

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
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Synopsis Case #20-22 Action Taken on March 5, 2021

Respondent: James Erickson

The Respondent is a member of the Johnson County Board of Commissioners who was required to file an annual Statement of Financial Interests on or before March 2, 2020 covering calendar year 2019. 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 August 27, 2020 alleging a failure to file a Statement of Financial Interests in violation of §49-1493. The required statement was filed on February 4, 2021. 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 nine 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 covering calendar year 2019 in violation §49-1493 of the NPADA.

Civil Penalty: None

Other: Required statement is now on file.

Synopsis Prepared by: Frank Daley
Executive Director
Nebraska Accountability & Disclosure Commission
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402-471-2522
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BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

In the Matter of James Erickson,

Respondent

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Case #20-22

ORDER

Now on this 5th day of March 2021, this matter comes before the Nebraska Accountability and Disclosure Commission. Commissioners Anderson, Callahan, Carlson, Davis, Enenbach, Evnen, Hegarty, Peetz 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 nine 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 Statute §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 5th day of March 2021.

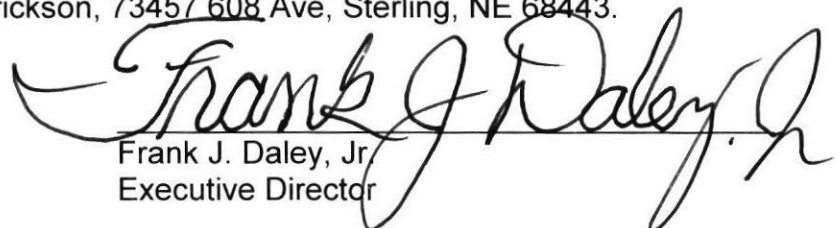
Nebraska Accountability and Disclosure Commission



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 5th day of March 2021, to the following at the following address or addresses: James Erickson, 73457 608 Ave, Sterling, NE 68443.



Frank J. Daley, Jr.
Executive Director

BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

none


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In the Matter of James Erickson)	2021 JUN 21 11:08:38 Settlement Agreement
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- 1) Parties: The parties to this Settlement Agreement are the Nebraska Accountability and Disclosure Commission, hereafter referred to as the "Commission" and James Erickson of Sterling, Nebraska, hereafter referred to as the "Respondent".
- 2) Jurisdiction: The parties acknowledge the jurisdiction of the Commission pursuant to the Nebraska Political Accountability and Disclosure Act.
- 3) Intention: The parties enter into this Settlement Agreement after a finding of probable cause by the Commission and agree that this Agreement shall constitute a waiver of a formal hearing thereby resolving the matter without further delay and expense to the parties.
- 4) Admissions and Findings: The Respondent admits that Section §49-1493 provides that as a member of the Johnson County Board of Commissioners he was to file a Statement of Financial Interests (NADC Form C-1) covering calendar year 2019 on or before March 2, 2020 and that he failed to do so in violation of the provisions of said statute. The parties acknowledge that the required statement was filed with the Commission on December 8, 2020.
- 5) Penalty: The parties acknowledge that violation of Section §49-1493 may result in a maximum civil penalty of five thousand dollars. In this case, the parties agree that no civil penalty shall be assessed.
- 6) Future Compliance: Respondent agrees that in the future, he will use all reasonable diligence in complying with all of the provisions of the Nebraska Political Accountability and Disclosure Act.
- 7) Commission Order. The parties agree that the Commission shall enter an Order finding the violation as set out in paragraph 4 above and order the payment of no civil penalty as agreed herein.
- 8) Effective Date of Agreement: This Agreement shall not be binding upon the parties until approved by the Commission. The date upon which the Commission enters its Order shall be deemed the effective date. If this Agreement is not

approved in whole by the Commission, the Settlement Agreement shall be void and may not be used in this or any other proceeding.

- 9) Acknowledgement: The parties acknowledge that this Settlement Agreement and any subsequent Order shall be announced at an open public meeting of the Commission and that the vote on such matter shall take place at the Closed Session portion of the meeting. The parties further acknowledge that upon adoption this Settlement Agreement and Order shall become open and public.
- 10) Address the Commission: The parties agree that the Respondent or his representative shall have the opportunity to address the Commission on the matter of the approval of this Settlement Agreement. The presentation of the Respondent may be made in person, through an attorney, or in written form. However, no appearance by the Respondent is required.
- 11) Advice of Counsel: The Respondent acknowledges that he has had the opportunity to seek the advice of an attorney in this matter.

1-5-21
Date


James Erickson, Respondent

3-5-21
Date


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