfd 197 days late.
- G7.** [Docket No. 14-1182](#)
Appearance in connection with a waiver request submitted by William Bruce King, a member of the Naval War Memorial Commission, regarding a \$1,500 late fee assessed for filing his 2011 Tier 2.1 annual pfd 315 days late.
- G8.** [Docket No. 14-1372](#)
Appearance in connection with a request that the Board waive the \$900 campaign finance late fee assessed against George C. Metoyer, Jr., a candidate for District Judge, 9th JDC, Rapides Parish in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 15 days late.
- G9.** [Docket No. 14-1456](#)
Appearance in connection with request that the Board waive the \$280 campaign finance late fee assessed against Julie Blouin, a candidate for School Board, Ascension Parish, in the November 4, 2014 Election, whose 10-P campaign finance disclosure report was filed 7 days late.

- G10.** [Docket No. 14-1467](#)
Waiver request submitted by Ruth Kullman, a former member of the New Orleans College Prep Charter School Board, regarding a \$1,500 late fee assessed for filing her 2012 Tier 3 annual pdf 273 days late.
- G11.** [Docket No. 14-1468](#)
Appearance in connection with a waiver request submitted by Henry Maitre, III, Constable for St. Bernard Parish, Ward E, regarding a \$2,500 late fee assessed for filing his 2013 Tier 2 annual pdf 41 days late.

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

- G12.** [Docket No. 14-1005](#)
Consideration of a disqualification plan involving the promotion and supervision of Melissa Arrigo LeBas, Engineer with the Department of Transportation and Development ("DOTD"), while her mother-in-law, Sherri H. LeBas, serves as the Secretary of DOTD.
- G13.** [Docket No. 14-1016](#)
Advisory opinion regarding whether Bayou Tree Service, Inc., of which Lee Stansberry is the Secretary/Treasurer and Registered Agent, may contract with Jefferson Parish when Lee Stansberry's brother, Lance Stansberry, is an employee in the Parkways Department.
- G14.** [Docket No. 14-1357](#)
Advisory opinion request by Donald Bergeron, Secretary-Treasurer of Evangeline Parish Police Jury, regarding whether Grant Soileau and his son, Hunter Soileau, may both serve as members of the Evangeline Parish Fire District Board #2 (EPFD).
- G15.** [Docket No. 14-1363](#)
Advisory opinion request regarding post-employment restrictions that would apply to Peggy Benoit as a former employee of the Lafourche Parish Tourist Commission.
- G16.** [Docket No. 14-1395](#)
Advisory opinion request by Wyvette Kinchen, a motor vehicle compliance analyst, regarding her potential employment with Auto Title Service, LLC after her retirement.
- G17.** [Docket No. 14-1397](#)
Advisory opinion request regarding whether Christopher Weddle, a part-time prosecutor for the City of Kenner, in Jefferson Parish, may be an approved provider for the City's domestic violence pre-trial diversion program.
- G18.** [Docket No. 14-1403](#)
Advisory opinion request by Emile Bertucci, III regarding whether he may serve as chief executive officer (CEO) for St. Bernard Hospital (Hospital) when his brother, Bryan Bertucci, MD, is on staff at the Hospital.

- G19.** [Docket No. 14-1404](#)
Advisory opinion request from Kam K. Movassaghi regarding whether the Code of Governmental Ethics (Code) would prohibit him from accepting private or governmental consulting assignments while serving on the Lafayette Metropolitan Planning Organization (MPO).
- G20.** [Docket No. 14-1406](#)
Advisory opinion request on behalf of Mary Lynch regarding whether she may serve as a substitute teacher in East Baton Rouge Parish School System (EBRPSS) within two years of her termination from the East Baton Rouge Parish School Board (School Board).
- G21.** [Docket No. 14-1422](#)
Advisory opinion request from Chief Aaron "Rudy" Threats of Lake Providence regarding whether the mayor and city council have the authority to select the assistant police chief and to dictate the day to day operations of the police department. He further requests an advisory opinion regarding whether the city clerk has the authority to check the police department daily log sheets.
- G22.** [Docket No. 14-1427](#)
Advisory opinion request as to whether Pelican Urgent Care may contract with Northlake Radiology Consultants, a contractor of St. Tammy Parish Hospital Service District No. 2, to interpret x-rays of Pelican Urgent Care patients.
- G23.** [Docket No. 14-1428](#)
Advisory opinion request by Spencer Ross and Kedric Smith regarding whether they may volunteer as assistant coaches at Peabody Magnet High School (PMHS) when they are immediate family members to the athletic director, Charles Smith.
- G24.** [Docket No. 14-1494](#)
Advisory opinion request from Margaret Brown regarding whether she may continue as a transition coordinator for Caddo Parish while being a member of the Caddo Parish School Board (CPSB).
- G25.** [Docket No. 14-1495](#)
Advisory opinion regarding whether Earnest Anderson, Jr., Chief of Police of the Town of Cottonport, may work as a part-time security guard at the Avoyelles Correctional Center.
- G26.** [Docket No. 14-1496](#)
Advisory opinion request from Gerard Metzger regarding whether the Code of Governmental Ethics would prohibit his law firm from representing the Non-Flood Protection Asset Management Authority (Management Authority) if Studio Network-Lakefront, LLC, a client of your law firm, bid on and was awarded a contract with the South Shore Harbor Marina (Marina).
- G27.** [Docket No. 14-1503](#)
Advisory opinion request from Grant Parish School Board Superintendent, Sheila S. Jackson, regarding whether the Code of Governmental Ethics would prohibit, newly elected Grant School Board

member, Ms. Mary Bullock, from continuing her employment with the Bank of Montgomery.

- G28.** [Docket No. 14-1504](#)
Advisory opinion request concerning whether Eugene Simpson may be a Justice of the Peace and a Probation Officer for the 18th Judicial District.
- G29.** [Docket No. 14-1505](#)
Advisory opinion request regarding whether Murphy McMillin can serve as an executive director of the LaSalle Economic Development District (LEDD) while either serving as a board member for LEDD or as a former board member.
- G30.** [Docket No. 14-1507](#)
Advisory opinion request by Destiny Rohmfeld regarding whether he may accept employment with a future Department of Health and Hospitals contractor as a compliance lead after his temporary position as a program manager has concluded.

Disclosure Reports

- G31.** [Docket No. 14-1457](#)
Notice of disclosures filed with the Board during September 2014 and October 2014.

Regular Business

- G32.** [Docket No. MINUTES](#)
December 2014 Board Minutes
- G33.** [Docket No. LEGISLA](#)
Consideration of a suggestions to propose legislation for consideration during the 2015 Regular Legislative Session.
- G34.** [Docket No. 13-1331](#)
Consent opinion regarding Terrebonne Parish Fire District No. 9 entering into contracts with Wilfred E. St. Peter, the husband of Terri St. Peter, the Fire District's Secretary/Treasurer.
- G35.** [Docket No. 13-1475](#)
Consent opinion regarding Amite Councilman Emanuel Zanders providing dirt services for a contractor of the Town of Amite.
- G36.** [Docket No. 13-1563](#)
Consent opinion regarding the employment of Dana Guidry with the Maxine Giardina Charter School Board while her mother, Linda Musson, serves as the principal of the Maxine Giardina Charter School.
- G37.** [Docket No. 14-1502](#)
Advisory opinion request regarding whether certain persons may be appointed to the position of Treasurer or Secretary for the Natchitoches Parish Fire Protection District No. 7 Board of Commissioners.

G38. WAIVER REQUESTS - CAMPAIGN FINANCE[Docket No. chart](#)

January 2015 Campaign Finance Waiver Chart

[Docket No. 14-1344](#)

Request that the Board waive the \$300 campaign finance late fee assessed against Charles "Obie" O'Brien a candidate for Member of School Board, District 8, East Baton Rouge Parish in the November 4, 2014 election whose 30-P Report was filed 5 days late.

[Docket No. 14-1365](#)

Request that the Board waive the \$120 campaign finance late fee assessed against James E. Paxton, a candidate for District Attorney, 6th Judicial District, East Carroll Parish in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 2 days late.

[Docket No. 14-1374](#)

Request that the Board waive the \$60 campaign finance late fee assessed against Edwin Rubin, a candidate for Judge, 15th Judicial District Court, Lafayette Parish in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 1 day late.

[Docket No. 14-1375](#)

Request that the Board waive the \$540 campaign finance late fee assessed against Ronnie McMillin, a candidate for District Judge, 7th Judicial District Court in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 9 days late.

[Docket No. 14-1380](#)

Request that the Board waive the \$420 campaign finance late fee assessed against Lala Brittain Sylvester, a candidate for District Judge, 10th JDC, Natchitoches Parish in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 7 days late.

[Docket No. 14-1429](#)

Request that the Board waive the \$660 campaign finance late fee assessed against J. Sterling Snowdy, a candidate for District Judge, 40th JDC, St. John the Baptist Parish in the November 4, 2014 election, whose 30-P campaign finance disclosure report was filed 11 days late.

[Docket No. 14-1433](#)

Request that the Board waive the \$240 campaign finance late fee assessed against Randall Bethancourt, a candidate for Judge, 32nd Judicial District Court, in the November 4, 2014 election, whose 30-P campaign finance disclosure report was filed 4 days late.

[Docket No. 14-1435](#)

Request that the Board waive the \$560 campaign finance late fee assessed against Tamika Gray-Ferrell, a candidate for School Board , District 6, Morehouse Parish in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 14 days late.

[Docket No. 14-1436](#)

Request that the Board waive the \$420 campaign finance late fee

assessed against Kenneth Klock, a candidate for City Marshal, City of Hammond, in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 7 days late.

[Docket No. 14-1438](#)

Request that the Board waive the \$540 campaign finance late fee assessed against Tony Miguez, a candidate for City Marshal, City Court, New Iberia in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 9 days late.

[Docket No. 14-1440](#)

Request that the Board waive the \$440 campaign finance late fee assessed against Bettye Mizell Boggs, a candidate for Mayor, Village of Folsom, in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 11 days late.

[Docket No. 14-1441](#)

Request that the Board waive the \$840 campaign finance late fee assessed against Charles Dewitt, a candidate for City Marshal, City Court, Rapides Parish, Wards 1,2 and 8, in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 14 days late.

[Docket No. 14-1454](#)

Request that the Board waive the \$240 campaign finance late fee assessed against Felix J. "Boopie" Hoskin, Jr., a candidate for Parish President, Plaquemines Parish, in the November 4, 2014 Election, whose 10-P campaign finance disclosure report was filed 4 days late.

[Docket No. 14-1455](#)

Request that the Board waive the \$360 campaign finance late fee assessed against R.N. Amacker, Jr., a candidate for Mayor, Town of Lake Providence, in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 9 days late.

G39. WAIVER REQUESTS - LOBBYING

[Docket No. 14-1459](#)

Request that the Board waive the \$350 late fee assessed against Lobbyist Sandra McDade, based upon the late filing of her September 2014 Lobbyist Expenditure Report.

G40. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

[Docket No. chart](#)

January 2015 PFD Waiver Chart.

[Docket No. 14-1460](#)

Waiver request submitted by Caroline Gaston, a member of the Farmerville Board of Aldermen, Union Parish, regarding a \$1,500 late fee assessed for filing her 2012 Tier 3 annual pfd 246 days late.

[Docket No. 14-1461](#)

Waiver request submitted by Jacob Giardina, a member of the Bayou Lafourche Water District, regarding a \$1,500 late fee assessed for filing his 2010 Tier 2.1 annual pfd 301 days late; a \$1,500 late fee assessed

for filing his 2011 Tier 2.1 annual pfd 301 days late; and a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 307 days late.

[Docket No. 14-1463](#)

Waiver request submitted by Chic Hines, a member of the Claiborne Parish Watershed Commission, regarding a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 165 days late.

[Docket No. 14-1465](#)

Waiver request submitted by Michael Horning, a former member of the Louisiana State Board of Cosmetology, regarding a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 170 days late.

[Docket No. 14-1466](#)

Waiver request submitted by Duane Hunts, a member of the City of Kenner Housing Authority, Jefferson Parish, regarding a \$1,500 late fee assessed for filing his 2010 Tier 2.1 annual pfd 300 days late and a \$1,500 late fee assessed for filing his 2011 Tier 2.1 annual pfd 300 days late.

[Docket No. 14-1469](#)

Waiver request submitted by Chester Mallett, a member of the State Licensing Board for Contractors, regarding a \$1,500 late fee filing an amended 2011 Tier 2.1 annual pfd 176 days late.

[Docket No. 14-1471](#)

Waiver request submitted by Rodney Morris, a member of the Louisiana Virtual Charter Academy School Board, regarding a \$1,500 late fee assessed for filing a 2012 Tier 3 annual pfd 307 days late.

[Docket No. 14-1472](#)

Waiver request submitted by Harrsion Parfait, a Constable for Terrebonne Parish, Ward 4, regarding a \$1,500 late fee assessed for filing his 2011 Tier 3 annual pfd 311 days late and a \$1,500 late fee assessed for filing his 2012 Tier 3 annual pfd 192 days late.

[Docket No. 14-1473](#)

Waiver request submitted by Patton McHenry, a candidate for the Ouachita Parish Police Jury in the October 22, 2011 election, regarding a \$2,500 late fee assessed for filing his 2010 Tier 2 candidate pfd 522 days late.

[Docket No. 14-1474](#)

Waiver request submitted by Michael Doyle, a member of the Mooringsport Town Council, Caddo Parish, regarding a \$1,500 late fee assessed for filing his 2012 Tier 3 annual pfd 238 days late.

[Docket No. 14-1475](#)

Waiver request submitted by Michelle Digiovanni, a former member of the Northshore Harbor Center Commission, regarding a \$1,500 late fee assessed for filing her 2012 Tier 2.1 annual pfd 84 days late.

[Docket No. 14-1477](#)

Waiver request submitted by Christopher Stuart, a member of the State Licensing Board for Contractors, regarding a \$1,500 late fee assessed

for filing his amended 2011 Tier 2.1 annual pfd 190 days late and a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 175 days late.

[Docket No. 14-1478](#)

Waiver request submitted by Tessa Steinkamp, a member of the State Auctioneers Licensing Board, regarding a \$1,500 late fee assessed for filing her amended 2011 Tier 2.1 annual pfd 251 days late.

[Docket No. 14-1479](#)

Waiver request submitted by Jimmy Smith, a member of the South Mansfield Board of Aldermen, DeSoto Parish, regarding a \$1,500 late fee assessed for filing his 2012 Tier 3 annual pfd 190 days late.

[Docket No. 14-1480](#)

Waiver request submitted by Steven Serio, a member of the Choice Foundation Charter School Board, regarding a \$1,500 late fee assessed for filing his 2012 Tier 3 annual pfd 300 days late.

[Docket No. 14-1482](#)

Waiver request submitted by Melba Sandifer, a member of the Northeast Human Services Authority, regarding a \$1,500 late fee assessed for filing her 2012 Tier 2.1 annual pfd 217 days late.

[Docket No. 14-1483](#)

Waiver request submitted by Walter Roberts, a member of the Lisbon Board of Aldermen, Claiborne Parish, regarding a \$1,500 late fee assessed for filing his 2012 Tier 3 annual pfd 323 days late.

[Docket No. 14-1484](#)

Waiver request submitted by Kathy Richard, a member of the Vermilion Parish Tourist Commission, regarding a \$1,500 late fee assessed for filing her 2012 Tier 2.1 annual pfd 160 days late.

[Docket No. 14-1485](#)

Waiver request submitted by Richard Regan, a former member of the City of Kenner Housing Authority, regarding a \$150 late fee assessed for filing his 2013 Tier 2.1 annual pfd 3 days late.

[Docket No. 14-1486](#)

Waiver request submitted by Stephen Meyer, a member of the St. Tammany Parish Recreation District #1, regarding a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 160 days late.

[Docket No. 14-1487](#)

Waiver request submitted by William Underwood, III, a Constable for Terrebonne Parish, regarding a \$2,300 late fee assessed for filing his 2013 Tier 2 annual pfd 23 days late.

[Docket No. 14-1488](#)

Waiver request submitted by Stephen Yazbeck, Jr., a member of the Developmental Disabilities Council, regarding a \$1,500 late fee assessed for filing a 2012 Tier 2.1 annual pfd 171 days late.

[Docket No. 14-1489](#)

Waiver request submitted by Phillip Wilson, a member of the

Development Disabilities Council, regarding a \$1,500 late fee assessed for filing his amended 2011 Tier 2.1 annual pfd 229 days late.

G41. WAIVER REQUESTS - UNTIMELY

[Docket No. 14-1462](#)

Untimely waiver request submitted by Joseph Cheramie, Jr., a member of the Greater Lafourche Port Commission, regarding a \$2,500 late fee assessed for filing his 2012 Tier 2 annual pfd 341 days late.

[Docket No. 14-1490](#)

Untimely waiver request submitted by George Wilson, a member of the Caddo Parish Sewerage District #7, regarding a \$750 late fee assessed for filing his 2013 Tier 2.1 annual pfd 15 days late.

[Docket No. 6014-4](#)

Consideration of an untimely request to waive a late fee assessed against lobbyist Don Hidalgo for the late filing of a termination report.