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) describe	d herein.			
RESPONDENT:	Timothy Bubnack	C	ASE NO. 2005-43	
POSITION: Boa	rd Member			
DEPARTMENT/A	GENCY: Technology Fun	ıd		
SAN DIEGO MUN	ICIPAL CODE SECTION(S) VIOLATED:	27.3510	
DESCRIPTION OI	F VIOLATION: Failure to t	timely file statem	ent(s) of economic interests	
Statement 2004 Annual	Reporting Perio January 1, 2004 – Decem		Due Date April 1, 2005	
All statements listed	d above have now been filed	in conjunction v	with reaching this settlement.	
MONETARY PENALTY: \$200		NUMBER	NUMBER OF COUNTS: 1	
STATEMENT BY	RESPONDENT(S):			
and voluntarily reque penalty specified aboustions and side of this form and	est that the Ethics Commission ove. I acknowledge receipt of voluntarily waive any and alug. I have attached a check or	on resolve this mat the <i>Statement of I</i> I procedural rights	SDMC] described above have occurred ter by imposition of the monetary <i>Respondent's Rights</i> on the reverse is to contest this matter in an the payable to the City Treasurer in the	
Dated:		Γimothy Bubnack		
		·		
STATEMENT BY	EXECUTIVE DIRECTOR:	;		
I have reviewed the	above Stipulation and recomm	nend its approval.		
Dated:		Stacey Fulhorst		
DECISION AND O	ORDER OF THE COMMISS	SION:		
Commission hereby	sion considered the above Stip approves the Stipulation and he in the amount of \$200.		eting on, 2006. The Ethics cordance with the Stipulation,	
DATED:				
		Dorothy Leonard, SAN DIEGO ETH	Chair IICS 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.