

State of Nebraska

Accountability and Disclosure Commission

P.O. BOX 95086
Lincoln, Nebraska 68509
www.nadc.nebraska.gov



Centre Terrace, 1225 L St. #400
Phone (402) 471-2522
Fax (402) 471-6599

Synopsis Case #19-29 Action Taken on March, 2020

Respondent: Roger Nunnenkamp

The Respondent is a member of the Hamilton County Board who was required to file an annual Statement of Financial Interests on or before March 1, 2019 covering calendar year 2018. He failed to do so in violation of §49-1493 of the Nebraska Political Accountability and Disclosure Act. The Executive Director of the Commission commenced a Preliminary Investigation on July 23, 2019 alleging a failure to file a Statement of Financial Interests in of violation of §49-1493. The required statement was filed on February 26, 2020. The parties entered into a settlement agreement by the terms of which the Commission finds a violation of §49-1493 and no civil penalty is assessed. The Commission approved the Settlement Agreement with six Commissioners concurring, no Commissioners dissenting, and no Commissioners abstaining.

Violation: Pursuant to the Settlement Agreement, the Commission found that the Respondent failed to file an Annual Statement of Financial Interests on or before March 1, 2019 in violation §49-1493 of the NPADA.

Civil Penalty: None

Other: Required statement is now on file.

Attorney for the Commission: Neil B. Danberg, Jr.

Synopsis Prepared by: Frank Daley
Executive Director
Nebraska Accountability & Disclosure Commission
P.O. Box 95086
Lincoln, NE 68509
402-471-2522

BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

In the Matter of Roger Nunnenkamp,)

Case #19-29

Respondent)

ORDER

Now on this 6th day of March, 2020, this matter comes before the Nebraska Accountability and Disclosure Commission. Commissioners Carlson, Davis, Enenbach, Evnen, Hegarty, and Sullivan are present with Commissioner Enenbach presiding. Commissioners Callahan and Peetz are excused. The Respondent is not present. The Commission notes the submission of a proposed Settlement Agreement.

Whereupon, the Commission with six Commissioners concurring, no Commissioners dissenting, and no Commissioners abstaining, finds that the attached Settlement Agreement should be and hereby is approved and incorporated into this Order. Pursuant to that Agreement, the Commission finds that the Respondent has committed a violation of Nebraska Revised Statutes: Section 49-1493 as more fully set forth in the attached Settlement Agreement.

In accordance with the Settlement Agreement, the Commission does not impose a civil penalty in this case.

Issued this 6th day of March, 2020.

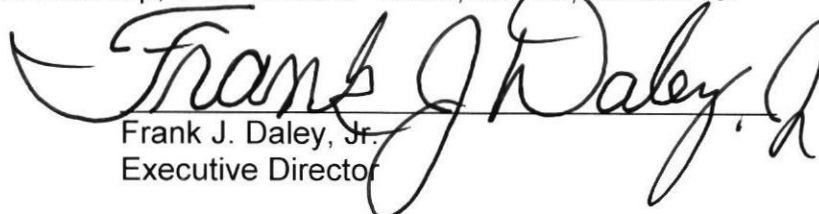
Nebraska Accountability and Disclosure Commission



Frank J. Daley, Jr.
Executive Director

Certificate of Service

I hereby certify that a copy of this Order was sent by certified U.S. Mail, postage prepaid, return receipt requested on this 6th day of March, 2020, to the following at the following address or addresses: Roger Nunnenkamp, 1401 West 5th Road, Aurora, NE 68818.



Frank J. Daley, Jr.
Executive Director

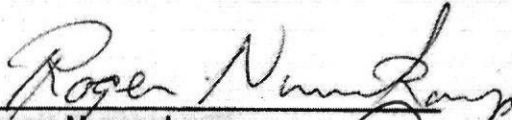
BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

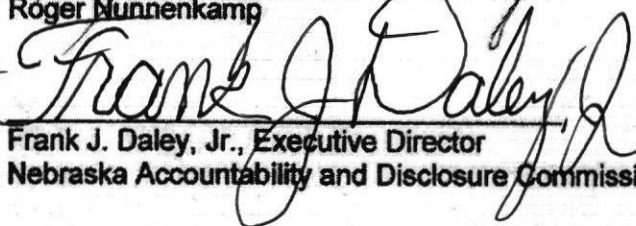
In the Matter of Roger Nunnenkamp)
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CASE No. 19-29 -4 AM 7:07
SETTLEMENT AGREEMENT
NEBRASKA
ACCOUNTABILITY &
DISCLOSURE COMMISSION

- 1) **Parties:** The parties to this Settlement Agreement (hereinafter "Agreement") are the Nebraska Accountability and Disclosure Commission, hereafter referred to as the "Commission," and Roger Nunnenkamp, hereafter referred to as the "Respondent."
- 2) **Jurisdiction:** The Respondent acknowledges the jurisdiction of the Commission pursuant to the Nebraska Political Accountability and Disclosure Act ("NPADA").
- 3) **Intention:** The parties hereby agree and intend that this Agreement shall constitute a waiver of any further proceedings in this matter, thereby resolving the matter without further delay and expense to the parties.
- 4) **The Alleged Violation. Description:** In its Notice of Preliminary Investigation in this case, the Commission has alleged that the Respondent, as a member of the Hamilton County Board of Commissioners, failed to file a required Statement of Financial Interests, on or before March 1, 2019, covering the period of calendar year 2018, in violation of Section 49-1493 of the NPADA.
- 5) **The Alleged Violation. Stipulation:** The Respondent and the Commission stipulate and agree that: (a) At the time of the alleged violation, the Respondent was a County Commissioner of Hamilton County, Nebraska; and (b) As a County Commissioner, he had an obligation to file an annual Statement of Financial Interests in 2019, covering calendar year 2018.
- 6) **The Alleged Violation. Agreement:** With respect to the alleged violation, the Respondent states that it was not his intent to violate the NPADA as alleged, but he agrees and stipulates that: (a) if this matter proceeded to a hearing, there is sufficient evidence from which the Commission could make a finding that there has been a violation as described in Paragraph 4, and as more fully set forth in the Notice of Preliminary Investigation; and (b) the Commission may enter an order that there has been a violation as described in Paragraph 4, and that he would not contest such a finding or order.
- 7) **No Civil Penalty:** The parties have agreed that, upon acceptance of this Agreement by the Commission, the Commission will not impose a civil penalty in this case.

- 8) The Commission must approve this Agreement in order for it to be effective: The parties agree that in order for this Agreement to become effective, the Commission must approve it and the Commission shall, if it approves the Settlement, enter an Order in accordance with the terms of this Agreement.
- 9) Effective Date of Agreement: This Agreement shall not be binding upon the parties until the date it is approved by the Commission and the Commission issues an order in accordance with the terms of this Agreement. The date upon which the Commission enters its Order approving this Agreement shall be deemed its effective date. If this Agreement is not approved in whole by the Commission, this Settlement Agreement shall be void and may not be used in this or any other proceeding. The parties acknowledge that this Settlement Agreement and any subsequent Order shall be announced at an open public meeting of the Commission. The parties further acknowledge that, upon adoption, this Settlement Agreement, the Order, and the Commission's file pertaining to this matter shall become open and public.
- 10) Right to Address the Commission: The Respondent has a right to address the Commission on the matter of the approval of this Settlement Agreement.
- 11) Advice of Counsel: The Respondent acknowledges that he has had an opportunity to seek the advice of an attorney in connection with the terms of this agreement.


Roger Nunnenkamp


Frank J. Daley, Jr., Executive Director
Nebraska Accountability and Disclosure Commission

3-3-2020
Date

3-6-20
Date