

BEFORE THE WASHINGTON STATE
EXECUTIVE ETHICS BOARD

In the Matter of

[REDACTED]

)
) NO. 96-021
)
)
) STIPULATION AND ORDER
)

I. STIPULATION

The following stipulation is made and entered into pursuant to WAC 292-100-090 between [REDACTED] an employee of the Department of Corrections (DOC), and RICHARD A. McCARTAN, Assistant Attorney General, acting solely as staff to the State of Washington Executive Board ("Board") and not on behalf of the Washington State Attorney General's Office.

A. STIPULATED FACTS

1. DOC inmate Ronnie R. Hunter filed this Complaint against [REDACTED] a Library Information Associate for DOC at the Washington State Reformatory.

2. Based on the Complaint, the Board on February 14, 1995 issued a written decision finding reasonable cause to believe that [REDACTED] violated RCW 42.52.050(3). [REDACTED] does not dispute the Board's reasonable cause determination.

3. [REDACTED] admits: (1) that she inadvertently left a confidential legal document related to Mr. Hunter on her desk; and (2) that this document, without her knowledge, was viewed by other inmates, much to the consternation of Mr. Hunter.

4. [REDACTED] has apologized to Mr. Hunter for the unauthorized disclosure.

B. STIPULATED CONCLUSIONS OF LAW

1. The Board has jurisdiction to consider this Stipulation, and to enter the Order below pursuant to RCW 42.52.320 and WAC 292-100-090.

2. Although the disclosure by [REDACTED] was not intentional, it did nevertheless violate RCW 42.52.050(3) which states:

No state officer or state employee may disclose confidential information to any person not entitled or authorize to receive the information.

3. Pursuant to WAC 292-100-090, the Board may accept this Stipulation, propose a modification to this Stipulation, or reject this Stipulation. If the Board proposes a modification, [REDACTED] must accept the modification for it to become the Order of the Board. If the Board rejects the Stipulation or proposes a modification that is not acceptable to [REDACTED] the case will go to a public hearing pursuant to Chapter 42.52 RCW and Chapter 292-100 WAC, in which case this Stipulation is null and void and is inadmissible in subsequent proceedings,

4. If the Board accepts this Stipulation or modifies this Stipulation in a manner that is acceptable to [REDACTED] she is deemed released and discharged from any and all further proceedings under Chapter 42.52 RCW related to the matters alleged in this complaint.

C. STIPULATED PENALTY

As a penalty for violating RCW 42.52.050(3), as described above, [REDACTED] agrees to a letter of instruction from the Board, acknowledging her violation and requiring her strict compliance with RCW 42.52.050(3) in the future.

DATED this 19 of March, 1997.



RICHARD A. MCCARRAN
Assistant Attorney General

[REDACTED]

II. ORDER

Having reviewed the Complaint and the Stipulation, WE, THE STATE OF WASHINGTON EXECUTIVE ETHICS BOARD, HEREBY ORDER That pursuant to WAC 292-100-090 the above stipulation is:

Accepted in its entirety and becomes the Order of the Board by incorporation by reference.

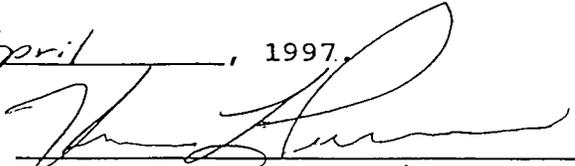
Accepted and becomes the Order of the Board by incorporation by reference with the following modification(s):

I () accept / () do not accept the proposed modification.



_____ Rejected in its entirety.

DATED this 11th day of April, 1997.



Thomas L. Purce, Chair



Paul Gillie, Vice Chair

Gwen Foyd, Board Member



Janet Lim, Board Member

Rev. Cheryl L. Rohrer