



TEXAS ETHICS COMMISSION MEETING
Prehearing Conference Minutes
February 12, 2014, 11:05 a.m.
Capitol Extension, Room E1.010
Austin, Texas 78701



COMMISSIONERS PRESENT: Jim Clancy, Chair; Paul W. Hobby, Vice Chair; Hugh C. Akin, Wilhelmina Delco, Tom Harrison, Bob Long, Tom Ramsay, and Chase Untermeyer.

COMMISSIONERS NOT PRESENT: None.

STAFF PRESENT: Natalie Adelaja, Natalia L. Ashley, Amy Barden, Lauren Bellomy, Margie Castellanos, Homer Diaz, Nick Espinosa, Becky Levy, Bobby Mannas, John Moore, Melissa Ramos, 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. Natalia Luna Ashley, Interim Executive Director, called the roll. All Commissioners were present.

Agenda Item 2: Contested Case Proceeding; Sworn Complaint No. SC-3120485 and Sworn Complaint No. SC-3120486, In the Matter of Empower Texans (DBA Texans for Fiscal Responsibility), Respondent. Prehearing conference.

Agenda Item 3: Contested Case Proceeding; Sworn Complaint No. SC-3120487 and Sworn Complaint No. SC-3120488, In the Matter of Michael Q. Sullivan, Respondent. Prehearing conference.

Chair Clancy briefed the Commission on these agenda items. Mr. Clancy requested both sides to announce their parties presence. All parties present.

Chair Clancy allowed all parties to present their opening statements. All parties presented opening statements.

Chair Clancy requested a list of witnesses from each party. All parties addressed the issuance of subpoenas and lists of witnesses.

Motion by Commissioner Ramsay to issue subpoenas for a list of individuals in regards to sworn complaints SC-3120485, SC-3120486, SC-3120487 and SC-3120488; second by Commissioner Untermeyer. **Motion passed by a vote of eight ayes.**

Motion by Commissioner Harrison to issue a subpoena for an individual whom the Commission has not heard from previously; second by Vice Chair Hobby. **Motion passed by a vote of eight ayes.**

Motion by Commissioner Akin to issue subpoenas for employees of Empower Texans in regards to sworn complaints SC-3120485, SC-3120486, SC-3120487 and SC-3120488; second by Commission Long. **Motion passed by a vote of eight ayes.**

Motion by Commissioner Untermeyer to issue a subpoena for documents in regards to sworn complaints SC-3120487 and SC-3120488; second by Commissioner Long. **Motion passed by a vote of eight ayes.**

Motion by Commissioner Ramsay to issue a subpoena for documents in regards to sworn complaints SC-3120485 and SC-3120486; second by Commissioner Akin. **Motion passed by a vote of eight ayes.**

Motion by Commissioner Akin to issue a subpoena for documents requested by the respondents in regards to sworn complaints SC-3120485, SC-3120486, SC-3120487 and SC-3120488; second by Commissioner Ramsay. **Motion passed by a vote of eight ayes.**

Motion by Commissioner Untermeyer to approve filing deadlines for the formal hearing; second by Commissioner Ramsay. **Motion passed by a vote of eight ayes.**

Motion by Commissioner Ramsay to approve time limits for the formal hearing; second by Commissioner Delco. **Motion passed by a vote of eight ayes.**

Motion by Vice Chair Hobby to grant the respondents' request to depose Steve Bresnen; second by Commissioner Untermeyer. Chair Clancy and Commissioners Long, Delco and Ramsay voted no. **Motion denied.**

Agenda Item 4: Adjourn.

Motion by Commissioner Untermeyer to adjourn; second by Commissioner Harrison. **Motion passed by unanimous consent.**