

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

**AGENDA**

---

---

**PLACE:** Citizen's Hall  
Douglas County Courthouse  
Douglasville, Georgia

**DATE:** September 21, 2005

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

---

---

**HEARINGS**

---

---

**In the Matter of Johnson County Board of Commissioners.....A**

**In the Matter of Harvey Glynn Cooper.....B**

**In the Matter of Greg Stone.....C**

**In the Matter of John Dunn.....D**

---

---

**REGULAR MEETING**

---

---

**Meeting called to order**

**Reading & approval of the Minutes of the July 29, 2005  
Meeting .....E**

**New Business:**

**Georgia Trial Lawyers Association (Probable Cause).....F**

**Jimmy L. Kerfoot v Harold Breeden.....G**

**Marion Waldrop v Daryll A. Triplett.....H**

**Jeffrey Brickman v Gwendolyn Keyes.....I**

**Jeremy Buckmaster v Jeffrey Brickman.....J**

**Nick Hassis v Evelyn Kennedy.....K**

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

**Report of the Executive Secretary**

**Future Commission Meeting Date**

**MINUTES OF THE  
STATE ETHICS COMMISSION  
MEETING HELD  
September 21, 2005  
Douglas County Courthouse  
Citizen's Hall  
Douglasville, Georgia**

---

**Present:**

**Steve Farrow, Chairman  
Jack Williams, Vice-Chairman  
Emmett Bowers  
David Moskowitz  
Sonny Watson**

The meeting commenced at approximately 10:00 a.m.

**HEARINGS UNDER THE ADMINISTRATIVE PROCEDURE ACT**

**IN THE MATTER OF JOHNSON COUNTY BOARD OF COMMISSIONERS  
CASE NO. 2004-0062**

The Commission adopted a Consent Order finding violations and assessing civil penalties of \$500.00, with each of the five Respondents to pay \$100.00 each.

Motion made by Mr. Bowers  
*Carried Unanimously*

Seconded by Mr. Moskowitz

**IN THE MATTER OF HARVEY GLYNN COOPER                      CASE NO. 2004-0027**

The Commission adopted a Consent Order finding violations and assessing civil penalties of \$12,500.00.

Motion made by Mr. Williams  
*Carried Unanimously*

Seconded by Mr. Watson

**IN THE MATTER OF GREG STONE                      CASE NO. 2004-0041, 2004-0042**

The Commission found three violations of the Ethics in Government Act and dismissed all remaining allegations. The Commission found violations of O.C.G.A. § 21-5-30.2 by the Respondent's filing of Campaign Contribution Disclosure

Reports while wearing his Twiggs County Deputy Sheriff uniform, by Respondent's engagement in campaign-related activities while wearing his Twiggs County Deputy Sheriff uniform, and by the Respondent's use of a county patrol car to transport campaign signs and hats. The Respondent was assessed a civil penalty of \$100.00 for each of the three violations, and was ordered to cease and desist from any and all violations of the Ethics in Government Act.

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

Seconded by Mr. Moskowitz

**IN THE MATTER OF JOHN DUNN**

**CASE NO. 2004-0030**

The Commission found four violations of the Ethics in Government Act and assessed a civil penalty of \$50.00 per violation.

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

Seconded by Mr. Watson

The Commission found a single violation of O.C.G.A. § 21-5-33 by Respondent's use of \$1,500.00 in campaign funds to hire a law firm to represent him in a criminal investigation.

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

Seconded by Mr. Williams

The Commission found a single violation of State Ethics Commission Rule 189-3-.01 by Respondent's failure to list the purpose of his \$1,500.00 campaign expenditure for legal counsel with adequate specificity to show that the expenditure was for a lawfully authorized purpose.

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

Seconded by Mr. Moskowitz

The Commission found a single violation of O.C.G.A. § 21-5-34 by Respondent's failure to report a \$5,000.00 in-kind contribution from a consulting firm on his 2000 Campaign Contribution Disclosure Reports.

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

Seconded by Mr. Williams

The Commission found a single violation of O.C.G.A. § 21-5-41 by Respondent's acceptance of contributions exceeding maximum campaign contribution limits.

**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. Bowers**  
*Carried Unanimously*

**Seconded by Mr. Williams**

**The minutes of the July 29, 2005 meeting were approved as presented.**

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

**Seconded by Mr. Watson**

## **NEW BUSINESS**

<b>IN THE MATTER OF ARTHUR ROCKER</b>	<b>CASE NO. 2005-0034</b>
<b>IN THE MATTER OF ALAN ESSIG</b>	<b>CASE NO. 2005-0036</b>
<b>IN THE MATTER OF JOHN EVANS</b>	<b>CASE NO. 2005-0037</b>
<b>IN THE MATTER OF COLIN MARTIN</b>	<b>CASE NO. 2005-0039</b>
<b>IN THE MATTER OF WALTER RAY</b>	<b>CASE NO. 2005-0040</b>
<b>IN THE MATTER OF JULIAN THOMAS</b>	<b>CASE NO. 2005-0041</b>
<b>IN THE MATTER OF CLINT THOMPSON</b>	<b>CASE NO. 2005-0042</b>
<b>IN THE MATTER OF DAN WILLIAMS</b>	<b>CASE NO. 2005-0043</b>

**The Commission adopted Consent Orders in these matters, finding violations and assessing civil penalties for each Respondent. All Respondents were assessed civil penalties of \$500.00 each, with the exception of Martin, who was assessed a civil penalty of \$1,000.00.**

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

**Seconded by Mr. Moskowitz**

**GEORGIA TRIAL LAWYERS ASSOCIATION (PROBABLE CAUSE)**  
**CASE NO. 2005-0086**

**Respondent's counsel waived the right to a full preliminary hearing.**

**The Commission found there were reasonable grounds to believe 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**

**Seconded by Mr. Bowers**

*Carried unanimously with four members voting.*

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

**JIMMY KERFOOT V. HAROLD BREEDEN**

**CASE NO. 2004-0068**

The Commission adopted a Consent Order finding violations and assessing civil penalties of \$750.00 per Respondent. Dennis Parker consented to being added as a Respondent in this matter and admitted to violations of the Ethics in Government Act.

Motion made by Mr. Bowers  
*Carried Unanimously*

Seconded by Mr. Moskowitz

**MARION WALDROP V. DARYLL TRIPLET**

**CASE NO. 2004-0070**

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

Motion made by Mr. Moskowitz  
*Carried Unanimously*

Seconded by Mr. Williams

**JEFFREY BRICKMAN V. GWENDOLYN KEYES**

**CASE NO. 2004-0080**

The matter was continued at the request of the Respondent's counsel.

**JEREMY BUCKMASTER V. JEFFREY BRICKMAN**

**CASE NO. 2004-0082**

The Commission found that there were not 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. Watson

*Mr. Williams recused himself in this matter.*

**NICK HASSIS V. EVELYN KENNEDY**

**CASE NO. 2005-0091**

The Commission found that there were not reasonable grounds to believe that the Ethics in Government Act had been violated, and the matter was dismissed.

Motion made by Mr. Moskowitz  
*Carried Unanimously*

Seconded by Mr. Bowers

## REPORT OF THE EXECUTIVE SECRETARY

The Executive Secretary briefed the Commission on the agency's budget matters, including the meeting with Rick Shreve, the budget analyst from the Governor's Office of Planning and Budget, and also presented a memo addressed to members of the House Appropriations General Subcommittee that detailed the agency's budget needs in order to carry out H. B. 48 responsibilities.

In addition, the Executive Secretary discussed the preparation of the Lobbyist Special Report by the State Office of Audits and Accounts on local government lobbyist compliance, as well as the installation of additional computer equipped cubicles in the office to accommodate registering lobbyists and citizen disclosure review.

The Commission set November 17, 2005 as the next meeting date.

The meeting adjourned at approximately 3:23 p.m.

---

C. Theodore Lee, Executive Secretary

### Official Minutes Statement

The foregoing Minutes for the September 21, 2005 meeting for the State Ethics Commission were approved and adopted by the Commission at the Commission's meeting on November 17, 2005.

STATE ETHICS COMMISSION

By:

  
Steve Farrow, Chairman