

## COLORADO INDEPENDENT ETHICS COMMISSION

Minutes of the June 19, 2013 Meeting  
1300 Broadway, 2nd floor  
Denver, Colorado  
9 a.m.  
Telephonic Only

Present: Commissioners Matt Smith Chair; Rosemary Marshall, Vice Chair, Dan Grossman, Sally H. Hopper, Bill Pinkham.

Also Present: Jane T. Feldman, Executive Director of the IEC, Lisa Brenner Freimann, Diana Black, Todd Larson and Joel Kiesey of the Colorado Attorney General's Office

### I. GENERAL BUSINESS

1. The meeting commenced at 9:02 a.m.
2. There was a discussion of the Draft Findings of Fact and Conclusions of Law.
3. At 9:11 a.m., it was moved, seconded and passed unanimously to enter into Executive Session to receive legal advice pursuant to C.R.S. §24-6-402(3)(a)(II) and §13-90-107(b) concerning disputes that are the subject of pending or imminent court action and/or for the purpose of receiving legal advice on specific legal questions regarding litigation entitled Complaint 12-07 pending before the Commission.

### II. EXECUTIVE SESSION BUSINESS

The Commission met in Executive Session from 9:12 a.m. to 9:30 a.m. pursuant to C.R.S. §24-6-402(3)(a)(II) and §13-90-107(b) concerning disputes that are the subject of pending or imminent court action and/or for the purpose of receiving legal advice on specific legal questions regarding litigation entitled Complaint 12-07 pending before the Commission.

### III. GENERAL BUSINESS

4. The Commission returned to open Session at 9:31 a.m.
5. It was moved, seconded and passed unanimously to waive attorney client privilege relating to the draft Findings of Fact and Conclusions of Law regarding Complaint 12-07, and to provide copies to the parties electronically at that time.

6. There was a discussion of the Draft Findings of Fact and Conclusions of Law. Changes were made. It was moved, seconded and passed unanimously to approve the amended Findings of Fact and Conclusions of Law with the dissents by Commissioners Hopper and Smith noted on the document.
7. Counsel for Secretary Gessler asked the Commission to stay the imposition of the penalty. It was moved, seconded and passed unanimously to deny the motion for a stay.
8. It was moved, seconded and passed unanimously to give the Secretary 30 days to pay the penalties.
9. Commissioner Smith noted that Commissioners Grossman and Hopper will be leaving the Commission. A formal recognition will be scheduled at a later time.
10. The Commission adjourned at 10:20 a.m.

Next Meeting: July 1, 2013 at 9 a.m.

Respectfully submitted,

Jane T. Feldman  
Executive Director