

TEXAS ETHICS COMMISSION

IN THE MATTER OF
ANNA MOWERY,
RESPONDENT

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BEFORE THE
TEXAS ETHICS COMMISSION
SC-2610207

ORDER and AGREED RESOLUTION

I. Recitals

The Texas Ethics Commission (the commission) met on June 28, 2007, to consider sworn complaint SC-2610207. A quorum of the commission was present. The commission determined that there is credible evidence of violations of section 254.0612 of the Election Code, a law administered and enforced by the commission. To resolve and settle this complaint without further proceedings, the commission proposes this resolution to the respondent.

II. Allegation

The complaint alleges that the respondent failed to report occupation or job title and employer information in connection with two contributions.

III. Facts Supported by Credible Evidence

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

1. The respondent was a successful incumbent candidate for state representative.
2. The respondent's July 2006 semiannual report discloses a \$2,000 political contribution from an individual and does not disclose the individual's principal occupation or job title or the name of the individual's employer. The respondent's October 10, 2006, 30-day pre-election report discloses a \$500 political contribution from an individual and does not disclose the individual's principal occupation or job title or the name of the individual's employer.
3. The respondent admits that the information was missing on the two reports.

IV. Findings and Conclusions of Law

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

1. Each report by a candidate for statewide office in the executive branch or a legislative office must include, for each individual from whom the person filing the report has accepted political contributions that in the aggregate equal or exceed \$500 and that are accepted during the reporting period, the individual's principal occupation or job title, and the full name of the individual's employer. ELEC. CODE § 254.0612.
2. The respondent did not provide the required information for two contributions, a \$2,000 contribution disclosed on her July 2006 semiannual report and a \$500 contribution disclosed on her October 10, 2006, pre-election report. Therefore, there is credible evidence of violations of section 254.0612 of the Election Code.

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 report by a candidate for statewide office in the executive branch or a legislative office must include, for each individual from whom the person filing the report has accepted political contributions that in the aggregate equal or exceed \$500 and that are accepted during the reporting period, the individual's principal occupation or job title, and the full name of the individual's employer. The respondent agrees to comply with this requirement of the law.

VI. Confidentiality

This order and agreed resolution describes 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 \$300 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-2610207.

AGREED to by the respondent on this _____ day of _____, 20____.

Anna Mowery, Respondent

EXECUTED ORIGINAL received by the commission on: _____.

Texas Ethics Commission

By: _____
David A. Reisman, Executive Director