



**TEXAS ETHICS COMMISSION MEETING MINUTES**

**Afternoon Meeting Minutes**

August 8, 2013, 1:14 p.m.  
Capitol Extension, Room E1.010  
Austin, Texas 78701



**COMMISSIONERS PRESENT:** Jim Clancy, Chair; Paul W. Hobby, Vice Chair, Hugh C. Akin, Tom Harrison, Bob Long, Paula M. Mendoza, and Chase Untermeyer.

**COMMISSIONERS ABSENT:** Tom Ramsay

**STAFF PRESENT:** Natalie Adelaja, Natalia L. Ashley, Amy Barden, Lauren Bellomy, Margie Castellanos, Homer Diaz, Robbie Douglas, Sue Edwards, Nick Espinosa, Jessie Haug, Brad Johnson, Becky Levy, Bobby Mannas, Mike McElhaney, Melissa Ramos, David A. Reisman, Tim Sorrells, and Ian Steusloff.

**MINUTES**

This meeting was recorded. These minutes are a summary record of the Commission’s actions at the meeting. For a detailed record of discussions and statements made by persons speaking at the meeting, please consult the audio recordings on file at the Commission’s office.

**Agenda Item 1: Call to order; roll call.**

The meeting was called to order by Chair Clancy. David A. Reisman, Executive Director, called the roll. All Commissioners were present, except for Commissioner Ramsay.

**For Agenda Item 2, the following represents the actions taken by the Ethics Commission in the order they occurred during the meeting.**

**Agenda Item 2: Briefing, discussion, and possible action to waive or reduce certain penalties assessed for late filing of campaign finance reports, lobby reports, or personal financial statements for the following individuals:**

**55. Grace M. Uzomba (00059802) – SECOND RECONSIDERATION  
Treasurer, 'BCDP' Bexar County Democratic Party (CEC)**

Report: 8-day pre-election report due May 21, 2012  
Penalty: \$5,400  
Categorization: reduction of the late-filing penalty to \$1,250 (at the January 2013 meeting); reverted to \$5,400; reduction to \$1,250 (upon reconsideration at the May 2013 meeting)

Grace M. Uzomba spoke before the Commission. There was no motion on Agenda Item 2, number 55. **The reduction of the late-filing penalty to \$1,250 stands on Agenda Item 2, number 55.**

**1. Jose Luis Garza (00059984)  
District Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**2. Bonnie Sudderth (00033058)  
District Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**3. Suzanne Covington (00026774)  
Senior Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**4. Robert M. 'Bobby' Galvan, Jr. (00058463)  
District Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**5. Mark T. Price (00054824)  
District Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**6. William R. 'Bill' Burke, Jr. (00054626)  
District Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**7. Juergen 'Skipper' Koetter (00051099)**  
**District Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**8. Bob Bagley (00067866)**  
**Candidate, State Representative**

Report: semiannual report due January 15, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$150

**9. James T. 'Tim' Womack (00066147)**  
**Family District Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$150

**10. Morris L. Overstreet (00019417)**  
**Former Court of Appeals Chief Justice**

Report: annual report of unexpended contributions due January 15, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$300

**11. Bonnie Rangel (00037747)**  
**District Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$400

**12. Nicole D. Lostracco (00063336)**  
**District Attorney**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**13. Michael L. Reeser (00067248)**  
**Chancellor, Texas State Technical College System**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**14. Marcella P. 'Paige' Williams (00067716)**  
**District Attorney**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**15. David Peeples (00020881)**  
**Senior Judge**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**16. Jonathan K. Weizenbaum (00065941)**  
**Commissioner, Department of Aging and Disability Services**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**17. Logan Pickett (00068387)**  
**District Attorney**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**18. Ricardo Romo (00040787)**  
**President, University of Texas at San Antonio**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**19. Omar Escobar, Jr. (00067341)  
District Attorney**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**20. Erleigh Norville Wiley (00069151)  
Criminal District Attorney**

Report: personal financial statement due May 13, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**21. William V. Flores (00066538)  
President, University of Houston-Downtown**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**22. Robert C. Flores (00065298)  
Lobbyist**

Report: lobby activities report due May 10, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**23. David Maddox (00068526)  
Lobbyist**

Report: lobby activities report due June 10, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**24. Matthew Moore (00069108)  
Lobbyist**

Report: lobby activities report due May 10, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**25. Bryan P. Brown (00069132)**  
**Lobbyist**

Report: lobby activities report due May 10, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**26. Craig Holzheuser (00068849)**  
**Lobbyist**

Report: lobby activities report due May 10, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**27. J.D. Holzheuser (00068848)**  
**Lobbyist**

Report: lobby activities report due May 10, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**28. Damian LaCroix (00067056)**  
**Lobbyist**

Report: lobby activities report due April 10, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$100

**29. Gavin L. Massingill (00063382)**  
**Lobbyist**

Report: lobby activities report due April 10, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$100

**30. Corbin Van Arsdale (00039002)**  
**Lobbyist**

Report: lobby activities report due April 10, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$100

**31. Nelson E. Orta (00068971)**  
**Treasurer, Harlandale United PAC**

Report: monthly report due May 6, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$100

**32. Timothy Rountree (00015488)**  
**Treasurer, Mesquite Police Association PAC**

Report: monthly report due May 6, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$100

**33. Richard E. Beck (00012941)**  
**Lobbyist**

Report: lobby activities report due May 10, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$300

**34. Cynthia Lee Johnston (00053125)**  
**Member, Texas Council for Developmental Disabilities**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**35. Annette P. Raggette (00054610)**  
**Member, Texas Board of Criminal Justice**

Report: personal financial statement due May 16, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**36. Frank J. Pagel (00051390)**  
**Member, Guadalupe-Blanco River Authority**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: waiver of the late-filing penalty

**37. Ron L. Mitchell (00065386)**  
**Member, Texas State University System Board of Regents**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$50

**38. Leonardo 'Leo' Longoria (00067788)**  
**Member, Office of Violent Sex Offender Management**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$50

**39. Louis Gonzales, III (00067439)**  
**Member, Council on Sex Offender Treatment**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$50

**40. S. Shawn Stephens (00066149)**  
**Member, Texas Commission on the Arts**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$50

**41. John P. Dineen, III (00066063)**  
**Member, Texas Agricultural Finance Authority**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$100

**42. Arthur Jay Eisenberg (00059427)**  
**Member, Texas Forensic Science Commission**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$100



**43. Holly A. Miller (00065675)**  
**Member, Council on Sex Offender Treatment**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$100

**44. Jeffrey S. Tallas (00066780)**  
**Member, Brazos River Authority**

Report: personal financial statement due April 30, 2013  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$150

**45. Hudson Old (00067387) – THIRD RECONSIDERATION**  
**Member, North East Texas Regional Mobility Authority**

Report: personal financial statement due June 29, 2012  
Penalty: \$500  
Categorization: no waiver of the late-filing penalty (at the January, March, and May 2013 meetings)

**46. Manuel J. Barraza (00062515) – SECOND RECONSIDERATION**  
**Candidate, Criminal District Court Judge**

Report: semiannual report due January 15, 2013  
Penalty: \$500  
Categorization: no waiver of the late-filing penalty (at the March and May 2013 meetings)

**47. Rod Ponton (00067854)**  
**District Attorney**

Report: personal financial statement due April 30, 2013  
Penalty: \$500 – no waiver  
Categorization: no waiver of the late-filing penalty

**48. Michael R. Drury (00055002)**  
**Treasurer, IAFF 399 Beaumont Political Action Committee**

Report: 8-day pre-election report due May 3, 2013  
Penalty: \$600  
Categorization: reduction of the late-filing penalty to \$100

**49. Paul J. Malir (00061809)**  
**Treasurer, TranSystems Corporation PAC**

Report: 8-day pre-election report due May 3, 2013  
Penalty: \$2,300  
Categorization: reduction of the late-filing penalty to \$300

**50. Clint Hackney (00036419)**  
**Treasurer, 'One Call PAC' One Call Concepts PAC**

Report: 8-day pre-election report due January 18, 2013  
Penalty: \$10,000  
Categorization: reduction of the late-filing penalty to \$300

**51. Clint Hackney (00064304)**  
**Treasurer, Texas Crane Owners Political Action Committee**

Report: 8-day pre-election report due January 18, 2013  
Penalty: \$10,000  
Categorization: reduction of the late-filing penalty to \$300

**52. Weston Martinez (00068565)**  
**Treasurer, Texas Freedom PAC**

Report: 30-day pre-election report due October 9, 2012  
Penalty: \$500  
Categorization: reduction of the late-filing penalty to \$100

**53. Lost Creek Neighborhood Association (00069177)**  
**Entity Filing Direct Expenditure Report**

Report: 30-day pre-election report due April 11, 2013  
Penalty: \$500  
Categorization: no waiver of the late-filing penalty

**54. Lindsey G. Stringer (00066577)**  
**Treasurer, 'TMC PAC' Texas Masonry Council Political Action Committee**

Report: 8-day pre-election report due May 3, 2013  
Penalty: \$1,900  
Categorization: reduction of the late-filing penalty to \$800

**56. Carol K. Wieser (00055594) – RECONSIDERATION  
Treasurer, 'FARW' Frisco Area Republican Women**

Report: semiannual report due January 15, 2013  
Penalty: \$3,200  
Categorization: reduction of the late-filing penalty to \$800 (at the May 2013 meeting)

**57. Blake Ellis (00053491)  
Treasurer, 'TEPAC' Texas Equity PAC**

Report: 8-day pre-election report due May 3, 2013  
Penalty: \$1,800  
Categorization: reduction of the late-filing penalty to \$50

**58. Brady/McCulloch County Chamber of Commerce (00069293)  
Entity Filing Direct Expenditure Report**

Report: 8-day pre-election report due May 3, 2013  
Penalty: \$2,500  
Categorization: reduction of the late-filing penalty to \$50

**59. Dorothy M. Olmos (00041785)  
Candidate, State Senator**

- a) Report: semiannual report due January 15, 2013  
Penalty: \$500  
Categorization: no waiver of the late-filing penalty
- b) Report: 8-day pre-election report due January 18, 2013 –  
**RECONSIDERATION**  
Penalty: \$2,100  
Categorization: no waiver of the late-filing penalty (at the March 2013 meeting)

**60. Rod Ponton (00067854)  
District Attorney**

Report: semiannual report due January 15, 2013  
Penalty: \$10,000  
Categorization: no waiver of the late-filing penalty

Agenda Item 2, numbers 47 and 60 were postponed until the October Commission meeting per the filer's request. Motion by Commissioner Mendoza to adopt categorizations on Agenda Item 2, numbers 1 through 29, and 31 through 46; second by Commissioner Harrison. Motion passed by a vote of seven ayes on Agenda Item 2, numbers 1 through 29, and 31 through 46. Commissioner Untermeyer recused himself on Agenda Item 2, number 30. Motion passed by a vote of six ayes on Agenda Item 2, number 30. **Categorizations are adopted on Agenda Item 2, numbers 1 through 46.**

Motion by Commissioner Untermeyer to adopt categorizations on Agenda Item 2, numbers 48 through 55, and 57 through 59; second by Commissioner Harrison. Motion passed by a vote of 7 ayes on Agenda Item 2, numbers 48 through 55 and 57 through 59. **Categorizations are adopted on Agenda Item 2, numbers 48 through 55, and 57 through 59.**

Motion by Commissioner Long to reduce the late-filing penalty to \$300 on Agenda Item 2, number 56; second by Commissioner Harrison. Motion passed by a vote of seven ayes on Agenda Item 2, number 56. **The reduction of the late-filing penalty to \$300 is adopted on Agenda Item 2, number 56.**

**For Agenda Item 3, the following represents the actions taken by the Ethics Commission in the order they occurred during the meeting.**

**Agenda Item 3: Briefing, discussion, and possible action to waive or reduce late-filing penalties in connection with certain corrected reports or to determine whether certain corrected reports as originally filed substantially complied with the applicable law for the following individuals:**

**1. John D. Kerr (00015556)  
Treasurer, Committee for Public Safety Fort Worth Police Officer's Association**

Report: 8-day pre-election report due May 3, 2013  
Penalty: \$1,000  
Recommendation: substantial compliance

**2. Julia A. Maldonado (00065750)  
Candidate, Court of Appeals Justice**

Report: 8-day pre-election report due October 29, 2012  
Penalty: \$10,000  
Recommendation: substantial compliance

**3. Jude Roberson (00055456)  
Treasurer, 'BFT COPE' Brazosport Federation of Teachers Committee on Political Education**

Report: 8-day pre-election report due May 3, 2013  
Penalty: \$700  
Recommendation: substantial compliance

**4. Stephen Wessels (00032100)  
Treasurer, 'Lyondell PAC' Lyondell Chemical Company PAC**

Report: 8-day pre-election report due May 3, 2013  
Penalty: \$800  
Recommendation: substantial compliance

**5. Ruth B. Skow (00064664)**  
**Treasurer, 'McAllen AFT COPE' McAllen Federation of Teachers**

Report: 8-day pre-election report due May 3, 2013 (original filed late)  
Penalty: \$700  
Recommendation: reduction of late-filing penalty to \$500

**6. Channy Soeur (00067903)**  
**Treasurer, 'NAAO PAC' Network of Asian American Organizations PAC**

Report: 8-day pre-election report due October 29, 2012  
Penalty: \$10,000  
Recommendation: reduction of late-filing penalty to \$1,000

**7. Jane Nelson (00020673)**  
**State Senator**

- a) Report: 8-day pre-election report due October 25, 2010  
Penalty: \$10,000  
Recommendation: reduction of late-filing penalty to \$1,000
- b) Report: 8-day pre-election report due October 29, 2012  
Penalty: \$10,000  
Recommendation: reduction of late-filing penalty to \$1,000

Motion by Commissioner Untermeyer to approve the recommendations based on previous Commission decisions on Agenda Item 3, numbers 1 through 7; second by Vice Chair Hobby. Motion passed by a vote of seven ayes. **The recommendations based on previous Commission decisions are adopted on Agenda Item 3, numbers 1 through 7.**

**Agenda Item 4: Reports more than 30 days late; Discussion and possible action regarding the imposition of an additional fine on the following individuals:**

**Political Committee**

- 1. Peter Hwang, Treasurer**  
**Houston 80-20 PAC (00050353)**  
Monthly Report due 5/5/2013 – Report not filed; \$500 penalty

**Personal Financial Statements**

- 2. Christopher Gilbert (00067592)**  
**Member, State Bar of Texas Board of Directors**  
Personal Financial Statement due 4/30/2013 – Report not filed; \$500 penalty

**3. Adair R. Sutherland (00043076)**

Member, San Antonio River Authority

Personal Financial Statement due 4/30/2013 – Report not filed; \$500 penalty

Motion by Commissioner Harrison to approve recommendations on Agenda Item 4, numbers 1 and 3, and to increase the fine by \$2,500 for a total penalty of \$3,000 on Agenda Item 4, number 2; second by Commissioner Untermeyer. Motion passed by a vote of seven ayes. **Recommendations on Agenda Item 4, numbers 1 and 3, and increase of fine on Agenda Item 4, number 2, are adopted.**

**Agenda Item 5:       Comments by Commissioners.**

None.

**Agenda Item 6:       Adjourn.**

Motion by Commissioner Untermeyer to adjourn; second by Commissioner Long. **Motion passed by a unanimous vote.**