



**Louisiana Board of Ethics**

**LaSalle Building  
First Floor - Griffon Room  
OCTOBER 18, 2018  
2:30 PM  
617 North 3rd Street  
Baton Rouge, Louisiana**

**Note: Meetings begin on October 18, 2018 and continue to October 19, 2018.**

**Executive Session**

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

Discussion in Executive Session regarding charges against Leora Thomas in Docket No. 2015-885.

Discussion in Executive Session regarding charges against David Romano and ABC Caster in Docket No. 2015-1151.

Discussion in executive session of charges filed in BD 2016-064 against Grady Haynes.

Discussion in Executive Session of charges filed against Adam Colbenson and Lynette Kenyon in Docket No. 2017-652.

**Louisiana Board of Ethics**

**LaSalle Building  
First Floor - LaBelle Room  
OCTOBER 19, 2018  
9:00 AM  
617 North 3rd Street  
Baton Rouge, Louisiana**

**GENERAL**

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**Appearances**

- G1.** Docket No. EABSELC  
Appearance by Emalie A. Boyce, Director of the Division of Administrative Law, to select an administrative law judge to serve as an alternate on the Ethics Adjudicatory Board.
- G2.** Docket No. 18-485  
Reconsideration of the Board's suspension of all but \$400 of a \$1500 late fee assessed against Carlos J. Sam, former member of the BREC Board of Directors (May 2010-December 2015) and Teachers' Retirement System (November 2011 - July 2015), for filing his 2015 Tier 2.1 annual PFD 122 days late.
- G3.** Docket No. 18-633  
Request that the Board reconsider waiving the \$700 campaign finance late fee assessed against Dale N. Atkins, a candidate for Judge, Court of Appeal, 4th Circuit, 1st District, Division F, Orleans Parish, and the committee's chairperson, E. John Litchfield, and treasurer, Carey B. Daste, in the March 24, 2018 election, whose 2017 Annual campaign finance report was 7 days late.
- G4.** Docket No. 18-821  
Request that the Board waive \$1,200 and \$600 campaign finance late fees assessed against David Alvarez, a candidate for Member of School Board for Orleans Parish, District 6 in the November 8, 2016 election, whose 30-P and 2016 Supplemental campaign finance disclosure reports were filed 20 and 20 days late, respectively.
- G5.** Docket No. 18-1017  
Request that the Board waive the \$200 campaign finance late fee assessed against the South PAC, a political action committee, its committee's chairperson, Steve Strumpf and treasurer, Roy Sternfelst, whose Monthly June 2018 campaign finance report was filed 1 day late.
- G6.** Docket No. 18-1250  
Request that the Board waive the \$200 campaign finance late fee assessed against the North PAC, a political action committee, its committee's chairperson, Terry Baugh and treasurer, Robert Mills, whose Monthly June 2018 campaign finance report was filed 1 day late.
- G7.** Docket No. 18-1251  
Request that the Board waive the \$200 campaign finance late fee assessed against the West PAC, a political action committee, its committee's chairperson, Charlie Trent, and treasurer, Courtney Fenet, whose Monthly June 2018 campaign finance report was filed 1 day late.
- G8.** Docket No. 18-1252  
Request that the Board waive the \$200 campaign finance late fee assessed against the East PAC, a political action committee, its committee's chairperson, Milton Graugnard, and treasurer, Jake Nettterville, whose Monthly June 2018 campaign finance report was filed 1 day late.
- G9.** Docket No. 18-1021  
Advisory opinion concerning the potential privatization of all occupational and physical therapists for the East Baton Rouge Parish School System (school system).
- G10.** Docket No. 18-1057  
Advisory opinion concerning post-employment restrictions that would apply to Gary Charles Pentek following his retirement from the Louisiana Department of Transportation and Development on May 5, 2018.

- G11.** Docket No. 18-1061  
Request that the Board waive \$1,500, \$1,300, \$300 and \$100 campaign finance late fees assessed against Desiree M. Charbonnet, a candidate for Mayor, City of New Orleans, in the October 14, 2017 election, with her committee's chairperson, Nelita Manego Ramey, and treasurer, Cynthia C. Bernard, whose Special (48 Hour) campaign finance disclosure reports were filed 17, 13, 3 and 1 days late, respectively.
- G12.** Docket No. 18-1063  
Request to waive the \$750 late fee assessed against Stephen Ledet for the late filing of the June 2018 Lobbying Expenditure Report.
- G13.** Docket No. 18-1147  
Advisory opinion regarding whether the Code of Governmental Ethics would prohibit Raymond Bernard, Jr, an employee of Aviation Exteriors of Louisiana ("Aviation Exteriors"), from being appointed to the Iberia Parish Airport Authority ("Airport Authority").
- G14.** Docket No. 18-1178  
Advisory opinion request as to whether Jamie Blanchard may be a minority owner or contracted employee of Data 2 Information while she is employed as an Education Program Consultant III with the Louisiana Department of Education in the Office of School Improvement.

### **Consent Agenda and Consent Opinions**

- G15.** Docket No. CHART  
Chart for Advisory Opinion Requests on the General Consent October 2018 Agenda.
- G16.** Docket No. 18-816  
Advisory opinion request by Dr. Bobby Matthews regarding whether the post-employment provisions would prohibit him from consulting with the Louisiana Secretary of State on the Louisiana Notary Examination after his retirement from Louisiana State University (LSU).
- G17.** Docket No. 18-951  
Request for an advisory opinion from Eric Hofsommer, Fire Chief of the Bayou Vista (pop. 4,652) Volunteer Fire Department.
- G18.** Docket No. 18-976  
Request for an advisory opinion from Larry Broussard, former Civil Engineer Supervisor for Lafayette Consolidated Government (pop. 120,623), relative to post employment prohibitions.
- G19.** Docket No. 18-978  
Advisory Opinion request from Damon C. Morris, Ph.D., with the Dept. of Wildlife & Fisheries, Marine Fisheries Division.
- G20.** Docket No. 18-980  
Advisory opinion request regarding whether there are any prohibitions with Barrett Nugent's employment with Texas A&M Engineering Extension (TEEX) as an adjunct instructor while he is employed by the Governor's Office of Homeland Security and Emergency Preparedness (GOHSEP).
- G21.** Docket No. 18-1011  
Advisory opinion request by Tammy Anderson, Transportation Manager, regarding whether she and four transportation permit supervisors within the Department of Transportation and Development Truck Permit Office may

sponsor a gift incentive to be provided to transportation permits specialists based on performance, dependability, and accuracy.

- G22.** Docket No. 18-1012  
Advisory Opinion request from Sharon Lavergne with Lavergne Electric regarding the employment of her son by the Greater Baton Rouge Port Commission.
- G23.** Docket No. 18-1022  
Advisory opinion request as to whether a trucking company co-owned by Cody Estilette, C & B Trucking, LLC, may provide compensated trucking services to a subcontractor on local Department of Transportation and Development projects.
- G24.** Docket No. 18-1023  
Request for an advisory opinion from Ashley Hebert relative to any post-employment restrictions following her termination as a Cost Estimator for the Governor's Office of Homeland Security and Emergency Preparedness.
- G25.** Docket No. 18-1025  
Advisory opinion request from Shawn Revel regarding whether he may be appointed to the Livingston Parish Mosquito Abatement District 2 & 3 Board (Abatement Board) that would oversee the mosquito abatement program for Livingston Parish while he is employed by the Division of Administration Office of Technology Services.
- G26.** Docket No. 18-1026  
Advisory opinion request regarding whether the Code of Governmental Ethics would prohibit Lt. Roger Ellerbe, a Patrol Lieutenant with the Claiborne Parish Sheriff's Office, from running for election to the Claiborne Parish Police Jury.
- G27.** Docket No. 18-1027  
Advisory Opinion request from Corey J. Orgeron, candidate for Ascension Parish School Board District 4B.
- G28.** Docket No. 18-1028  
Request for an advisory opinion from Andy Currier, Tangipahoa Parish (pop. 121,097) Public Works Director, relative to his partnering with Jerod Stevens whose family owns a company that has contracted with Tangipahoa Parish Government.
- G29.** Docket No. 18-1029  
Advisory opinion request by Kevin Cyrus, a West Baton Rouge Sheriff's Deputy, regarding whether he can operate a driving school while he serves as a West Baton Rouge Sheriff Deputy.
- G30.** Docket No. 18-1058  
Advisory opinion request regarding whether the North Caddo Hospital Service District Board of Commissioners (Hospital District) may use public funds to offer free meals to all police officers.
- G31.** Docket No. 18-1059  
Advisory Opinion request regarding David Remedies, Sr. contracting with the Sabine Parish Police Jury, Road Department, while his son is employed by that department.
- G32.** Docket No. 18-1060  
Request for an advisory opinion from Sarah Schirmer relative to post-employment prohibitions regarding her previous employment as the Criminal

Justice Policy Advisor for the Mayor of New Orleans (pop. 343,829).

- G33.** Docket No. 18-1067  
Advisory opinion regarding whether the Code of Governmental Ethics would prohibit Pascal Architects from bidding on or entering into a contract with Louisiana State Board of Medical Examiners while Dr. Vincent J. Culotta, Jr. serves as the Executive Director.
- G34.** Docket No. 18-1068  
Advisory Opinion request from Jeffrey Douglas, City Clerk for the City of Ponchatoula.
- G35.** Docket No. 18-1069  
Advisory opinion request by Dr. Karen Lyon, Executive Director of the Louisiana State Board of Nursing, regarding whether there are any ethical dilemmas if a Louisiana State Board of Nursing (LSBN) board member is involved in vetting future candidates to serve as a board member of the LSBN through their position as a board member of the Louisiana State Nurses Association (LSNA) or the Louisiana Association of Nurse Anesthetists (LANA), Ltd.
- G36.** Docket No. 18-1145  
Advisory opinion regarding whether the members of the Louisiana Veterans Affairs Commission are required to file annual personal financial disclosure statements pursuant to R.S. 42:1124.2.1.
- G37.** Docket No. 18-1146  
Advisory opinion request as to whether Nick Guidry may accept a nomination to serve on the Lafourche Parish Planning Commission.
- G38.** Docket No. 18-1148  
Advisory Opinion request from Stephen D. Morris, M.D., Board Member of the Lafourche Parish Hospital Service District No. 2.
- G39.** Docket No. 18-1177  
Advisory opinion request by Carolyn Eagan regarding whether she can provide realtor services to the person who supervises her in her position as a part-time clerk with the City of Kenner Clerk of Court.
- G40.** Docket No. 18-1242  
Advisory Opinion request from Stephen Pate on behalf of the Gayle and Tom Benson Foundation.

### **Regular Business**

- G41.** Docket No. MINUTES  
September 2018 Board Minutes
- G42.** Docket No. 13-1542  
Consent opinion regarding the Village of Baskin entering into a transaction with a company owned by the father of Alderman Joseph Chase.
- G43.** Docket No. 16-133  
Consent opinion regarding a company owned by Brent Washington, the Chief Financial Officer of the Edgar P. Harney, Spirit of Excellence Academy, Inc., doing business with the charter school.
- G44.** Docket No. CALENDR  
2019 Proposed Calendar for Meetings of the Louisiana Board of Ethics

**G45. WAIVER REQUESTS - CAMPAIGN FINANCE**Docket No. chart

October 2018 Campaign Finance Waiver Chart

Docket No. 18-1015

Request that the Board waive the \$400 campaign finance late fee assessed against the KB-PAC, Inc., a political action committee, its committee's chairperson, John D. Koch and treasurer, Larry M. Roedel, whose May 2018 Monthly Report campaign finance report was filed 2 days late.

Docket No. 18-1016

Request that the Board waive the \$2,000, \$550 and \$2,000 campaign finance late fees assessed against Perry Nicosia, a candidate for District Judge, District Court - 34th JDC- St. Bernard Parish, Division C in the March 27, 2010 election, whose 2015, 2016 and 2017 Supplemental campaign finance disclosure reports were filed 876, 511 and 146 days late, respectively.

Docket No. 18-1018

Request that the Board waive a \$2,000 campaign finance late fee assessed against Ree J. Casey-Jones, a candidate for Judge, Juvenile Court, Sect. 1C, Caddo Parish, in the November 8, 2016 election, her committee's chairperson, Roy Cary, and treasurer, Talmadge E. Mitchel, whose 2017 Supplemental campaign finance disclosure report was filed 95 days late.

Docket No. 18-1062

Request that the Board waive a \$400 campaign finance late fee assessed against Michael Thomas, a candidate for Caddo Parish Commission Member / District 2 in the October 24, 2015 election, whose 10-G campaign finance disclosure report was filed 11 days late.

Docket No. 18-1071

Request that the Board waive a \$400 campaign finance late fee assessed against Barbara Johnson Simpson, a candidate for Member of School Board, District 2, Caddo Parish, in the November 4, 2014 election, whose EDE-P campaign finance disclosure report was filed 11 days late.

Docket No. 18-1187

Request that the Board waive \$660 and \$2,000 campaign finance late fees assessed against Lori A. Landry, a candidate for Judge, 16th JDC, Sec. 1, Div. H, Iberia Parish in the October 4, 2008 and November 4, 2014 election, whose 2017 Supplemental campaign finance disclosure reports were filed 11 and 195 days late, respectively.

**G46. WAIVER REQUESTS - LOBBYING**Docket No. CHART

Lobbying Waiver Request Chart for the October 19, 2018 meeting.

Docket No. 18-1013

Request to waive the \$500 late fee assessed against Matthew Pistorio for failure to timely file a Supplemental Registration Report.

Docket No. 18-1014

Request to waive the \$100 late fee assessed against PM Woods for the late filing of the March 2018 Lobbying Expenditure Report.

Docket No. 18-1157

Request to waive the \$50 late fee assessed against Steven Scott Wilfong for

the late filing of the July 2018 Lobbying Expenditure Report.

**G47. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE**

Docket No. waiver

October 2018 PFD Waiver Chart.

Docket No. 18-1065

Waiver request submitted by Cassandra Marie Anderson, with the Workforce Investment Board/ Area #20, regarding \$400 and \$1,500 late fees assessed for filing her 2016 and 2015 Tier 2.1 annual pfd's 8 and 116 days late, respectively.

Docket No. 18-1190

Waiver request submitted by Felice Hill, former member of the Tamaran Subdivision Improvement District, regarding a \$1,500 late fee assessed for filing her 2015 Tier 2.1 annual PFD 113 days late.

Docket No. 18-1191

Waiver request submitted by Jackson Jones, candidate for Mayor, City of Natchitoches, Natchitoches Parish (Pop. 18323) in the March 5, 2016 election, regarding a \$2,500 late fee assessed for failing to file his 2014 Tier 2 candidate PFD.

**G48. WAIVER REQUESTS - RECONSIDERATIONS**

Docket No. 18-722

Reconsideration of the Board's denial of a waiver request submitted by Edward M. Beaver III, Constable, Ward 3 - Rapides Parish, regarding \$1500 late fee assessed for failing to file his 2016 Tier 3 annual PFD.