

Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room**

**9:00 a.m.
September 29, 2009**

**617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on September 29 and continue to September 30, 2009

Interview of applicants for the position of Ethics Administrator

The Board will conduct interviews beginning at 9:00 a.m. with Terry Hessick, Suchitra Satpathi, Martha Mansfield, Paul Dean, James Murray, Arthur Schafer, Bradley Overton, Kirk Bergeron, Kathleen Allen, Aaron Brooks and Louis Simon for the position of Ethics Administrator in Executive Session.

Executive Session

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

**September 30, 2009
Public Hearings (LaBelle Room)
Begin at 9:00 a.m.**

G1. Docket No. 07-393

Request for a rehearing in connection with a \$200 Order against Douglas McGinity, a candidate for Judge, Civil District Court Orleans Parish in the March 31, 2007 election who has failed to pay assessed late fees for the late filing of campaign finance reports.

G2. Docket No. 07-452

Request for a rehearing in connection with a \$5,000 Order against Douglas McGinity, a candidate for Judge, Civil District Court Orleans Parish in the March 31, 2007 election who has failed to file campaign finance reports.

G3. Docket No. 07-630

Request for a rehearing in connection with a \$2,500 Order against Douglas McGinity, a candidate for Judge, Civil District Court Orleans Parish in the March 31, 2007 election who has failed to pay assessed late fees for the late filing of campaign finance reports.

G4. Docket No. 07-922

Public hearing to explore charges for the following candidates who failed to file campaign finance disclosure reports in connection with the October 20, 2007 election: Blake Hebert, Melissa Tedeton, and Randall "Randy" Thomas.

G5. Docket No. 08-301

Public hearing to explore charges for the following candidates who failed to file the 2007 Annual/Supplemental report that was due by February 15, 2008: Yolanda Dupaty-Zeigler and Murray Nelson.

G6. Docket No. 08-328

Public hearing to explore charges that the following candidates failed to file campaign finance disclosure reports in connection with the February 9, 2008 election: Jack Buttitta, Norris Sponge Jr., William A. "Bill" Murray, and Russell "Rusty" Yates.

G7. Docket No. 09-163

A request for a re-hearing in connection with an Order against Charles R. Kelly, a candidate for Representative, District 29 in the March 5, 2005 election who has failed to pay assessed late fees for the late filing of a campaign finance report.

G8. Docket No. 09-172

Public hearing to obtain orders against Concerned Civic Leaders of Jefferson Parish and Larry Selders persons who have failed to pay assessed late fees for the late filing of campaign finance disclosure reports.

G9. Docket No. 09-216

Public hearing to explore charges regarding candidates failure to file the 2008 Annual/Supplemental report that was due by February 17, 2009: Latoya Cantrell and Angela Theresa Henderson. A request for a re-hearing in connection with an Order against Charles R. Kelly, a candidate for Representative, District 29 in the March 5, 2005 election who has failed to pay assessed late fees for the late filing of a campaign finance report.

G10. Docket No. 09-600

Public hearing to obtain an order against Laura Jo Johnson who has failed to pay assessed late fees for the late filing of campaign finance disclosure reports.

G11. Docket No. 09-656

Public hearing to obtain orders against the following candidates who have failed to pay assessed late fees for the late filing of campaign finance disclosure reports: Reginald Badeaux, Alexis Brock, William Downing, Glenn Green, Jeff "Petit" Kershaw, Ameila LaFont, Stephanie Lynch and Larry Selders.

G12. Docket No. 09-736

Public hearing to obtain orders against the lobbyist William Poole for his failure to pay an assessed late fee for the late filing of a lobbying expenditure report.

G13. Docket No. 09-821

Public hearing to obtain orders against the following lobbyists who have failed to pay assessed late fees for the late filing of Lobbying Expenditure Reports: Darrell Flanel, Keith Hitchens, Gary Reed, Eric Lewis and Kelli Kreller.

G14. Docket No. 09-829

Public hearing to obtain orders against the following candidates who have failed to pay assessed late fees for the late filing of campaign finance disclosure reports: Jonathan Augustine, Lindora Baker, Ray Bright, Lafayette Parish Association of Educators, Philip Montelepre, and Khalid Taha.

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September 30, 2009
9:00 a.m.

GENERAL

Appearances

G15. Docket No. 09-377

Continuation to the October 28, 2009 board meeting of the request for an advisory opinion as to whether an architecture firm that has entered into contracts with the State of Louisiana through the Office of Facility Planning would be subject to the Code of Ethics.

G16. Docket No. 09-378

Continuation to the October 28, 2009 board meeting of the request for an advisory opinion as to whether an architecture firm that has entered into contracts with the State of Louisiana through the Office of Facility Planning would be subject to the Code of Ethics.

G17. Docket No. 09-534

Appearance in connection with reconsideration of a request that the Board waive the \$2,000 late fee assessed against Wilson Fields, successful candidate for Judge, 19th Judicial District Court in the October 4, 2008 election whose 30-P report was filed 189 days late.

G18. Docket No. 09-564

Appearance in connection with consideration of a request that the Board waive two \$600 late fees assessed against John Nicholson, an unsuccessful candidate for Justice of the Peace, 2nd Justice Court, Jefferson Parish, in the October 4, 2008 election whose EDE-P report and 10-G report were filed late.

G19. Docket No. 09-594

Appearance in connection with consideration of a request that the Board waive a \$2,800 late fee assessed against FAIRPAC, a political committee that supported candidates in the March 7, 2009 election whose 30-P report was filed 14 days late.

G20. Docket No. 09-661

Appearance in connection with consideration of a request that the Board waive a \$3,000 late fee against LA Association of Educators (LAE) PAC, a political committee that supported candidates in the April 4, 2009 election whose 30-P report was filed 18 days late.

G21. Docket No. 09-662

Appearance in connection with consideration of a request that the Board waive a \$3,000, \$1,000, and \$2,000 late fees assessed against PAIN PAC, a political committee that supported candidates in the December 6, 2008, March 3, 2009, and April 4, 2009 elections whose 10-G report was filed 41 days late in connection with the December 6, 2008 election, 30-P report was filed 14 days late in connection with the March 3, 2009 election, and whose 30-P report was filed 20 days late in connection with the April 4, 2009 election.

G22. Docket No. 09-721

Appearance in connection with a reconsideration of a request that the Board waive the \$500 late fee assessed against Brent Petit, for failure to timely file a Legislative ER-3/09 lobbying report.

G23. Docket No. 09-762

Request for advisory opinion as to whether former Regulatory Manager for Jefferson Parish Department of Inspection and Code Enforcement can engage in the business of conducting plan reviews and building inspections as a certified third party for private parties who will submit the reviews and inspections to his former department.

G24. Docket No. 09-809

Appearance in connection with a consideration of a request that the Board waive the \$200 and \$200 late fees assessed against Kimberly Williams, for failure to timely file a Legislative and Executive ER-3/09 lobbying report.

G25. Docket No. 09-835

Appearance in connection with consideration of a request that the Board waive the \$1,000 late fee assessed against David Bell, a successful candidate for Judge, Orleans Parish Juvenile Court, in the November 2, 2004 election whose Supplemental report was filed 160 days late.

G26. Docket No. 09-836

Appearance in connection with a request that the Board waive the \$1,000 fee assessed against Mark Doherty, a successful candidate for Judge, Orleans Parish Huvenile Court, in the March 27, 1999 election whose Supplemental Report was filed 160 days late.

G27. Docket No. 09-862

Appearance in connection with consideration of a request that the Board waive the \$720 late fee assessed against Donald Dobbins, an unsuccessful candidate for Judge, City Court, City of Baton Rouge in the May 2, 2009 election whose 10-G report was filed 12 days late.

G28. Docket No. 09-863

Appearance in connection with consideration of a request that the Board waive a \$3,000 late fee against Republican Delegation Legislative Delegation Campaign Committee PAC, a political committee that supported candidates in the March 7, 2009 election whose 40-G report was filed 99 days late.

G29. Docket No. 09-874

Appearance in connection with consideration of a request that the Board waive the \$200 and \$200 late fees assessed against Lee "Clay" Madden, for failure to timely file a Legislative and Executive ER-6/09 lobbying report.

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GENERAL

Consent Agenda, Consent Opinions
&
Items Requiring No Board Action

G30. Docket No. 06-804

Consideration of a consent opinion regarding the Vernon Parish Police Jury paying an employee \$15,303 for work the employee did not perform.

G31. Docket No. 07-322

Consideration of a consent opinion concerning a member of the Alexandria City Council leasing office space to a contractor of the City.

G32. Docket No. 07-787

Consideration of a proposed consent opinion regarding a candidate for State Representative in the October 20, 2007 election filing inaccurate campaign finance disclosure reports.

G33. Docket No. 08-580

Consideration of a consent opinion regarding Michael L. Jackson, a candidate for State Representative in the October 20, 2007 election, receiving an excessive contribution.

G34. Docket No. 08-880

Consideration of a consent opinion regarding a successful candidate for 26th Judicial District Judge in the October 4, 2008 election receiving a loan endorsed by his father in excess of contribution limits.

G35. Docket No. 08-1058

Consideration of a consent opinion regarding a lobbyist expenditure report filed more than 11 days late by lobbyist Tina Patten.

G36. Docket No. 08-1061

Consideration of a consent opinion regarding a lobbying expenditure report filed more than 11 days late by lobbyist Harold Tanner.

G37. Docket No. 08-1066

Consideration of a consent opinion concerning a lobbying expenditure report filed more than 11 days late by lobbyist Harvey Smith.

G38. Docket No. 08-1068

Consideration of a consent opinion regarding a lobbyist expenditure report filed more than 11 days late by lobbyist Diana Tonagel.

G39. Docket No. 08-1069

Consideration of consent opinion regarding a lobbyist expenditure report filed 11 day late by lobbyist Belton Didier.

G40. Docket No. 08-1073

Consideration of a consent opinion regarding a lobbying expenditure report filed 11 days late by lobbyist Alphonse Jackson.

G41. Docket No. 08-1106

Consideration of consent opinion regarding a lobbyist expenditure report filed 11 days late by lobbyist Jimmy Burland.

G42. Docket No. 08-1107

Consideration of a consent opinion regarding a lobbyist expenditure report filed more than 11 days late by lobbyist Alphonse Jackson.

G43. Docket No. 08-1108

Consideration of consent opinion concerning a lobbying expenditure report filed more than 11 days late by lobbyist Harvey Smith.

G44. Docket No. 09-582

Consideration of correspondence received in response to an advisory opinion issued regarding whether the son of the Madison Parish Police Jury Superintendent may be employed as heavy equipment operator with the Madison Parish Police Jury.

G45. Docket No. 09-748

Consideration of a request for an advisory opinion as to the propriety of the Chief of Police for the Village of Pioneer using the police car for personal business.

G46. Docket No. 09-763

Consideration of a request for an advisory opinion regarding whether ACS State and Local Solutions may serve as a subcontractor to provide supplemental staffing services to the Community Development Block and Hazard Mitigation Grant Program through the Office of Community Development/Disaster Recovery Unit (OCD/DRU).

G47. Docket No. 09-819

Consideration of a request for an advisory opinion regarding whether a member of a charter school is subject to the provisions of the Code of Governmental Ethics including the financial disclosure requirements.

G48. Docket No. 09-826

Consideration of a request for an advisory opinion regarding whether Quadel Consulting Corp may submit a proposal to the Office of Community Development/Disaster Recovery Unit (OCD/DRU) to become a subcontractor on the Community Block and Hazard Mitigation Program.

G49. Docket No. 09-838

Consideration of a request to withdraw a request for an advisory opinion as to the propriety of the wife of a firefighter for the Caddo Parish Fire District #3 working for a company that has a contract with the fire district.

G50. Docket No. 09-847

Consideration of a request for an advisory opinion regarding whether a School Social Worker may become an Office of Community Service (OCS) provider.

G51. Docket No. 09-852

Consideration of a request for an advisory opinion regarding whether a State Representative may continue his employment with a doctor's association after taking office as State Representative.

G52. Docket No. 09-853

Consideration of a request for an advisory opinion regarding the propriety of the son of the West Feliciana Parish Sheriff working for Louisiana Workforce, LLC.

G53. Docket No. 09-867

Consideration of a request for an advisory opinion regarding whether the members of the Industrial Development Board of the Parish of Calcasieu are required to file annual personal financial disclosure statements.

G54. Docket No. 09-868

Consideration of a request for an advisory opinion concerning filing multiple financial disclosure reports when a filer fall within two reporting Tiers.

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**September 30, 2009
9:00 a.m.**

GENERAL

Regular Business

G55. Approval of the minutes from the Louisiana Board of Ethics August 25-26, 2009 meeting.

G56. Docket No. 09-390

Reconsideration of a request to waive the \$500 late fee assessed against William Blake Poole, for failure to timely file his Legislative 08-ER2 lobbying report.

G57. Docket No. 09-740

Consideration of a request for a payment plan in connection with a Board Order against Robert Phares a candidate in the October 4, 2008 election, whose 10-G report was filed 16 days late.

G58. Docket No. 09-803

Request by City-Parish President concerning use of campaign funds to pay for clothing and travel expenses.

G59. Docket No. 09-823

Consideration of a request for an advisory opinion as to the propriety of the EMS Chief and Assistant Chief living in quarters located at a fire station of the little Caillou Volunteer Fire Department, when they are related to the fire chief.

G60. Docket No. 09-825

Consideration of a request for a payment plan in connection with Orders totaling \$4,060 against Isaiah Marshall, a candidate in the October 4, 2008 election, whose 10-P was filed one day and EDE-P report was filed 288 days late.

G61. Docket No. 09-830

Consideration of a request for an advisory opinion as to the propriety of a former employee of the Louisiana Lottery Corporation working for companies that have contracts with the Lottery Corporation.

G62. Docket No. 09-834

Request for advisory opinion by Black Alliance for Educational Options concerning complimentary travel, lodging and meals for Louisiana elected officials to attend conference.

G63. Docket No. 09-844

Request for advisory opinion related to use of local realtor to purchase property for Louisiana Technical College-Florida Parishes Campus when employee of realty company is father of Student Affairs Director of Louisiana Technical College-Florida Parishes Campus.

G64. Docket No. 09-866

Consideration of waiver requests that were not received within 30 days of the assessment of the late fee.

G65. WAIVER REQUESTS - CAMPAIGN FINANCE

Docket No. 09-749

Consideration of a request that the Board waive the \$2,000 late fee assessed against Reed Henderson, a successful candidate for State Representative, 103rd District, in the October 20, 2007 election whose Supplemental report was filed 69 days late.

Docket No. 09-750

Consideration of a request that the Board waive the \$600 late fee assessed against John T. Lavarine III, an unsuccessful candidate for Councilman at Large, City of Kenner, in the April 1, 2006 election whose Supplemental report was filed 368 days late.

Docket No. 09-755

Consideration of a request that the Board waive the \$400 late fee assessed against Donald Bertrand, a successful candidate for Member, Lafayette City-Parish Council, District 7, in the October 20, 2007 election whose Supplemental report was filed 161 days late.

Docket No. 09-824

Consideration of a request that the Board waive a \$800 late fee against LA Orthopaedic Association PAC, a political committee whose Monthly report was filed 4 days late.

Docket No. 09-833

Consideration of a request that the Board waive the \$480 late fee assessed against George Bourgeois, a candidate for Representative, 40th District, in the August 1, 2009 election whose 30-P report was filed 8 days late.

Docket No. 09-837

Consideration of a request that the Board waive the \$2,500 late fee assessed against Benedict Willard, a successful candidate for Judge, Criminal District Court Orleans Parish in the October 5, 2002 election whose Supplemental report was filed 161 days late.

Docket No. 09-850

Consideration of a request that the Board waive the \$600 and \$600 late fees assessed against Cynthia Cade, a successful candidate for Member of School Board, Orleans Parish in the September 18, 2004 and October 4, 2008 elections whose Supplemental reports were both filed 107 days late.

Docket No. 09-869

Consideration of a request that the Board waive the \$1,000 late fee assessed against Robert Lansden, an unsuccessful candidate for Commissioner of Insurance, in the October 20, 2007 election whose Supplemental report was filed 161 days late.

G66. WAIVER REQUESTS - LOBBYING

Docket No. 09-872

Consideration of a request that the Board waive the \$500 and \$500 late fees assessed against Claudia Tucker, for failure to timely file a Legislative and Executive ER-4/09 lobbying report.

Docket No. 09-873

Consideration of a request that the Board waive the \$350 and \$350 late fees assessed against Campbell Kaufman, for failure to timely file a Legislative and Executive ER-4/09 lobbying report.

Docket No. 09-899

Consideration of a request that the Board waive the \$200 and \$200 late fees assessed against Campbell Kaufman, for failure to timely file a Legislative and Executive ER-5/09 lobbying report.

G67. Consideration of Reorganization Structure of the Ethics Administration Program.