



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
DECEMBER 17, 2015
2:30 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on December 17, 2015 and continue to December 18, 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 Tom Barnett.

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
DECEMBER 18, 2015
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Appearances

G1. Docket No. 15-494

Appearance in connection with a request to reconsider the Board's denial of a waiver request submitted by Whitney Laird (formerly Whitney Kling) regarding a \$1,300 late fee assessed for filing her R.S. 42:1114 disclosure affidavit 13 days late.

G2. Docket No. 15-941

Waiver request submitted by James Christopher Erny, Terrebonne Parish Port Commission, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 79 days late.

- G3. Docket No. 15-952**
Reconsideration request submitted by Wendy Elder Benedetto, St. Charles Parish Council - District 3, as to the Board's denial to waive the \$2,500 late fee assessed for filing her Amended 2011 Tier 2 Annual PFD 310 days late.
- G4. Docket No. 15-1090**
Appearance in connection with a request that the board waive the 4 \$2,000 campaign finance late fees assessed against E. Adrian Adams, a candidate for 24th JDC Judge, in the November 4, 2014 election, and the Committee to Elect E. Adrian Adams, Judge, whose 10-P report was filed 340 days late, EDE-P report was filed 326 days late, 10-G report was filed 314 days late, and the 2014 Supplemental report was filed 230 days late.
- G5. Docket No. 15-1212**
Request that the Board waive the \$2,500 campaign finance late fee assessed against Senator Elbert Lee Guillory, a candidate for Lieutenant Governor in the October 24, 2015 Election, whose 180-P campaign finance disclosure report was filed 36 days late.

Consent Agenda and Consent Opinions

- G6. Docket No. CHART**
Chart for Advisory Opinion Requests on the General Consent December 2015 Agenda.
- G7. Docket No. 15-973**
Advisory opinion regarding whether Earnestine Horn, a member of the Cameron Parish Waterworks District and Cameron Parish Fire Protection District, is required to file a 2014 Tier 2.1 pfd.
- G8. Docket No. 15-1003**
Advisory opinion request regarding the propriety of the Monroe City School Board issuing event passes to School Board members and employees of the Monroe City School District.
- G9. Docket No. 15-1008**
Advisory opinion regarding whether Dr. Chris Lartigue can perform psychiatric evaluations and provide treatment at the Rayburn Correctional Center, as an independent contractor, within two years of the termination of his employment with the Department of Public Safety and Corrections.
- G10. Docket No. 15-1026**
Advisory opinion request from Dr. Carlos A. Irizarry, Webster Parish Coroner, regarding whether he may benefit financially from the issuance, by him or any deputy coroner, of a Coroner's Emergency Certificate (CEC).
- G11. Docket No. 15-1118**
Advisory opinion request regarding whether Elizabeth West may accept employment with CNS Environmental Consultants, LLC (CNS), to provide assistance as a contract lab assessor or technical expert in assessments of laboratories accredited by bodies other than the Louisiana Environmental Laboratory Accreditation Program (LELAP).
- G12. Docket No. 15-1121**
Advisory opinion request as to whether Candice L. Baque, Assistant City Clerk for the City of Carencro, may write articles for a privately owned, local newspaper.
- G13. Docket No. 15-1122**

Advisory opinion request regarding whether Jerry Wyles may sell or install equipment to any police department, sheriff's office, fire department, or EMS company or persons employed by such agencies since he is employed by the Louisiana Department of Public Safety.

G14. Docket No. 15-1156

Advisory opinion regarding whether Michael Watts, a former employee of the Department of Transportation and Development, can assist private nonprofit organizations that serve the elderly and persons with disabilities, as an independent consultant.

G15. Docket No. 15-1164

Advisory opinion request regarding whether Jo Ellen Carruth may run and serve as mayor of Greensburg if her son, Charles Carruth, is serving as a councilman for the town.

G16. Docket No. 15-1166

Advisory opinion request regarding whether the post employment restrictions will prohibit Russell Semon from taking a position with Aetna as a remote population health specialist.

G17. Docket No. 15-1168

Advisory opinion request regarding whether former Twin Parish Port Commissioner Glen Crappell may enter into a settlement with the Port, within two years after his resignation, to resolve issues or claims against the Port.

G18. Docket No. 15-1172

Consideration of a disqualification plan involving the supervision of Angela Gullatt, Director of Child Welfare and Human Resources with the Caldwell Parish School System, while her husband, John Gullatt, serves as the Superintendent.

G19. Docket No. 15-1175

Advisory opinion regarding whether a conflict exists by Alva See, a member of the New Orleans Municipal Yacht Harbor Management Corporation, also being a member of the Southern Yacht Club.

G20. Docket No. 15-1179

Advisory opinion request regarding whether the Ethics Code would prohibit the Judges for the 23rd JDC of Louisiana from employing Mr. Hart Bourque as the Jury Commissioner for the 23rd JDC.

G21. Docket No. 15-1224

Advisory opinion request regarding the recent election of John Atkins as a member of the Caddo Parish Commission.

G22. Docket No. 15-1226

Advisory opinion request regarding whether former LSU employee Edwin Landry is prohibited from going to work for Waterproofing Products, Inc.

G23. Docket No. 15-1228

Advisory opinion request, submitted on behalf of Ochsner Health System and Kristy Nichols, the former Commissioner of Administration, regarding the application of the post-employment restrictions set forth in the Code of Governmental Ethics

G24. Docket No. 15-1231

Advisory opinion regarding whether La. R.S. 42:1113A prohibits West Feliciana Parish from entering into a servitude with MKV Homestead, LLC,

while Parish Council Member Heather Howle's mother, Virginia Sheets Reid, owns 37 and one half percent of MKV Homestead, LLC.

G25. Docket No. 15-1232

Advisory opinion request as to whether Alison McCrary, Director of the Community-Police Mediation Program may assist Community Mediation Services of New Orleans in varying capacities.

G26. Docket No. 15-1233

Advisory opinion regarding whether Ricky Goff, a member of the Livingston Parish Council, may continue to work for Coca-Cola Bottling Company United-Gulf Coast, LLC once it takes over contracts which include certain gambling establishments.

G27. Docket No. 15-1239

Advisory opinion request regarding whether Lacrosha Wilkerson, an employee of the Louisiana Department of Justice, may accept complimentary lodging, transportation, and meals from the American Israel Public Affairs Committee to attend an educational seminar in Israel for Southwest Christian Leaders.

Disclosure Reports

G28. Docket No. 15-1107

Answer submitted by Claudia Rivera, a member of the Stonebridge Property Owners Association, in response to a notice of delinquency.

G29. Docket No. 15-1111

Answer submitted by Ronald Kirk Gallien of the Ouachita Expressway Authority in response to a notice of delinquency regarding his 2014 Annual Tier 2.1 PFD.

G30. Docket No. 15-1203

Answer submitted by James Townson, former Chief of Police for the Town of Glenmora.

G31. Docket No. 15-1205

Answer submitted by Howard Cannaday, Constable for Ward 2 in Catahoula Parish, in lieu of filing a personal financial disclosure statement in response to a notice of delinquency.

G32. Docket No. 15-1206

Answer submitted by Richard Lawrence Abbrecht, Jr., board member of the Encore Academy Charter School, in response to a notice of delinquency regarding his 2014 Annual Tier 3 PFD

Regular Business

G33. Docket No. MINUTES

November 2015 Board Minutes

G34. Docket No. 12-2113

Consent opinion regarding Sandra Augustus, a court reporter for Division B of Family Court of East Baton Rouge Parish, receiving transcript fees to which she was not duly entitled.

G35. Docket No. 14-750

Consent opinion regarding ethics violations by James Lavigne, former mayor of the Town of Pearl River.

G36. Docket No. 14-886

Consent opinion arising from an agency head report regarding Dianna Gamboa, an employee of the Housing Authority of the City of Patterson, submitting applications to the Housing Authority to live in one of the Housing Authority complexes.

G37. Docket No. 14-1389

Consent Opinion regarding Mike Butler's companies, Deep Delta Houseboats, LLC, and West Delta Development, LLC, violating La. R.S. 42:1117.

G38. WAIVER REQUESTS - CAMPAIGN FINANCE

Docket No. chart

December 2015 Campaign Finance Waiver Chart

Docket No. 15-1134

Request that the Board waive the \$400 campaign finance late fee assessed against Lorraine Wimberly, a candidate for Ascension Parish School Board, District 6, Seat A in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 20 days late.

Docket No. 15-1135

Request that the Board waive the \$420 campaign finance late fee assessed against James Ross, a candidate for 4th Judicial District Court Judge in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 7 days late.

Docket No. 15-1136

Request that the Board waive the \$600 campaign finance late fee assessed against Monique Rauls, a candidate for 9th Judicial District Court Judge in the November 4, 2014 Election, and the campaign committee chairman and treasurer, Rose Smith and Bianca Alexander, whose EDE-P campaign finance disclosure report was filed 17 days late.

Docket No. 15-1137

Request that the Board waive the \$600 campaign finance late fee assessed against Robert Owsley, a candidate for 10th Judicial District Court Judge in the November 4, 2014 Election, and the campaign chairman and treasurer, Tommy Murchison and Nicole Howard, whose EDE-P campaign finance disclosure report was filed 12 days late.

Docket No. 15-1138

Request that the Board waive the \$420 campaign finance late fee assessed against Susan Theall, a candidate for 15th Judicial District Court Judge in the November 4, 2014 election, and the campaign chairman and treasurer, Stephanie Vanfleet and Mark Shirley, whose EDE-P campaign finance disclosure report was filed 7 days late.

Docket No. 15-1140

Request that the Board waive the \$400 campaign finance late fee assessed against Tamara L. Jones, a candidate for St. Bernard Parish Constable, Justice of the Peace, Ward J in the November 4, 2014 Election, whose 40-G campaign finance disclosure report was filed 12 days late.

Docket No. 15-1141

Request that the Board waive the \$1,000 campaign finance late fee assessed against Jonathan Johnson, a candidate for Slidell City Council, District A in the April 5, 2014 Election, whose 30-P campaign finance disclosure report was filed 585 days late.

Docket No. 15-1142

Request that the board waive the \$2,000, \$1,680 and \$600 campaign finance late fees assessed against Ernest P. Boudreaux, Sr., a candidate for Houma City Marshal, in the November 4, 2014 election, whose 30-P report was filed 49 days late, 10-P report was filed 28 days late and EDE-P report was filed 10 days late.

Docket No. 15-1143

Request that the Board waive the \$1,000 campaign finance late fee assessed against A. D. "Del" Barnes, Jr., a candidate for Justice of the Peace, District 5, St. Charles Parish in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 328 days late.

Docket No. 15-1144

Request that the Board waive the \$1,000 campaign finance late fee assessed against Wilfred J. "Will" Langlinais, a candidate whose 2012 Annual campaign finance disclosure report was filed 853 days late.

Docket No. 15-1207

Request that the Board waive the \$420 campaign finance late fee assessed against Noli C. Guinigundo, a candidate for West Carroll Parish Coroner in the October 24, 2015 Election, whose 30-P campaign finance disclosure report was filed 7 days late.

Docket No. 15-1208

Request that the Board waive the \$180 campaign finance late fee assessed against Henry Wayne Boyles, a candidate for Caldwell Parish Sheriff in the October 24, 2015 Election, whose 30-P campaign finance disclosure report was filed 3 days late.

Docket No. 15-1209

Request that the Board waive the \$1,000 campaign finance late fee assessed against Susan Billups Wiley, a candidate for Lincoln Parish School Board, District 1 in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 77 days late.

Docket No. 15-1210

Request that the Board waive the \$2,000 campaign finance late fee assessed against Kent Denapolis, a candidate for Kenner City Council, District 5 in the April 5, 2014 Election, whose 2013 Annual campaign finance disclosure report was filed 367 days late.

Docket No. 15-1211

Request that the Board waive the \$480 campaign finance late fee assessed against Dwayne Rogers, a candidate for Pineville City Marshal in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 8 days late.

Docket No. 15-1214

Request that the Board waive the \$120 campaign finance late fee assessed against Gregg Stall, a candidate for Lafourche Parish School Board, District 6 in the November 4, 2014 Election, whose 10-G campaign finance disclosure report was filed 3 days late.

Docket No. 15-1215

Request that the Board waive the \$360 campaign finance late fee assessed against Brian Willis, a candidate for Iberville Parish School Board, At-Large Seat in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 6 days late.

Docket No. 15-1216

Request that the Board waive the \$600 campaign finance late fee assessed against Herman R. Love, a candidate for Sabine Parish Sheriff in the October 22, 2011 election, whose 2014 Supplemental campaign finance disclosure report was filed 12 days late.

Docket No. 15-1217

Request that the Board waive the \$600 campaign finance late fee assessed against Carlton Parhms, a candidate for Monroe City Court Judge, Division C in the November 4, 2014 Election, and the campaign committee chairman and treasurer, Deborah Benton and Tamekia Olive, whose EDE-P campaign finance disclosure report was filed 12 days late.

Docket No. 15-1219

Request that the Board waive the \$1,000 campaign finance late fee assessed against Rosatina Johnson, a candidate for Baker City School Board, District 3 in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 340 days late.

Docket No. 15-1220

Request that the Board waive the \$1,000 campaign finance late fee assessed against Thomas J. Capella, a candidate for Jefferson Parish Assessor in the October 24, 2015 Election, whose 180-P campaign finance disclosure report was filed 31 days late.

Docket No. 15-1221

Request that the Board waive the \$600 campaign finance late fee assessed against Sharon Wilson, a candidate for Judge, 14th Judicial District Court in the November 4, 2014 Election, whose 2014 Supplemental campaign finance disclosure report was filed 27 days late.

Docket No. 15-1230

Request that the Board waive the \$80, \$40, and \$320 campaign finance late fees assessed against Jevella Williamsom, a candidate for Ascension Parish School Board, District 1 in the November 4, 2014 Election, whose 10-G report was filed 2 days late, EDE-G was filed 1 day late, and 40-G report was filed 8 days late.

Docket No. 15-1235

Request that the Board waive the \$200 and \$400 campaign finance late fees assessed against Sharmita S. Rideau, a candidate for Westlake City Council, Division B in the November 4, 2014 Election, whose 10-G report was filed 5 days late and 40-G report was filed 11 days late.

Docket No. 15-1236

Request that the Board waive the \$60 campaign finance late fee assessed against David Ray Duck, Jr., a candidate for Jackson Parish Assessor in the October 24, 2015 Election, whose 30-P campaign finance disclosure report was filed 1 day late.

Docket No. 15-1237

Request that the Board waive the \$240 campaign finance late fee assessed against Frederick Cramer, a candidate for East Feliciana Coroner in the October 24, 2015 Election, whose 30-P campaign finance disclosure report was filed 4 days late.

G39. WAIVER REQUESTS - LOBBYINGDocket No. CHART

December 2015 Lobbying Waiver Chart.

Docket No. 15-1149

Request that the Board waive the \$900 late fee assessed against Lauren Chauvin for her failure to timely file a Lobbyist Supplemental Report.

Docket No. 15-1222

Request that the Board waive the \$1,050 late fee assessed against Colin Miller for his failure to timely file a Lobbyist Supplemental Report.

Docket No. 15-1223

Request that the Board waive the \$150 late fee assessed against Lobbyist Jeff Applekamp for the late filing of an Expenditure Report.

G40. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

Docket No. CHART

December 2015 PFD Waiver Chart.

Docket No. 15-1106

Waiver request submitted by Kermit Joseph Bouillion, a former member of the Lafayette Parish School Board - District 5, regarding a \$2,500 late fee assessed for filing his 2014 Tier 2 annual pfd 112 days late.

Docket No. 15-1147

Waiver request submitted by Daniel Francis Crowley, St. Tammany Parish Fire Protection - District 1, regarding a \$1,500 late fee assessed for filing his 2014 Tier 2.1 Annual PFD 56 days late.

Docket No. 15-1182

Waiver request submitted by Billy R. Abrams, a member of the Lafayette Parish Communication Commission, regarding a \$250 late fee assessed for filing his 2014 Tier 2.1 annual PFD 5 days late.

Docket No. 15-1183

Waiver request submitted by Thomas L. Arnold, Jr., a member of the Mineral and Energy Board, regarding a \$50 late fee assessed for filing his 2014 Tier 2.1 annual PFD 1 day late.

Docket No. 15-1184

Waiver request submitted by Terrance William Apple, a former member of the Auto Theft and Insurance Fraud Prevention Authority, regarding a \$250 late fee assessed for filing his 2014 Tier 2.1 annual PFD 5 days late.

Docket No. 15-1185

Waiver request submitted by Terry L. Bell, a member of the Workforce Investment Board - #21, regarding a \$350 late fee assessed for filing his 2014 Tier 2.1 annual PFD 7 days late.

Docket No. 15-1186

Waiver request submitted by Columbus James Boston, a member of the Lucky Board of Aldermen - Bienville Parish, regarding a \$1,500 late fee assessed for filing his 2014 Tier 3 annual PFD 32 days late.

Docket No. 15-1187

Waiver request submitted by Ella Palmer Brakefield, a former member of the Pearl River Board of Aldermen - St. Tammany Parish, regarding a \$1,500 late fee assessed for filing her 2014 Tier 3 annual pfd 75 days late.

Docket No. 15-1188

Waiver request submitted by Jimmie Lorenzo Brown, a member of the Lake Forest Estates Improvement Association - Orleans Parish, regarding a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 203 days late.

Docket No. 15-1189

Waiver request submitted by E. Lee Carter, a former member of the Agricultural Commodities Commission, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 annual pfd 111 days late.

Docket No. 15-1190

Waiver request submitted by Juanita R. Calhoun, a member of the Village of Ashland Council - Natchitoches Parish, regarding a \$750 late fee assessed for filing her 2014 Tier 3 annual pfd 15 days late.

Docket No. 15-1191

Waiver request submitted by Marvin Tracy Johnson, a former member of the Jefferson Parish Finance Authority, regarding a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 216 days late.

Docket No. 15-1192

Waiver request submitted by Teresa Leann McConthay, a former member of the Workforce Investment Board - #50, regarding a \$400 late fee assessed for filing her 2014 Tier 2.1 annual pfd 8 days late.

G41. WAIVER REQUESTS - OTHER DISCLOSURE

Docket No. 15-971

Waiver request submitted by Thomas Barnett regarding a \$2,500 late fee assessed for filing his 2012 R.S. 42:1114 disclosure affidavit 729 days late and his 2013 R.S. 42:1114 disclosure affidavit 364 days late.

G42. WAIVER REQUESTS - RECONSIDERATIONS

Docket No. 15-530

Reconsideration of the Board's denial of a waiver request submitted by Millie Atkins, Commerce and Industry Board, regarding a \$400 late fee assessed for filing her 2013 Tier 2.1 Annual PFD Report 8 days late.

Docket No. 15-644

Request that the board allow Heather M. Cloud, a candidate for Mayor, Village of Turkey Creek, in the February 21, 2015 election, whose 10-G report was filed 54 days late to pay a reduced late fee of \$100 three days late.

Docket No. 15-735

Request that the board reconsider waiving the \$360 campaign finance late fee assessed against Shelton Cobb, a candidate for Lafayette City Council, District 3, in the October 20, 2007 election, whose 2014 Supplemental report was filed 9 days late.

Docket No. 15-748

Request that the board reconsider waiving the \$200 campaign finance late fee assessed against Donald C. Hodge, Jr., a candidate for Commissioner of Insurance in the October 22, 2011 election, whose 2014 Supplemental report was filed 2 days late.

Docket No. 15-811

Reconsideration of a waiver request submitted by J. H. "Butch" Racca Jr., Animal Health Board, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 66 days late.

Docket No. 15-950

Reconsideration of the Board's suspension of all but \$200 resulting from a waiver request submitted by Joseph E. Williams, former member of the New Orleans City Planning Commission, regarding a \$400 late fee assessed for filing his 2014 Tier 2.1 Annual PFD 8 days late.