

**STATE ETHICS COMMISSION  
205 Jesse Hill Jr. Drive SE  
Suite 478 – East Tower  
Atlanta, Georgia 30334**

**AGENDA**

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**PLACE:** State Capitol  
Room 341  
Atlanta, Georgia

**DATE:** July 29, 2005

**TIME:** 10:00 a.m.

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**HEARINGS**

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**In the Matter of Greg Stone (Continued).....A**

**In the Matter of Citizens League of Henry County.....B**

**In the Matter of Mike Yeager.....C**

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**REGULAR MEETING**

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**Meeting called to order**

**Reading & approval of the Minutes of June 17, 2005**

**Meeting .....D**

**New Business:**

**Kevin Morris v Tom Knox.....E**

**Donald Smith v Johnson County Board of Commissioners.....F**

**George Anderson v John Oxendine.....G - L**

**Lobbyist Late/Non-filers (51).....M**

**Comments from the Attorney General's Office**

**Report of the Executive Secretary**

**Future Commission Meeting Date**

**MINUTES OF THE  
STATE ETHICS COMMISSION  
MEETING HELD**

**July 29, 2005**

**Legislative Office Building, Room 406  
Atlanta, Georgia**

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**Present:**

**Steve Farrow, Chairman**

**Jack Williams, Vice-Chairman**

**Emmett Bowers**

**David Moskowitz**

**Sonny Watson (joined the meeting in progress at approximately 10:40 a.m.)**

**The meeting was called to order at approximately 10:04 a.m.**

**HEARINGS UNDER THE ADMINISTRATIVE PROCEDURE ACT**

**IN THE MATTER OF GREG STONE**

**CASE #2004-0041, 2004-0042**

**The matter was continued upon request of counsel.**

**IN THE MATTER OF MIKE YEAGER**

**CASE NO. 2004-0033, 2004-0034, 2004-0035, 2004-0038**

**In summary, following an Administrative Procedure Act hearing, the Commission found two violations of the Ethics in Government Act, assessing civil penalties in the amount of \$200.00.**

**Motion made by Mr. Williams**

**Seconded by Mr. Watson**

***In favor: Farrow, Williams, Watson***

***Opposed: Moskowitz, Bowers***

**The Commission found a single violation of O.C.G.A. § 21-5-30.2 in which the Respondent listed a Coweta County government owned and operated e-mail address on an election brochure.**

**Motion made by Mr. Moskowitz**

**Seconded by Mr. Williams**

***In favor: Farrow, Williams, Moskowitz***

***Opposed: Bowers, Watson***

The Commission found no violation of O.C.G.A. § 21-5-30.2 by Respondent's alleged use of county vehicles to travel to election-related events, and this charge was dismissed.

Motion made by Mr. Williams  
*Carried Unanimously*

Seconded by Mr. Watson

The Commission found a single violation of O.C.G.A. § 21-5-30.2 in which the Respondent displayed campaign signs promoting his re-election on county property.

Motion made by Mr. Williams  
*In favor: Farrow, Williams, Moskowitz*  
*Opposed: Bowers, Watson*

Seconded by Mr. Moskowitz

*The Attorney General's office and counsel for the Respondent conceded that there was no violation of O.C.G.A. § 21-5-30.2 by the Respondent's alleged use of county vehicles to transport campaign signs and the posting of campaign signs by county employees during normal business hours. These charges were abandoned and not brought up for vote by the Commission.*

The Commission found no violation of O.C.G.A. § 21-5-30.2 by Respondent's alleged acceptance of an in-kind contribution of placement of campaign bumper stickers and balloons on county vehicles, and these charges were dismissed.

Motion made by Mr. Bowers  
*In favor: Bowers, Watson, Farrow*  
*Opposed: Moskowitz, Williams*

Seconded by Mr. Watson

The Commission found no violation of O.C.G.A. § 21-5-30.2 by Respondent's alleged use of a county-purchased remote control car for campaign activities and advertising.

Motion made by Mr. Bowers  
*In favor: Farrow, Bower, Williams, Watson*  
*Opposed: Moskowitz*

Seconded by Mr. Williams

The Commission found no violation of O.C.G.A. § 21-5-30.2 by Respondent's alleged acceptance of an in-kind contribution of campaign advertising from a privately owned website that displayed the advertising and contained a message reading, "Copyright © Coweta County Sheriff's Office 2003."

Motion made by Mr. Williams  
*In favor: Williams, Bowers, Watson*  
*Opposed: Farrow, Moskowitz*

Seconded by Mr. Bowers

**IN THE MATTER OF CITIZENS LEAGUE OF HENRY COUNTY**  
**CASE #2004-0057**

The Commission adopted two Consent Orders finding violations and assessing civil penalties.

Leland Maddox, having admitted to a violation of the Ethics in Government Act, was assessed a civil penalty of \$1,000.00.

Motion made by Mr. Watson  
*Carried Unanimously*

Seconded by Mr. Williams

Jason Harper, having admitted to a violation of the Ethics in Government Act, was assessed a total civil penalty of \$1,000.00. The Respondent was ordered to refund Citizens League of Henry County \$1,900.00 from his campaign account and to submit proof to the Commission of this refund.

Motion made by Mr. Moskowitz  
*Carried Unanimously*

Seconded by Mr. Bowers

**REGULAR MEETING**

The Commission adopted the Findings of Fact and Conclusions of Law reached in the Administrative Procedure Act hearings as the Findings of Fact and Conclusions of Law of the State Ethics Commission.

Motion made by Mr. Williams  
*Carried Unanimously*

Seconded by Mr. Bowers

The minutes of the June 17, 2005 meeting were approved as presented.

Motion made by Mr. Bowers  
*Carried Unanimously*

Seconded by Mr. Moskowitz

*Mr. Williams abstained from voting in the matter.*

**NEW BUSINESS**

**KEVIN MORRIS V. TOM KNOX**

**CASE #2004-0029**

This preliminary hearing was continued at the request of the Respondent. The Commission agreed to vote on this continuance before the conclusion of the last APA hearing.

**Motion made by Mr. Bowers**  
*Carried Unanimously*

**Seconded by Mr. Williams**

**DONALD SMITH V. JOHNSON COUNTY BOARD OF COMMISSIONERS**  
**CASE #2004-0062**

**The motion to set down Douglas Eaves as a Respondent in this matter failed.**

**Motion made by Mr. Moskowitz**  
*In favor: Moskowitz, Farrow*  
*Opposed: Williams, Watson, Bowers*

**Seconded by Mr. Farrow**

**The Commission found reasonable grounds to believe that the Ethics in Government Act had been violated, and the matter was set down for an Administrative Procedure Act hearing.**

**Motion made by Mr. Williams**  
*Carried Unanimously*

**Seconded by Mr. Bowers**

**GEORGE ANDERSON V. JOHN OXENDINE**  
**CASE NO.'s 060-00-004-01-02, 2002-0074, 2002-0075, 2003-0055, 2004-0052**

**The Commission voted on all of the above matters collectively. The Commission found reasonable grounds to believe the Ethics in Government Act had been violated, and all matters were set down for Administrative Procedure Act hearings.**

**Motion made by Mr. Williams**  
*Carried Unanimously*

**Seconded by Mr. Bowers**

**GEORGE ANDERSON V. JOHN OXENDINE (OXENDINE WORKING FOR**  
**GEORGIA)** **CASE NO. 2004-0053**

**After counsel represented to the Commission that the \$5,500 in questioned contributions had been refunded by the Respondent's committee to the contributor, the Commission found no reasonable grounds to believe that the Ethics in Government Act had been violated, and the matter was dismissed.**

**Motion made by Mr. Bowers**  
*Carried Unanimously*

**Seconded by Mr. Moskowitz**

**After the Respondent orally waived his right to an Administrative Procedure Act hearing, the Commission found a violation of the Ethics in Government Act, and the Respondent was assessed a civil penalty of \$250.00.**

**Motion made by Mr. Bowers**

**Seconded by Mr. Williams**

*In favor: Bowers, Williams, Farrow, Watson*

*Opposed: Moskowitz*

**The following matters were dismissed without sanction after the Commission heard from each Respondent.**

**MELISSA PRESCOTT, CASE NO. 2005-0080**

**AARON PERRY, CASE NO. 2005-0079**

**RICHARD ROBBINS, CASE NO. 2005-0081**

**FREDERICK JOHN BECK, CASE NO. 2005-0052**

**KIM ADAMS, CASE NO. 2005-0047**

**NANCY ALLEN, CASE NO. 2005-0049**

**G. BOYD LEAK, CASE NO. 2005-0071**

**DAN GUIMOND, CASE NO. 2005-0038**

**ALVIN BRADLEY, CASE NO. 2005-0050**

**The Commission dismissed the following matter without sanction, contingent upon the Respondent's filing of the required reports.**

**TAMEKA GUDE, CASE NO. 2005-0062**

**The Commission found reasonable grounds to believe that the Ethics in Government Act had been violated, and set the following matters down for an Administrative Procedure Act hearing.**

**DANIEL ALLEN, CASE NO. 2005-0048**

**CHRIS BROWNING, CASE NO. 2005-0054**

**JAMES FINLEY, CASE NO. 2005-0058**

**MELVIN JONES, CASE NO. 2005-0045**

**LEIGHTON LANG, CASE NO. 2005-0070**

**LEE MAY, CASE NO. 2005-0076**

**MARGIE MCCLEOD, CASE NO. 2005-0077**

**GARY PARKER, CASE NO. 2005-0078**

**ERIC BAILEY, CASE NO. 2005-0053**

**REGINALD BODDIE, CASE NO. 2005-0051**

**DAWN DWYER, CASE NO. 2005-0057**

**WILBERT (BUTCH) GALLOP, CASE NO. 2005-0059**

**DIANNE GREENE, CASE NO. 2005-0060**

**GREGORY ARTHUR GREENE, CASE NO. 2005-0061**

**PRESTON HALIBURTON, CASE NO. 2005-0063**

**KEVIN JOHNSON, CASE NO. 2005-0065**

**KELVIN JONES, CASE NO. 2005-0066**

**CARL LINCOLN, CASE NO. 2005-0074**

**ANDY LORD, CASE NO. 2005-0075**

**WANDA RYLANDER, CASE NO. 2005-0082**

**The Commission found probable cause to open an investigation of the Georgia Trial Lawyers Association, regarding possible violations of O.C.G.A. § 21-5-34, 21-5-34.1, and 21-5-41.**

**Motion made by Mr. Bowers**  
*Carried Unanimously*

**Seconded by Mr. Watson**

*Mr. Moskowitz recused himself due to his membership in the named organization.*

## REPORT OF THE EXECUTIVE SECRETARY

The Executive Secretary briefed the Commission on the preliminary matters surrounding the budget request for amended fiscal year 2006 and fiscal year 2007.

The Commission set September 21, 2005, as the date for the next meeting.

The meeting adjourned at approximately 5:11 p.m.

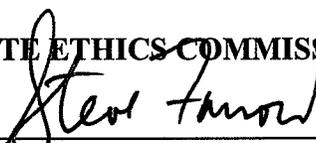
  
C. Theodore Lee, Executive Secretary

### Official Minutes Statement

The foregoing Minutes for the July 29, 2005 meeting for the State Ethics Commission were approved and adopted by the Commission at the Commission's meeting on September 21, 2005.

STATE ETHICS COMMISSION

By:

  
Steve Farrow, Chairman