

# TEXAS ETHICS COMMISSION

IN THE MATTER OF

CARY JENNINGS,  
CAMPAIGN TREASURER,  
PLANNED PARENTHOOD OF  
NORTH TEXAS ACTION FUND  
POLITICAL COMMITTEE

RESPONDENT

§  
§  
§  
§  
§  
§  
§  
§  
§

BEFORE THE

TEXAS ETHICS COMMISSION

SC-2908201

## ORDER and AGREED RESOLUTION

### I. Recitals

The Texas Ethics Commission (the commission) met on April 21, 2010, to consider sworn complaint SC-2908201. A quorum of the commission was present. The commission determined that there is credible evidence of violations of sections 254.031 and 254.151(4) of the Election Code, and section 20.62 of the Ethics Commission Rules, and credible evidence of technical or *de minimis* violations of section 254.151(4) of the Election Code, laws and rules administered and enforced by the commission. To resolve and settle this complaint without further proceedings, the commission proposed this resolution to the respondent.

### II. Allegations

The complaint alleged that the respondent, as campaign treasurer of Planned Parenthood of North Texas Action Fund Political Committee: 1) failed to properly disclose the total amount of political contributions maintained as of the last day of the reporting period, or, alternatively, failed to properly report political contributions accepted and political expenditures made, in 17 monthly campaign finance reports, 2) improperly disclosed the total amount of political expenditures as zero in two of the committee's monthly reports, and 3) improperly disclosed political expenditures as reimbursements in one of the committee's monthly reports.

Although not directly alleged in the sworn complaint, the commission also considered whether the respondent properly disclosed direct expenditures made by the committee and properly disclosed the name of each identified candidate supported by the committee in the committee's November 2008 and December 2008 monthly reports.

### III. Facts Supported by Credible Evidence

Credible evidence available to the commission supports the following findings of fact:

1. The respondent is the campaign treasurer of Planned Parenthood of North Texas Action Fund Political Committee (PPNTPAC), a general-purpose political committee that files on the monthly reporting schedule.
2. On March 11, 2008, PPNTPAC filed an amended campaign treasurer appointment that named the respondent the campaign treasurer of the committee.
3. On June 9, 2008, PPNTPAC filed an amended campaign treasurer appointment that named Kathryn Allen the assistant campaign treasurer of the committee.<sup>1</sup>
4. The complaint was filed on August 25, 2009. In response to the sworn complaint allegations, the respondent submitted an affidavit, in which he swore that he delegated the report filings to Kathryn Allen, the committee's assistant campaign treasurer since June 2008. The respondent swore that PPNTPAC reported a \$1,504.75 expenditure on its April 2008 monthly report related to a fundraiser for the committee and a \$200 expenditure on its May 2008 monthly report related to a fundraiser for the committee as nonpolitical expenditures because the committee staff believed the expenses were administrative expenditures. Additionally, the respondent acknowledged the \$200 expenditure at issue was mistakenly reported as a reimbursement to an individual for food for the fundraising event. The respondent swore these mistakes were made in good faith and that, after receiving advice from private legal counsel, corrected reports would be filed.
5. In response to the allegation that the respondent disclosed an incorrect contribution balance on committee reports filed between April 2008 and August 2009, the respondent swore to the following:

With the clarification received from legal counsel regarding the difference between administrative expenses and political expenses, any errors were inadvertent bookkeeping oversights and were not made to intentionally violate the rules applicable to these filings. Also, errors may have been made because of good-faith misunderstandings in the application of Title 15's reporting requirements as viewed against general accounting principles.

---

<sup>1</sup> Kathryn Allen was assistant campaign treasurer of the committee until December 9, 2009, when PPNTPAC filed an amended campaign treasurer appointment that named a different individual the assistant campaign treasurer of the committee.

PPNTPAC will file corrected reports that correctly reflect the total political contributions maintained for each reporting period.

6. The respondent also submitted an affidavit from Kathryn Allen, in which she made substantially similar statements regarding the sworn complaint allegations.
7. On September 14, 2009, in response to the sworn complaint allegations, PPNTPAC filed corrections to the reports at issue in the complaint.
8. On April 4, 2008, the respondent filed an original April 2008 monthly report that disclosed \$16,575 in total political contributions, zero political expenditures, \$17,658 in total political contributions maintained as of the last day of the reporting period, and zero loans. Although Schedule F (used for reporting political expenditures) did not disclose any political expenditures, Schedule I (used for reporting nonpolitical expenditures made from political contributions) disclosed two expenditures totaling approximately \$1,500 for postage and printing for invitations to an event.
9. On September 14, 2009, Kathryn Allen filed a corrected April 2008 monthly report that disclosed \$17,075 in total political contributions, \$1,504.75 in total political expenditures, \$30,172.90 in total political contributions maintained as of the last day of the reporting period, and zero loans. In addition to the changes to the total amount of political expenditures and the total amount of political contributions maintained as of the last day of the reporting period, the correction affidavit that accompanied the report stated that a political contribution of \$500 was omitted from the original report and was added to the corrected report. Schedule A (used for reporting political contributions) disclosed the additional \$500 political contribution. The corrected report also moved the two political expenditures at issue from Schedule I to Schedule F.
10. On April 30, 2008, the respondent filed an original May 2008 monthly report<sup>2</sup> that disclosed \$8,575 in total political contributions, zero political expenditures, \$27,825 in total political contributions maintained as of the last day of the reporting period, and zero loans. Although Schedule F disclosed no political expenditures, Schedule I disclosed a political expenditure of \$200 to an individual for the purpose of "Reimbursement for lunches for event."
11. On September 14, 2009, Kathryn Allen filed a corrected May 2008 monthly report that disclosed \$8,575 in total political contributions, \$200 in total political expenditures, \$33,913 in total political contributions maintained as of the last day of the reporting period, and zero loans. The corrected report moved the political expenditure at issue from Schedule I to Schedule F and disclosed the vendor who received payment for the lunches purchased.

---

<sup>2</sup> The report's cover page indicated that the report was filed for the April 2008 reporting deadline, but the period covered by the monthly report corresponded to the May 2008 monthly report.

12. On June 3, 2008, the respondent filed an original June 2008 monthly report that disclosed zero political contributions, zero political expenditures, \$36,400 in total political contributions maintained as of the last day of the reporting period, and zero loans.
13. On September 14, 2009, Kathryn Allen filed a corrected June 2008 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$35,743.
14. On July 1, 2008, the respondent filed an original July 2008 monthly report that disclosed zero political contributions, zero political expenditures, \$36,400 in total political contributions maintained as of the last day of the reporting period, and zero loans.
15. On September 14, 2009, Kathryn Allen filed a corrected July 2008 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$35,743.22.
16. On July 29, 2008, the respondent filed an original August 2008 monthly report that disclosed zero political contributions, zero political expenditures, \$36,400 in total political contributions maintained as of the last day of the reporting period, and zero loans.
17. On September 14, 2009, Kathryn Allen filed a corrected August 2008 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$35,743.22.
18. On August 29, 2008, Kathryn Allen filed an original September 2008 monthly report that disclosed zero political contributions, zero political expenditures, \$36,400 in total political contributions maintained as of the last day of the reporting period, and zero loans.
19. Also on August 29, 2008, Kathryn Allen filed a corrected September 2008 monthly report that changed the total amount of political contributions to \$1,000, and added a \$1,000 political contribution to Schedule A.
20. On September 14, 2009, Kathryn Allen filed a second corrected September 2008 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$41,728.22.

21. On October 1, 2008, Kathryn Allen filed an original October 2008 monthly report<sup>3</sup> that disclosed \$7,485 in total political contributions, zero political expenditures, \$37,400 in total political contributions maintained as of the last day of the reporting period, and zero loans.
22. On September 14, 2009, Kathryn Allen filed a corrected October 2008 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$12,312.88.
23. On October 28, 2008, Kathryn Allen filed an original November 2008 monthly report that disclosed \$1,365 in total political contributions, \$29,862.18 in total political expenditures, \$44,885 in total political contributions maintained as of the last day of the reporting period, and zero loans. The “Committee Activity” section of the report’s cover page did not disclose that PPNTPAC supported or opposed any candidates during the reporting period. Schedule F disclosed a political expenditure of \$26,695 on October 14, 2008, to Gold Communications for the purpose of “GOTV mail,” and did not disclose that the political expenditure was a direct expenditure to benefit any candidate. Schedule F disclosed an additional political expenditure of \$1,969.30 on October 14, 2008, to Gold Communications for the purpose of “GOTV mail.”
24. On September 14, 2009, Kathryn Allen filed a corrected November 2008 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$320.14. The corrected report amended the “Committee Activity” section of the report’s cover page to disclose that PPNTPAC supported four candidates for the legislature that were opposed in the November 4, 2008, general election. The corrected report also amended the political expenditure of \$26,695 on October 14, 2008, to Gold Communications for the purpose of “GOTV mail” to indicate the political expenditure was a direct expenditure to benefit four candidates for the legislature that were opposed in the November 4, 2008, general election. The corrected report also amended the political expenditure of \$1,969.30 on October 14, 2008, to Gold Communications to indicate the purpose of the political expenditure was “List rental.” The correction affidavit that accompanied the report did not address the changes to the “Committee Activity” section of the report’s cover page, or the changes to Schedule F to disclose direct expenditures to benefit the four candidates, but stated the following:

Complainant expressed concerns regarding Contribution Balances of PPNTPAC with the clarification received from legal counsel regarding the difference between administrative expenses and political expenses any errors were inadvertent bookkeeping oversights and were not made to intentionally violate the rules

---

<sup>3</sup> The report’s cover page indicated the report was filed for the September 2008 reporting deadline, but the period covered by the monthly report corresponded to the October 2008 monthly report.

applicable to these filings. Also errors may have been made because of good-faith misunderstandings in the application of Title 15's reporting requirements as viewed against general accounting principles. PPNTPAC will file corrected reports that correctly reflect the total political contributions maintained for each reporting period.

25. On December 2, 2008, Kathryn Allen filed an original December 2008 monthly report that disclosed zero political contributions, \$15,410 in total political expenditures, \$976.92 in total political contributions maintained as of the last day of the reporting period, and zero loans. The "Committee Activity" section of the report's cover page did not disclose that PPNTPAC supported or opposed any candidates during the reporting period. Schedule F disclosed a political expenditure of \$15,410 on November 6, 2008, to Precision Communications for the purpose of "GOTV calls," and indicated that the expenditure was a direct expenditure to benefit four candidates for the legislature that were opposed in the November 4, 2008, general election.
26. On September 14, 2009, Kathryn Allen filed a corrected December 2008 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$520.14. The corrected report amended the "Committee Activity" section of the report's cover page to disclose that PPNTPAC supported four candidates for the legislature that were opposed in the November 4, 2008, general election. The correction affidavit that accompanied the report did not address the changes to the "Committee Activity" section of the report's cover page, but included the same statement as the corrected November 2008 monthly report.
27. On January 5, 2009, Kathryn Allen filed an original January 2009 monthly report that disclosed zero political contributions, zero political expenditures, \$976.92 in total political contributions maintained as of the last day of the reporting period, and zero loans.
28. On September 14, 2009, Kathryn Allen filed a corrected January 2009 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$520.14.
29. On January 30, 2009, Kathryn Allen filed an original February 2009 monthly report that disclosed \$300 in total political contributions, zero political expenditures, \$976.92 in total political contributions maintained as of the last day of the reporting period, and zero loans.
30. On September 14, 2009, Kathryn Allen filed a corrected February 2009 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$2,705.14.

31. On March 2, 2009, Kathryn Allen filed an original March 2009 monthly report<sup>4</sup> that disclosed \$2,435 in total political contributions, zero political expenditures, \$1,276.92 in total political contributions maintained as of the last day of the reporting period, and zero loans.
32. On September 14, 2009, Kathryn Allen filed a corrected March 2009 monthly report that changed to total amount of political contributions maintained as of the last day of the reporting period to \$3,530.14.
33. On April 3, 2009, Kathryn Allen filed an original April 2009 monthly report that disclosed \$1,775 in total political contributions, zero political expenditures, \$3,711.92 in total political contributions maintained as of the last day of the reporting period, and zero loans.
34. On September 14, 2009, Kathryn Allen filed a corrected April 2009 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$10,205.14.
35. On April 30, 2009, Kathryn Allen filed an original May 2009 monthly report that disclosed \$5,775 in total political contributions, zero political expenditures, \$5,486.92 in total political contributions maintained as of the last day of the reporting period, and zero loans.
36. On September 14, 2009, Kathryn Allen filed a corrected May 2009 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$10,805.14.
37. On May 28, 2009, Kathryn Allen filed an original June 2009 monthly report that disclosed \$100 in total political contributions, zero political expenditures, \$11,261.92 in total political contributions maintained as of the last day of the reporting period, and zero loans.
38. On September 14, 2009, Kathryn Allen filed a corrected June 2009 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$11,805.14.
39. On June 30, 2009, Kathryn Allen filed an original July 2009 monthly report that disclosed \$1,200 in total political contributions, zero political expenditures, \$11,361 in total political contributions maintained as of the last day of the reporting period, and zero loans.

---

<sup>4</sup> The report's cover page indicated the report was filed for the February 2009 reporting deadline, but the period covered by the monthly report corresponded to the March 2009 monthly report.

40. On September 14, 2009, Kathryn Allen filed a corrected July 2009 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$12,005.14.
41. On July 30, 2009, Kathryn Allen filed an original August 2009 monthly report that disclosed zero political contributions, zero political expenditures, \$12,561 in total political contributions maintained as of the last day of the reporting period, and zero loans.
42. On September 14, 2009, Kathryn Allen filed a corrected August 2009 monthly report that changed the total amount of political contributions maintained as of the last day of the reporting period to \$12,005.14.
43. Although not at issue in the sworn complaint allegations, in October 2009, Kathryn Allen filed additional corrected reports for PPNTPAC to amend the total amount of political contributions maintained as of the last day of each reporting period for reports filed between January 2007 and February 2008.<sup>5</sup> The corrected January 2007 monthly report also added a previously undisclosed political expenditure of \$1,452.

#### **IV. Findings and Conclusions of Law**

The facts described in Section III support the following findings and conclusions of law:

##### **Political Contributions and Political Expenditures**

1. Each campaign finance report must include the amount of political contributions from each person that in the aggregate exceed \$50 and that are accepted during the reporting period by the person or committee required to file a report under this chapter, the full name and address of the person making the contributions, and the dates of the contributions. ELEC. CODE § 254.031(a)(1).

---

<sup>5</sup> The statute of limitations for allegations of reporting violations is two years. Ethics Commission Rules § 12.5. Therefore, as related to possible reporting violations, monthly reports originally filed by PPNTPAC between January 5, 2007, and October 1, 2007, would not have been within the Ethics Commission's sworn complaint jurisdiction at the time the corrections were filed in October 2009. Although the January 2008 and February 2008 monthly reports were within the applicable statute of limitations for a sworn complaint at the time PPNTPAC filed corrections to those reports, the corrected reports indicated they were corrected not later than the 14th business day after the date the filer learned the reports, as originally filed, were inaccurate, and that the errors were made in good faith.



2. Each campaign finance report must include the amount of political expenditures that in the aggregate exceed \$50 and that are made during the reporting period, the full name and address of the persons to whom the expenditures are made, and the dates and purposes of the expenditures. *Id.* § 254.031(a)(3).
3. Each campaign finance report must include the total amount of all political contributions accepted and the total amount of all political expenditures made during the reporting period. *Id.* § 254.031(a)(6).
4. Each campaign finance report must include the name of each candidate or officeholder who benefits from a direct campaign expenditure made during the reporting period by the person or committee required to file the report, and the office sought or held, excluding a direct campaign expenditure that is made by the principal political committee of a political party on behalf of a slate of two or more nominees of that party. *Id.* § 254.031(a)(7).
5. Each campaign finance report must include, as of the last day of the reporting period, the total amount of political contributions accepted, including interest or other income on those contributions, maintained in one or more accounts in which political contributions are deposited as of the last day of the reporting period. *Id.* § 254.031(a)(8).
6. Each report by a campaign treasurer of a general-purpose committee must include the name of each identified candidate or measure or classification by party of candidates supported or opposed by the committee, indicating whether the committee supports or opposes each listed candidate, measure, or classification by party of candidates. *Id.* § 254.151(4).
7. Original April 2008 and May 2008 monthly reports filed by PPNTPAC disclosed three expenditures totaling approximately \$1,700 on Schedule I. The expenditures were not included in the total amount of political expenditures for either report. The respondent swore the expenditures were related to a fundraiser for the committee and PPNTPAC filed corrected reports to disclose the expenditures as political expenditures on Schedule F. The corrected reports amended the total amount of political expenditures to reflect the fundraising expenditures. Additionally, PPNTPAC's corrected April 2008 monthly report added a \$500 political contribution to Schedule A that was previously undisclosed. The corrected report amended the total amount of political contributions to reflect the additional \$500 political contribution. Therefore, there is credible evidence of violations of section 254.031(a)(1) , 254.031(a)(3), and 254.031(a)(6) of the Election Code.
8. PPNTPAC's original November 2008 monthly report disclosed a political expenditure of \$26,695 on October 14, 2008, for the purpose of "GOTV mail," and did not disclose that the political expenditure was a direct expenditure to benefit any candidates. Additionally, the "Committee Activity" section of the report's cover page did not disclose that the committee supported any candidates during the reporting period. Although not directly alleged in the

sworn complaint, after receiving notice of the sworn complaint allegations, PPNTPAC filed a corrected November 2008 monthly report that amended the \$26,695 political expenditure to indicate that the political expenditure was a direct expenditure to benefit four opposed candidates for the legislature in the November 4, 2008, general election. The corrected report also amended the “Committee Activity” section of the report’s cover page to disclose that the committee supported four opposed candidates for the legislature in the November 4, 2008, general election. Therefore, based on the corrected reports filed by PPNTPAC, there is credible evidence of violations of sections 254.031(a)(7) and 254.151(4) of the Election Code.

9. Although PPNTPAC’s original December 2008 monthly report disclosed a political expenditure of \$15,410 on November 6, 2008, for the purpose of “GOTV calls,” and indicated that the political expenditure was a direct expenditure to benefit four opposed candidates for the legislature in the November 4, 2008, general election, the “Committee Activity” section of the report’s cover page did not disclose that the committee supported any candidates during the reporting period. Although not alleged in the sworn complaint, after receiving notice of the sworn complaint allegations, PPNTPAC filed a corrected December 2008 monthly report to disclose in the “Committee Activity” section of the report’s cover page that the committee supported four opposed candidates for legislature in the November 4, 2008, general election. Although the information was not disclosed in the “Committee Activity” section of the original report, Schedule F of the original report disclosed that the committee made a direct expenditure to benefit the four named candidates. Thus, the information was readily available to anyone who may have viewed the reports. Therefore, although not alleged in the sworn complaint allegations, with respect to PPNTPAC’s December 2008 monthly report, there is credible evidence of technical or *de minimis* violations of section 254.151(4) of the Election Code.
10. The respondent acknowledged that the contribution balances disclosed in 17 monthly reports filed by PPNTPAC between April 2008 and August 2009 were incorrect. Although PPNTPAC filed corrected reports to amend the total amount of political contributions maintained as of the last day of each reporting period, the respondent incorrectly reported this information at the time the original reports were due. Based on amounts disclosed in original and corrected reports for the 17 reports at issue, the contribution balance changed on average by approximately \$6,700. The two largest changes to the contribution balance were in the corrected October 2008 and November 2008 monthly reports, which respectively decreased the amounts disclosed in the original reports by approximately \$25,100 and \$44,560. Therefore, with respect to monthly reports filed by PPNTPAC between April 2008 and August 2009, there is credible evidence of violations of section 254.031(a)(8) of the Election Code.

**Reimbursement for Political Expenditure**

11. Political expenditures made out of personal funds by a staff member of a candidate, officeholder, or political committee with the intent to seek reimbursement from the candidate, officeholder, or political committee that in the aggregate do not exceed \$5,000 during the reporting period may be reported as follows if the reimbursement occurs during the same reporting period that the initial expenditure was made:

- (1) The amount of political expenditures that in the aggregate exceed \$50 and that are made during the reporting period, the full name and address of the persons to whom the expenditures are made and the dates and purposes of the expenditures; and
- (2) Included with the total amount or a specific listing of the political expenditures of \$50 or less made during the reporting period.

Ethics Commission Rules § 20.62(a).

12. If the staff member is not reimbursed during the same reporting period, or is reimbursed more than \$5,000 in the aggregate during the reporting period, then a political expenditure made out of personal funds by the staff member of a candidate, officeholder, or political committee with the intent to seek reimbursement from the candidate, officeholder, or political committee must be reported as follows:

- (1) The aggregate amount of the expenditures made by the staff member as of the last day of the reporting period is reported as a loan to the candidate, officeholder, or political committee;
- (2) The expenditure made by the staff member is reported as a political expenditure by the candidate, officeholder, or political committee; and
- (3) The reimbursement to the staff member to repay the loan is reported as a political expenditure by the candidate, officeholder, or political committee.

*Id.* § 20.62(b).

13. PPNTPAC's May 2008 monthly report disclosed on Schedule I a \$200 political expenditure to an individual for the purpose "Reimbursement for lunches for event." The respondent admitted the \$200 expenditure was mistakenly reported as a reimbursement to an individual for food for a fundraising event and filed a corrected report that moved the political expenditure to Schedule F and disclosed the vendor who received payment for the lunches purchased. Therefore, there is credible evidence of a violation of section 254.031(a)(3) of the Election Code and section 20.62 of the Ethics Commission Rules.

## V. Representations and Agreement by Respondent

By signing this order and agreed resolution and returning it to the commission:

1. The respondent neither admits nor denies the facts described under Section III or the commission's findings and conclusions of law described under Section IV, and consents to the entry of this order and agreed resolution solely for the purpose of resolving this sworn complaint.
2. The respondent consents to this order and agreed resolution and waives any right to further proceedings in this matter.
3. The respondent acknowledges that each campaign finance report must include the amount of political contributions from each person that in the aggregate exceed \$50 and that are accepted during the reporting period by the person or committee required to file a report under this chapter, the full name and address of the person making the contributions, and the dates of the contributions. The respondent acknowledges that each campaign finance report must include the amount of political expenditures that in the aggregate exceed \$50 and that are made during the reporting period, the full name and address of the persons to whom the expenditures are made, and the dates and purposes of the expenditures. The respondent acknowledges that each campaign finance report must include the total amount of all political contributions accepted and the total amount of all political expenditures made during the reporting period. The respondent acknowledges that each campaign finance report must include the name of each candidate or officeholder who benefits from a direct campaign expenditure made during the reporting period by the person or committee required to file the report, and the office sought or held, excluding a direct campaign expenditure that is made by the principal political committee of a political party on behalf of a slate of two or more nominees of that party. The respondent acknowledges that each campaign finance report must include, as of the last day of the reporting period, the total amount of political contributions accepted, including interest or other income on those contributions, maintained in one or more accounts in which political contributions are deposited as of the last day of the reporting period. The respondent acknowledges that each report by a campaign treasurer of a general-purpose committee must include the name of each identified candidate or measure or classification by party of candidates supported or opposed by the committee, indicating whether the committee supports or opposes each listed candidate, measure, or classification by party of candidates. The respondent acknowledges that the proper way to report reimbursements to staff is in accordance with section 20.62 of the Ethics Commission Rules. The respondent agrees to comply with these requirements of the law.

## VI. Confidentiality

This order and agreed resolution describes certain violations that the commission has determined are neither technical nor *de minimis*. Accordingly, this order and agreed resolution is not confidential under section 571.140 of the Government Code and may be disclosed by members and staff of the

commission.

**VII. Sanction**

After considering the seriousness of the violations described under Sections III and IV, including the nature, circumstances, and consequences of the violations, and after considering the sanction necessary to deter future violations, the commission imposes a \$3,000 civil penalty.

**VIII. Order**

The commission hereby orders that if the respondent consents to the proposed resolution, this order and agreed resolution is a final and complete resolution of SC-2908201.

AGREED to by the respondent on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Cary Jennings, Respondent

EXECUTED ORIGINAL received by the commission on: \_\_\_\_\_.

Texas Ethics Commission

By: \_\_\_\_\_  
David A. Reisman, Executive Director