1 2 3 4 5	STACEY FULHORST, Executive Director City of San Diego Ethics Commission 1010 Second Avenue, Suite 1530 San Diego, CA 92101 Telephone: (619) 533-3476 Facsimile: (619) 533-3448 Petitioner	
6		
7	BEFORE THE CITY OF SAN DIEGO	
8	ETHICS COMMISSION	
9		
10	In re the Matter of:) Case No.: 2005-54
11	WILLIAM MUNSTER,	STIPULATION, DECISION, AND ORDER
12	Respondent.)
13)
14	STIPULATION	
15	THE PARTIES STIPULATE AS FOLLOWS:	
16	1. Petitioner Stacey Fulhorst is the Executive Director of the City of San Diego Ethics	
17	Commission [Ethics Commission]. The Ethics Commission is charged with a duty to administer,	
18	implement, and enforce local governmental ethics laws contained in the San Diego Municipal	
19	Code [SDMC] relating to, among other things, the filing of Statements of Economic Interests	
20	[SEIs] as required by the City's Ethics Ordinance.	
21	2. At all times mentioned herein, William Munster was a member of the North Bay	
22	Project Area Committee. Munster is referred to herein as "Respondent."	
23	3. This Stipulation will be submitted for consideration by the Ethics Commission at its	
24	next scheduled meeting, and the agreements contained herein are contingent upon the approval	
25	of the Stipulation and the accompanying Decision and Order by the Ethics Commission.	
26	4. This Stipulation resolves all factual and legal issues raised in this matter by the	
27	Ethics Commission without the necessity of holding an administrative hearing to determine	
28	Respondent's liability.	
	-1- STIPULATION, DECISION, AND ORDER	

28 || / / /

- 5. Respondent understands and knowingly and voluntarily waives any and all procedural rights under the SDMC, including, but not limited to, a determination of probable cause, the issuance and receipt of an administrative complaint, the right to appear personally in any administrative hearing held in this matter, the right to confront and cross-examine witnesses testifying at the hearing, the right to subpoena witnesses to testify at the hearing, and the right to have the Ethics Commission or an impartial hearing officer hear this matter. Respondent agrees to hold the City of San Diego harmless from any and all claims or damages resulting from the Commission's investigation or this stipulated agreement, or any matter reasonably related thereto. Respondent further agrees that the terms of this Stipulation constitute compliance with the provisions of SDMC section 26.0450 in that the Stipulation includes a recitation of facts, a reference to each violation, and an order.
- 6. Respondent acknowledges that this Stipulation is not binding upon any other law enforcement or government agency and does not preclude the Ethics Commission from referring this matter to, cooperating with, or assisting any other law enforcement or government agency with regard to this or any other related matter.
- 7. The parties agree that in the event the Ethics Commission refuses to accept this Stipulation, it shall become null and void. Respondent further agrees that in the event the Ethics Commission rejects the Stipulation and a full evidentiary hearing before the Ethics Commission becomes necessary, no member of the Ethics Commission or its staff shall be disqualified because of prior consideration of this Stipulation.

Summary of Law and Facts

- 8. As member of the North Bay Project Area Committee, Respondent is a "Local Code Filer" as that term is defined by SDMC section 27.3503, and is required to file SEIs in the time and manner set forth in SDMC section 27.3510.
- 9. SDMC section 27.3510 requires all Local Code Filers to file an annual SEI on or before April 1 of each year, covering the period from January 1 through December 31 of the previous calendar year.

26

27

28

///

order made payable to the City Treasurer. The submitted payment will be held pending

1	Commission approval of this Stipulation and execution of the Decision and Order portion set	
2	forth below.	
3		
4	DATED:	
5	STACEY FULHORST, Executive Director ETHICS COMMISSION, Petitioner	
6		
7	DATED: WILLIAM MUNSTER, Respondent	
8		
9		
10	DECISION AND ORDER	
11	The Ethics Commission considered the above Stipulation at its meeting on	
12	2006. The Ethics Commission hereby approves the Stipulation and orders that, in accordance	
13	with the Stipulation, Respondent pay a fine in the amount of \$400.00.	
14		
15	DATED: Dorothy Leonard, Chair	
16	SAN DIEGO ETHICS COMMISSION	
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		
	-4-	