



# 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

July 25, 2007

Commissioners

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

Mr. Gerald Irons  
3205 W. Davis Street  
Conroe, Texas 77304-2039

**CERTIFIED MAIL NO. 7007 0710 0004 7244 7138,  
RETURN RECEIPT REQUESTED**

**RE: Notice of Complaint, SC-2707156**

Dear Mr. Irons:

We received sworn complaint SC-2707156 on July 18, 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 violation of law alleged in the sworn complaint. The complaint alleges that you failed to provide required information on your campaign treasurer appointment, in violation of section 252.0032 of the Election Code. The complaint also alleges that you failed to file pre-election and semiannual campaign finance reports in violation of sections 254.063, 254.064, and 254.093 of the Election Code.

Ethics Commission rules prohibit the commission from considering an allegation barred from criminal prosecution by operation of the applicable statute of limitations. 1 T.A.C. § 12.5(3). The failure to timely file a campaign finance report would constitute a Class C misdemeanor. ELEC. CODE § 254.041(b). The statute of limitations for Class C misdemeanors is two years from the date of the commission of the offense. Code of Criminal Procedure, Article 12.02. The allegations related to the failure to timely file campaign finance reports that were due before July 18, 2007, are based on alleged conduct that occurred more than two years before the complaint was filed. Therefore, the allegations are not within the commission's sworn complaint jurisdiction and cannot be considered by the commission.

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](http://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-2707156 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,



Cassandra M. Mitchell  
Assistant General Counsel

Jurisdiction accepted  
For the Texas Ethics Commission



David A. Reisman,  
Executive Director

CMM:mc

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

c: Mr. Jim Doyle  
16728 Bending Oaks  
Conroe, Texas 77385-3600

CERTIFIED MAIL NO. 7007 0710 0004 7244 7114,  
RETURN RECEIPT REQUESTED