## SAN DIEGO ETHICS COMMISSION STIPULATION DECISION AND ORDER STATEMENT OF ECONOMIC INTERESTS VIOLATION

Complainant, Executive Director of the San Diego Ethics Commission, and Respondent hereby agree that this stipulation will be presented to the Commission at its next regularly scheduled meeting, or as soon thereafter as the matter can be heard, as a final disposition of the Statement of Economic Interests filing violation(s) described herein.

violation(s) described	nerein.			
RESPONDENT:	Kathleen Haynes	CASE NO.	2010-53	
POSITION: Cons	ultant			
DEPARTMENT/AG	SENCY: Engineering & (	Capital Projects		
SAN DIEGO MUNI	CIPAL CODE SECTION(	S) VIOLATED: 2	27.3510	
DESCRIPTION OF	VIOLATION: Failure to t	imely file statemer	nt(s) of economic interests	
<b>Statement</b> Annual	Reporting Perio January 1, 2009 – December		<b>Due Date</b> April 1, 2010	
All statements listed	above have now been filed	in conjunction wi	th reaching this settlement.	
MONETARY PENALTY: \$100		NUMBER	NUMBER OF COUNTS: 1	
STATEMENT BY R	RESPONDENT(S):			
and voluntarily request penalty specified above side of this form and valued administrative hearing amount of the penalty	st that the Ethics Commission ve. I acknowledge receipt of voluntarily waive any and all g. I have attached a check or described above.	on resolve this matter the <i>Statement of Re</i> I procedural rights t	DMC] described above have occurred by imposition of the monetary espondent's Rights on the reverse to contest this matter in an payable to the City Treasurer in the	
Dated:		Kathleen Haynes		
	EXECUTIVE DIRECTOR:			
	<u>S</u>	Stacey Fulhorst		
DECISION AND OI	RDER OF THE COMMISS	SION:		
Commission hereby a	on considered the above Stip pproves the Stipulation and e in the amount of \$100.		ng on, 2010. The Ethics rdance with the Stipulation,	
DATED:		arry Westfall Cha	<del></del>	
	I	arry westfall Cha	IT.	

SAN DIEGO ÉTHICS COMMISSION

## SAN DIEGO ETHICS COMMISSION STATEMENT OF RESPONDENT'S RIGHTS

The complainant, Executive Director of the San Diego Ethics Commission, and Respondent(s), both identified by name on the front of this document, hereby agree that this Stipulation, Decision and Order will be submitted for consideration by the Ethics Commission at its next regularly scheduled meeting.

The parties agree to enter into this Stipulation to resolve all factual and legal issues raised in this matter by the Ethics Commission without the necessity of holding an administrative hearing to determine the liability of each Respondent named herein.

Each 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 a volunteer hearing officer hear this matter. Each 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. Each 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.

It is further stipulated and agreed that each Respondent has violated the Ethics Ordinance as described herein.

Each 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.

The parties agree that in the event the Ethics Commission refuses to accept this Stipulation, it shall become null and void. Respondents further agree that in the event the Ethics Commission rejects the Stipulation and a full evidentiary hearing before the City Ethics Commission becomes necessary, no member of the Ethics Commission or its staff shall be disqualified because of prior consideration of this Stipulation.

Each Respondent agrees to pay a fine in the amount specified on the face of this document. A check or money order in said amount, payable to the City Treasurer, is submitted herewith to be held pending Commission approval of this Stipulation and execution of the Decision and Order portion set forth above.