

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 #20-44

Action Taken on January 21, 2022

Respondent: Goldenrod Pastries, LLC

Goldenrod Pastries, LLC made a \$400 campaign contribution to a candidate in March of 2019. As a limited liability company it was required to file a report of the contribution with the Commission on or before April 10, 2019. It failed to do so in violation of §49-1469 of the NPADA. The Executive Director commenced a Preliminary Investigation on December 17, 2020.

The parties entered into a settlement agreement by which the Commission found that the Respondent violated §49-1469. By the terms of the agreement, the Respondent agreed to pay a late filing fee of \$750.00.

The Commission approved the Settlement Agreement with 8 Commissioners concurring, no Commissioners dissenting, and no Commissioners abstaining.

Violation: Pursuant to the Settlement Agreement, the Commission found a violation of §49-1469 of the NPADA.

Civil Penalty: None.

Other: The Respondent will pay a late fee of \$750.00 and the report at issue has been filed.

Attorney for the Commission: Neil B. Danberg

Attorney for the Respondent: Adam Prochaska

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
Goldenrod Pastries LLC**

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Case #20-44

ORDER

Now on this 21st day of January 2022, this matter comes before the Nebraska Accountability and Disclosure Commission. Commissioners Anderson, Ashford, Callahan, Carlson, Davis, Evnen, Hegarty and Sullivan are present with Commissioner Davis presiding. The Respondent is not present. The Commission notes the submission of a proposed Settlement Agreement.

Whereupon, the Commission, with 8 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 violated §49-1469 of the Nebraska Revised Statutes as more fully set forth in the attached Settlement Agreement. Pursuant to the terms of the Settlement Agreement, the Respondent agrees to pay a late filing fee of \$750.00 and the Commission imposes no civil penalty in this case.

Issued this 21st day of January 2022

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 21st day of January 2022 to the following persons at the following address: Goldenrod Pastries, LLC, 3947 South 48th Street, Lincoln, NE 68506 and by regular U.S. Mail to Adam Prochaska, Attorney, P.O. Box 82028, Lincoln, NE 68501.



Frank J. Daley, Jr.
Executive Director

BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

In the Matter of
Goldenrod Pastries, LLC
Respondent

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CASE No. 20-44

SETTLEMENT AGREEMENT


- 1) Parties: The parties to this Settlement Agreement (hereinafter "Agreement") are the Nebraska Accountability and Disclosure Commission, hereafter referred to as the "Commission" and Goldenrod Pastries, LLC, hereafter referred to as the "Respondent."
- 2) Jurisdiction: The Respondent acknowledges that the Commission has jurisdiction in this matter pursuant to the terms of Nebraska Statutes 49-1401 et seq., known as 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: In its Notice of Preliminary Investigation in this case, the Commission has alleged that the Respondent failed to file a report of a political contribution to Leirion for Lincoln, in the amount of \$400.00 made on or about April 10, 2019. This Report is known as a Report of Political Contribution of a Corporation, Union or Other Association. Failure to file this Report has been alleged as a violation of Section 49-1469 of the NPADA. Late filing fees of \$750 have been assessed by operation of law with respect to said failure to file.
- 5) Stipulation: The Respondent and the Commission stipulate and agree that subsequent to the filing of the Notice of Preliminary Investigation in this matter, the Respondent has filed the report of political contribution with the Commission.
- 6) The Alleged Violation, Agreement: The Respondent states that it was not its intent to violate the NPADA as alleged, but Respondent agrees and stipulates that if this matter proceeded to a Hearing, there is sufficient evidence from which the Commission could make a finding of a violation with respect to the alleged violation as described in Paragraph 4, above. The Respondent further agrees that the Commission may enter an order in accordance with said findings, and that the Respondent would not contest such a finding or order.
- 7) Civil Penalty. The maximum civil penalty for the alleged violation in question is \$5,000. In view of the Respondent's filing of the Report in question and willingness to pay the outstanding late filing fees in the amount of \$750.00, the Commission will waive any civil penalty in this case.



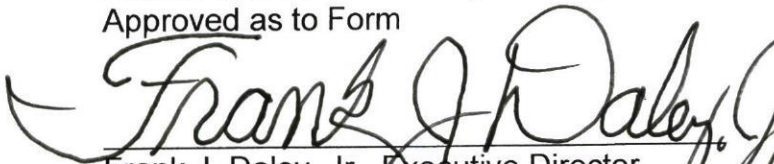
- 8) The Commission must approve this Agreement in order for it to be effective: The parties agree that in order for this Agreement to become effective, the Commission must approve it, and the Commission shall, if it approves the Settlement, enter an Order in accordance with the terms of this Agreement.
- 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 it has had an opportunity to seek the advice of an attorney in connection with the terms of this Agreement.


Goldenrod Pastries, LLC, Respondent

10/29/21
Date


Adam Prochaska, Attorney for Respondent
Approved as to Form

10-29-2021
Date


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

1-21-2022
Date