

ZOE LOFGREN, CALIFORNIA
CHAIR
BEN CHANDLER, KENTUCKY
G. K. BUTTERFIELD, NORTH CAROLINA
KATHY CASTOR, FLORIDA
PETER WELCH, VERMONT
DANIEL J. TAYLOR,
COUNSEL TO THE CHAIR
R. BLAKE CHISAM,
CHIEF COUNSEL AND STAFF DIRECTOR

ONE HUNDRED ELEVENTH CONGRESS
U.S. House of Representatives
COMMITTEE ON STANDARDS OF
OFFICIAL CONDUCT
Washington, DC 20515-6328

JO BONNER, ALABAMA
RANKING REPUBLICAN MEMBER
K. MICHAEL CONAWAY, TEXAS
CHARLES W. DENT, PENNSYLVANIA
GREGG HARPER, MISSISSIPPI
MICHAEL T. McCAUL, TEXAS
KELLE A. STRICKLAND,
COUNSEL TO THE RANKING
REPUBLICAN MEMBER
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May 17, 2010

The Honorable Robert Brady
Chairman
Committee on House Administration
1309 Longworth House Office Building
Washington, DC 20515

Dear Mr. Chairman:

In accordance with the regulations of the Committee on House Administration, I am submitting herewith three copies of the monthly report for April including:

1. Summary of Progress and projected programs;
2. Statements of Expenses under H.R. 279B (111th Congress, 2nd Session) and H.R. 279 (111th Congress, 1st Session); and
3. A listing of Committee employees showing addresses, duties, and gross monthly salaries.

This letter certifies that copies of this report are available to each Member of the Committee on Standards of Official Conduct.

Sincerely,



Zoe Lofgren
Chair

Enclosures

2010 JUN 13 PM 5:28
COMMITTEE
HOUSE ADMINISTRATION

COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT

April 2010

The Committee continued to fulfill its responsibilities to advise and educate Members and staff on the laws, rules and standards of official conduct. (An enumeration of those laws and rules is found in H. Rep. 110-938, *Summary of Activities, One Hundred Tenth Congress, A Report of the Committee on Standards of Official Conduct*, 110th Cong., 2d Sess. (Jan. 3, 2009).) As a general matter, the Committee's activities in receiving and responding to requests for advice from House Members and staff are conducted on a confidential basis. The Committee received 37 requests for advisory opinions in April of 2010.

In accordance with the Rules of the House of Representatives of the 111th Congress, the Committee continued to review and approve privately sponsored, officially connected travel. The Committee received 213 such requests in April of 2010.

In addition, the Committee is required under the House rules to offer annual ethics training to each Member, Delegate, Resident Commissioner, officer, and employee of the House. Such training is mandatory for all House officers and employees, and new officers or employees must receive training not later than 60 days after beginning service to the House. The Committee continued to provide such training in April of 2010. The Committee provided training sessions attended by 315 individuals in April of 2010.

The Committee also published a new advisory memorandum providing guidance on the annual training requirement. Besides summarizing the scope of the requirement, the pink sheet announced that the Committee has collaborated with the House Learning Center to provide employees with an online registration and certification process for all ethics training. This process will replace the previous paper-based process, making it easier for employees to register for training and improving the Committee's ability to track compliance. The pink sheet is available to the House and the public on the Committee's Web site, at <http://ethics.house.gov/>.

The Committee continued to fulfill its investigatory responsibilities and made public announcements regarding two investigations.

Former Representative Eric Massa. On April 21, 2010, the Committee announced that pursuant to Committee Rule 18(a), the Committee has been investigating and gathering additional information concerning matters related to allegations concerning former Representative Eric Massa.

The allegations surrounding former Representative Massa are serious and warrant a full and complete investigation. In accordance with Clause 3 of House Rule XI and Committee Rules 14(a)(3) and 18, the Committee unanimously voted to establish an

investigative subcommittee to conduct a full and complete inquiry into whether the conduct of any Member, officer, or employee of the House violated any law, rule, regulation, or other standard of conduct applicable to the performance of their duties with respect to the allegations of misconduct involving former Representative Massa.

Chair Zoe Lofgren and Ranking Republican Member Jo Bonner will lead the subcommittee. The next most senior members of the Committee, Representative Ben Chandler and Representative Mike Conaway, will also serve on the subcommittee.

Lobbying Activities of Paul Magliocchetti and Associates Group, Inc. (PMA). On April 26, 2010, the Committee published the following extension of remarks on its Web site:

Ms. ZOE LOFGREN of California. Madam Speaker, I rise along with my colleague Congressman BONNER to provide, pursuant to Rule 7(g) of the Rules of the Committee on Standards of Official Conduct, a statement of the Chair and Ranking Republican Member regarding H. Res. 1193, H. Res. 1220, H. Res. 1255, and H. Res. 1287.

The House has referred H. Res. 1193, H. Res. 1220, H. Res. 1255, and H. Res. 1287 to the Committee for its consideration. We acknowledge the referral of those resolutions. If adopted, the resolutions would have required the Committee to report to the House regarding aspects of its investigation “In the Matter of Allegations Relating to the Lobbying Activities of Paul Magliocchetti and Associates Group, Inc. (PMA).” Although the resolutions were not adopted, we are responding to expand further upon the Committee’s previous public statements regarding its investigation in this matter.

The outside Office of Congressional Ethics (OCE), after investigation, concluded that matters for five Members regarding the PMA matter should be dismissed. After review, the Committee concurred with the outside ethics office. The Committee concluded that the matters of two other Members should also be dismissed because the facts regarding those Members’ actions were not different from those of the five Members for whom both the Committee and OCE concluded dismissal was appropriate. The Committee’s action to date does not preclude future Committee action related to these matters should new information warranting action become available.

The Committee publicly released a 305-page report that discusses the scope of the Committee’s work in the PMA matter, as well as the basis for the Committee’s bipartisan and unanimous conclusions. This report is available to the House and the public on the Committee’s Web site, at <http://ethics.house.gov/>. As noted in that report, the Committee’s investigation during a nine-month period included extensive document reviews and interviews with numerous witnesses. As a result of its own investigation and OCE’s seven separate reports and findings, the Committee – whose Members include equal numbers of Democrats and Republicans – unanimously determined that the evidence presently before the Committee merited dismissal of all seven matters.

The information reviewed by the Committee included statements from all seven Members. Summaries of interviews with five Members were included in OCE's findings, which the Committee chose to publish. Since the Committee agreed with OCE's recommendation that those five matters should be dismissed, the Committee was not required to publish any statement or OCE's reports and findings in those matters, but did so because of the unique circumstances of this matter and in the interests of public disclosure and transparency.

In addition, the Committee sought statements from Representatives Tiahrt and Visclosky to respond specifically to allegations about their conduct. Both Members provided the Committee with statements through counsel, and the Members certified under penalty of perjury to the truth of those statements. Both statements are available, in their entirety, in the Committee's public report. Based in part on those statements, the Committee found no evidence to conclude that the facts regarding Representatives Tiahrt and Visclosky differed substantially from the facts regarding the other five Members – for whom both the Committee and OCE recommended dismissal. Accordingly, the Committee concluded that the matters of the two other Members should also be dismissed.

In reaching its unanimous conclusion, the Committee relied not only on the findings provided by OCE, but its own investigation. During the course of its investigation in this matter, the Committee's staff reviewed close to one-quarter of a million pages of documents. The Committee investigation covered more than 40 companies with ties to PMA. OCE's findings included summaries of interviews with five Members' offices. The Committee investigation included interviews with 33 Members' offices. The Committee investigation involved interviews with chiefs of staff, military legislative aides, other Members' staff, and Appropriations Committee staff. In reaching its conclusions, the Committee relied on the totality of this large magnitude of information.

As in other investigations, although the Committee has discussed in general terms the scope of its investigation, it did not address more specific details of various investigative steps taken by the Committee. To do so would compromise the investigative capabilities of the Committee in this and future matters by chilling voluntary cooperation. Requiring the disclosure of the details of any investigative body's activities would damage its ability to conduct its activities. Ethics investigations, in particular, rely not only upon subpoenas, but upon voluntary cooperation. Success in such an investigation usually comes because people connected to the matter choose to cooperate with the investigators and volunteer information. In many cases, their decision to cooperate is based, in part, on their belief that their identity or the details of their cooperation will not be publicly disclosed.

Moreover, disclosing specific investigative steps taken in the PMA matter could compromise any ongoing criminal investigations; harm the ability of the Committee to investigate any additional allegations of wrongdoing in this or related matters; discourage those who might bring credible allegations to the Committee in the future from doing so;

and chill the voluntary cooperation of those called before the Committee in various investigations.

Prior to the House referral of the resolutions to the Committee, on February 26, 2010, the Committee unanimously voted to release a public report in the PMA matter. By a unanimous and bipartisan vote, the Committee concluded that, based upon the totality of current information gathered during a nine-month investigation, no House Member or employee violated provisions of the Code of Official Conduct or laws, rules, regulations, or other standards of conduct applicable to his or her conduct in the performance of his or her duties or the discharge of his or her responsibilities relating to proposed appropriations requests and activities of PMA.

In addition, we note that policy decisions – whether about the current appropriations process, including earmarks, or about the campaign finance system – are not within the jurisdiction of the Committee. Whether these policies should be changed is a subject that should be taken up in the appropriate venue.

The task before the Committee in the PMA matter was to determine whether House Members and staff complied with the current law and House rules. In a unanimous and bipartisan manner, the Committee concluded the evidence presently before the Committee merited dismissal of all seven matters. The Committee's action to date does not preclude future Committee action related to these matters should new information warranting action become available.

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Committee on Standards of Official Conduct

H. Res. Resolution: 279B

Statement of expenses from 4/1/2010 to 4/30/2010

Whole Committee - Funding Limit

Report Done: Wednesday, May 12, 2010

Category	April 2010	Cumulative For Funding Resolution: 279B 4/30/2010
Staff Salaries	\$221,721.46	\$875,215.67
Overtime	\$466.94	\$1,974.13
Consultant Contracts	\$0.00	\$0.00
Equipment	\$723.30	\$2,442.84
Travel	\$0.00	\$0.00
Rent, Communications and Utilities	\$2,891.12	\$8,296.12
Printing and Reproduction	\$61.90	\$61.90
Miscellaneous Other Services	\$1,837.83	\$7,584.32
Specialized Training	\$0.00	\$0.00
Training Expenses	\$0.00	\$0.00
Representational Funds	\$0.00	\$0.00
Supplies and Materials	\$2,905.23	\$12,435.13
Grand Total	\$230,607.78	\$908,010.11

United States House of Representatives
Committee on Standards of Official Conduct
Fund Balance Statement as of 4/30/2010

All BOC codes

Resolution: 279B

Report Done: 5/12/2010

Whole Committee - Funding Limit

Less Expenses

Total Authorization \$3,441,922.00

Year	Month
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2010	January	\$210,652.85
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2010	February	\$231,251.72
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2010	March	\$235,497.76
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2010	April	\$230,607.78
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Total Committee Expenses to Date		\$908,010.11
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Unexpended Authorization		\$2,533,911.89
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Committee on Standards of Official Conduct

H. Res. Resolution: 279BF

Statement of expenses from 4/1/2010 to 4/30/2010

Whole Committee - Funding Limit

Report Done: Wednesday, May 12, 2010

Category	April 2010	Cumulative For Funding Resolution: 279BF	4/30/2010
Staff Salaries	\$0.00		\$0.00
Overtime	\$0.00		\$0.00
Consultant Contracts	\$0.00		\$0.00
Equipment	\$0.00		\$0.00
Travel	\$0.00		\$0.00
Rent, Communications and Utilities	\$9.41		\$77.86
Printing and Reproduction	\$0.00		\$0.00
Miscellaneous Other Services	\$0.00		\$0.00
Specialized Training	\$0.00		\$0.00
Training Expenses	\$0.00		\$0.00
Representational Funds	\$0.00		\$0.00
Supplies and Materials	\$0.00		\$0.00
Grand Total	\$9.41		\$77.86

United States House of Representatives
Committee on Standards of Official Conduct
Fund Balance Statement as of 4/30/2010

All BOC codes

Resolution: 279BF

Report Done: 5/12/2010

Whole Committee - Funding Limit

Less Expenses

Total Authorization \$5,000.00

Year	Month
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2010	January	\$19.60
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2010	February	\$22.76
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2010	March	\$26.09
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2010	April	\$9.41
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Total Committee Expenses to Date		\$77.86
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Unexpended Authorization		\$4,922.14
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Committee on Standards of Official Conduct

H. Res. Resolution: 279

Statement of expenses from 4/1/2010 to 4/30/2010

Whole Committee - Funding Limit

Report Done: Wednesday, May 12, 2010

Category	April 2010	Cumulative For Funding Resolution: 279	4/30/2010
Staff Salaries	\$0.00	\$2,078,056.13	
Overtime	\$0.00	\$1,504.32	
Transit Benefits	\$0.00	\$2,028.61	
Consultant Contracts	\$0.00	\$0.00	
Equipment	\$49,948.00	\$154,768.04	
Travel	\$0.00	\$576.72	
Rent, Communications and Utilities	\$0.00	\$29,442.33	
Printing and Reproduction	\$0.00	\$2,350.10	
Miscellaneous Other Services	\$0.00	\$46,413.31	
Specialized Training	\$0.00	\$0.00	
Training Expenses	\$0.00	\$3,910.00	
Representational Funds	\$0.00	\$0.00	
Supplies and Materials	\$173.84	\$80,356.40	
Grand Total	\$50,121.84	\$2,399,405.96	

United States House of Representatives
Committee on Standards of Official Conduct
Fund Balance Statement as of 4/30/2010

All BOC codes

Resolution: 279

Report Done: 5/12/2010

Whole Committee - Funding Limit

Less Expenses

Total Authorization \$2,735,247.00

Year Month	
2009 January	\$133,847.97
2009 February	\$145,514.71
2009 March	\$166,502.65
2009 April	\$166,458.23
2009 May	\$159,343.73
2009 June	\$163,857.19
2009 July	\$169,680.38
2009 August	\$180,341.03
2009 September	\$219,977.45
2009 October	\$229,272.81
2009 November	\$248,570.87
2009 December	\$236,976.28
2010 January	\$45,731.81
2010 February	\$39,426.89
2010 March	\$43,782.12
2010 April	\$50,121.84
Total Committee Expenses to Date	\$2,399,405.96
Unexpended Authorization	\$335,841.04

COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT

April 2010

STANDING COMMITTEE STAFF

<u>NAMES</u>	<u>ADDRESSES</u>	<u>DUTIES</u>	<u>MONTHLY SALARIES</u>
Marc Borodin	Fairfax, VA	Counsel	11,833.33
Blake Chisam	Arlington, VA	Chief Counsel/Staff Director	14,375.00
Sheria Clarke	Woodbridge, VA	Counsel	6,666.67
Frank Davies	McLean, VA	Senior Investigator	8,755.00
Carol Dixon	Washington, DC	Counsel	12,482.32
Samuel Harvey	Washington, DC	Staff Assistant	2,708.33
Donna Hayes	Hyattsville, MD	Staff Assistant	2,753.63
John V. Jesaitis	Washington, DC	Committee Investigative Staff	833.33
Amelia Johnson	Arlington, VA	Investigative Clerk	2,916.67
Peter L. Johnson	Alexandria, VA	System & Financial Disclosure Admin.	7,275.89
Morgan Kim	Arlington, VA	Deputy Chief Counsel	13,977.79
Deborah M. Morris	Alexandria, VA	Counsel	11,833.33
Susan Olson	Arlington, VA	Counsel	12,482.32
Deborah Peay	Washington, DC	Senior Financial Disclosure Manager	9,876.98
Margaret Perl	Falls Church, VA	Counsel	8,219.40

<u>NAMES</u>	<u>ADDRESSES</u>	<u>DUTIES</u>	<u>SALARIES</u>
Thomas A. Rust	Arlington, VA	Counsel	8,750.00
Donald Sherman	Washington, DC	Counsel	6,666.67
Stan Simpson	Takoma Park, MD	Director of Financial Disclosure Review	11,172.00
Tonia Smith	Baltimore, MD	Counsel	11,172.00
Stacey Sovereign	McLean, VA	Counsel	12,291.67
Clifford Stoddard, Jr.	Clinton, MD	Counsel	10,000.00
Kelle Strickland	Arlington, VA	Counsel to the Ranking	11,951.67
Daniel Taylor	Arlington, VA	Counsel to the Chair	11,951.67
Todd Ungerecht	Herndon, VA	Committee Investigative	833.33
Joanne White	Ft. Wash., MD	Administrative Staff Director	9,942.46

Overtime

Samuel Harvey \$164.06
Amelia Johnson \$302.88