



TEXAS ETHICS COMMISSION

P. O. Box 12070, Capitol Station
Austin, Texas 78711-2070

Raymond R. "Tripp" Davenport, III
Chair

Tom Harrison
Vice Chair

David A. Reisman
Executive Director

March 28, 2007

Commissioners

Ross Fischer
Jim Graham
Cullen R. Looney
Paula M. Mendoza
David Montagne
Nicholas C. Taylor

Mr. John W. Wiesner
Campaign Treasurer, Friends of NHMCCD
1645 IH 45 North
Conroe, Texas 77304-2143

**CERTIFIED MAIL NO. 7006 2760 0002 8414 1620,
RETURN RECEIPT REQUESTED**

RE: Notice of Complaint, SC-270336

Dear Mr. Wiesner:

We received sworn complaint SC-270336 on March 21, 2007. The complaint meets the technical form requirements for a complaint filed with the Texas Ethics Commission, and the executive director has determined that the Ethics Commission has jurisdiction over the violations of law alleged in the sworn complaint. The complaint alleges that you failed to timely file a specific-purpose committee's January 2007 semiannual campaign finance report, in violation of section 254.123 of the Election Code. The complaint also alleges that you failed to give written notice to three candidates that the committee had accepted political contributions or made political expenditures supporting the candidates, in violation of section 254.128 of the Election Code. The complaint also alleges that you failed to include on campaign finance reports the principal occupation or job title and the full name of employer of individuals that contributed in the aggregate \$500 or more to the committee during a reporting period, in violation of section 254.1212 of the Election Code. That requirement does not apply to you since the committee you are the campaign treasurer of does not support or oppose a candidate for or assist a holder of a statewide executive office or a legislative office.

With this notice, I have included a copy of the sworn complaint, the Ethics Commission's sworn complaint rules, a Statement of Respondent's Rights, and a copy of the relevant statutes of the Election Code. More information about the complaint process is available on the Ethics Commission's website at www.ethics.state.tx.us.

If you have any information relevant to the complaint, please provide it at this time. Your response must be in writing and under oath. We have enclosed an affidavit form that you may wish to use for your response. Your response must include any challenge you seek to raise to the Ethics Commission's jurisdiction. In addition, in your response you may acknowledge the occurrence or commission of the violation, or deny the allegations and provide evidence supporting that denial.

Come visit our home page at <http://www.ethics.state.tx.us> on the Internet.

(512) 463-5800 • 1-800-325-8506 • FAX (512) 463-5777 • TDD 1-800-735-2989

The Texas Ethics Commission does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services.

Sworn Complaint SC-270336 will be processed as a Category One violation. You are required to respond to an allegation of a Category One violation not later than 10 business days from the date you receive this notice. **Failure to respond will constitute a separate violation for which a separate civil penalty may be assessed.**

The law requires the commission to mail certain notices relating to a sworn complaint to the respondent and the complainant. The notices are required to be sent by registered or certified mail, restricted delivery, return receipt requested unless the requirement is waived by the respondent or complainant. The enclosed form may be used to submit a waiver.

Please note that at this stage in the process, Ethics Commission members and staff are required by law to keep the complaint and all documents relating to it strictly confidential. However, other persons, including the complainant and respondent named in the complaint, are not bound by this confidentiality requirement.

Please call me if you have any questions.

Sincerely,



Robert Mannas
Assistant General Counsel

Jurisdiction accepted
For the Texas Ethics Commission



David A. Reisman,
Executive Director

RM:mc

Enclosures: Copy of Sworn Complaint
Statutes and Rules Concerning Sworn Complaints
Statement of Respondent's Rights
Affidavit
Waiver of Notice

c: Mr. Tom Curry
P. O. Box 9738
The Woodlands, Texas 77387-9738

**CERTIFIED MAIL NO. 7006 2760 0002 8414 1637,
RETURN RECEIPT REQUESTED**