

RECEIVED AND FILED
BRIDGET HARRIS
CLERK OF COURT

STATE OF LOUISIANA

No. 36905

2017 SEP 21 AM 8:59

23RD JUDICIAL DISTRICT COURT

VERSUS

BY
D.Y. CLERY & RECORDER
ASCENSION PARISH, L.A.

PARISH OF ASCENSION

KENNETH P. MATASSA

STATE OF LOUISIANA

MOTION TO QUASH

Pursuant to La. C.C.P. art. 532, 535 and 538, defendant moved to have his

indictment quashed for the following reasons:

1.

Defendant is charged under Title 18:1461.5(4) for Bribery of Wayne Lawson, a "candidate for public office."

2.

The term "candidate" is defined in Title 18:451 as:

- 1) "A person who meets the qualifications for the office."
- 2) "A candidate shall possess the qualifications for the office he seeks at the time he qualifies."
- 3) "In the event the qualifications for an office include a residence or domicile requirement, a candidate shall meet the established length of residence or domicile as of the date of qualifying."

3.

Title 18:1483 defines a candidate as a person who has taken the action necessary under the law of the State of Louisiana "to qualify himself."

4.

Title 18:463 requires the candidate swear in his Notice of Candidacy that he has no debts under the Campaign Disclosure Act.

5.

Lawson was never a "candidate" as that term is used in our law, was never qualified, and was never covered by 18:1461.5(4).

6.

Criminal laws are *stricti juris*, subject to rigorous and narrow constitutional interpretations, and under the doctrine of lenity any ambiguity or vagueness in the interpretation of such law must be interpreted in favor of the accused and against the State.

7.

Lawson ran in 1999 for State Representative and gave his address as 1222 W. Penn Sreet, Building 14, Apartment 4, Gonzales, Louisiana 70737. (See Ex. 1.)

8.

On November 30, 1999, he was assessed a late fee of \$360 by the Louisiana Board of Ethics. (See Ex. 2)

9.

Lawson ran for State Representative District 58 on October 4, 2003, and gave his address as 9378 Water Tower Lane, Convent, Louisiana 70723. (See Ex. 3)

10.

On October 13, 2003, Lawson was assessed a late fee of \$600 for failure to timely file his "Campaign Finance Disclosure Report." (See Ex. 4)

11.

Lawson never paid any of these assessments. (See Ex. 5)

12.

Lawson filed a "Notice of Candidacy" for the election which is at issue here on July 21, 2016. (See Ex. 6)

13.

These outstanding fines are covered in Paragraph 9 of Exhibit 5 that "I do not owe any outstanding fines, fees or penalties pursuant to the Campaign Finance Disclosure Act."

14.

The outstanding fines are covered in Paragraph 11 that "I do not owe any fines, fees or penalties pursuant to the Code of Governmental Ethics."

15.

As of the date of qualifying, Lawson knew these statements to be untrue.

16.

Exhibit 5 also requires Lawson to swear "I have read this Notice of Candidacy and I meet the qualifications of the office of which I am qualifying."

17.

A qualification for the office of Council Member for the City of Gonzales is controlled by La. R.S. 33:384 and 385 and Attorney General Opinion 98-319:

"A candidate shall be an elector of the municipality who at the time of qualification shall have been domiciled and actively resided for at least the immediately preceding year in the municipality."

"In addition, those elected from Ward 5 must be residents of these respective wards at the time of qualifying."

18.

A "domicile" as established in Louisiana includes where a person sleeps, takes his meals, has established his household and surrounds himself with family and the comforts of domestic life. *Sheets v. Sheets*, 612 So.2d 842 (La. 1st Cir. 1992).

19.

Lawson qualifies on July 21, 2016. On February 3, 2016, he and Mrs. Lawson live in an apartment on 15580 George O'Neal Road where he is arrested for committing theft and burglary. (See Ex. 7) On or about February 14, 2016, Lawson was still living in Apartment 1521 from which he was returning the stolen items to the police.

20.

The defense has other evidence which they will present at the hearing to prove Lawson did not live at 553 West Oak Street, Gonzales, Louisiana, for the year preceding July 21, 2016, and could not have been "domiciled" there.

21.


Lawson has a history of qualifying for office with addresses that do not reflect his residence. (See Ex. 8 and 9.)

22.

Lawson was never a qualified candidate under the definitions and facts. His Notice of Candidacy is a false public record, and the State cannot meet the elements required to bring this charge. (See Ex. 10.)

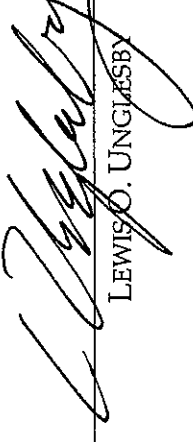
WHEREFORE, Defendant prays that this Motion be granted, the Indictment quashed, and the accused relieved of all further obligations.

By Attorneys:


LEWIS O. UNGLESBY (#12498)
UNGLESBY LAW FIRM
246 Napoleon Street
Baton Rouge, LA 70802
Telephone: (225) 387-0120
Facsimile: (225) 336-4355

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has been forwarded to all counsel of record via United States Mail, First Class postage prepaid and properly addressed or via Facsimile Transmission on this 21 day of September, 2017.


LEWIS O. UNGLESBY

RECEIVED AND FILED
BRIDGET HANNA
CLERK OF COURT

No. 36905

STATE OF LOUISIANA

2017 SEP 21 AM 8:59

23RD JUDICIAL DISTRICT COURT

VERSUS

BY D.Y. CLERK & RECORDER PARISH OF ASCENSION
ASCENSION PARISH, LA.

KENNETH P. MATASSA

STATE OF LOUISIANA

ORDER

Considering the above and foregoing,

IT IS HEREBY ORDERED that the Motion to Quash be set for hearing on the
_____ day of _____ at _____ o'clock _____ m. at which time the parties
can clarify and explain their positions.

Gonzales, Louisiana, this _____ day of _____, 2017.

JUDGE

CANDIDATE'S ELECTION DAY EXPENDITURES REPORT

(to be filed by a candidate or his principal campaign committee)

This report is required to be filed by all candidates who are required to file campaign finance disclosure reports, even if no election day expenditures were made. The report is due not later than 10 days after the primary election, and, again, not later than 10 days after the general election if the candidate participates in the general election. This form is used to report payments by the candidate or his political committee (1) for advertising that is broadcast or published on election day (2) for the services of election day workers, and (3) to organizations for election day activities in support of the candidate. NOTE: This report is required *in addition* to all other required reports. Therefore, the expenditures reported on this report must be reported in subsequent "Candidate's Reports" for this election.

Hand deliver or mail to: **CAMPAIGN FINANCE, 8401 United Plaza Blvd., Suite 200, Baton Rouge, LA 70809-7017**

1. Qualifying Name and Address of Candidate
Alvin Wayne Lawson
17-22 W. Penn St.
Bldg 719 Apt. 79
Georgies LA 70737

2. Office Sought (include title of office as well as parish, city, town and/or election district)
State Representative
Ascension Parish
Georgies LA
District 75B

OFFICE USE ONLY
E-dep 10/8
11/8

398562

3. Name and address of principal campaign committee (Applicable only if candidate has a principal campaign committee)
None

SCANNED
 Date: *11/10/99* By: *SEA*

4. Date of Election
10-23-99

Primary General (Check one)

5. Total Expenditures by Category

- a. Television Advertising (Schedule A) _____
- b. Radio Advertising (Schedule A) _____
- c. Newspaper Advertising (Schedule A) _____
- d. Services of Election Day Workers (Schedule B) _____
- e. Payments to Organizations for Election Day Activities/Services (Schedule C) _____

For any category in which no election day expenditures were made, write "0" next to the category in Item 5. Any schedules not required to be completed may be omitted from this report.

6. a. Name of Person Preparing Report
Alvin Wayne Lawson

b. Daytime Telephone
255-8169 - 01 647-8533

7. WE HEREBY CERTIFY that the information contained in this report and the attached schedules is true and correct to the best of our knowledge, information and belief, and that no election day expenditures have been made that have not been reported herein, and that no information is being reported to be reported by the Louisiana Campaign Finance Disclosure Act that has been deliberately omitted.

This _____ day of *11-1-99*

Alvin Wayne Lawson
 Executive Secretary for the
 Louisiana Board of Ethics

Signature of Candidate/Chairperson (To be signed by Chairperson only if report by principal campaign committee)

Daytime Telephone Number
225-687-8533

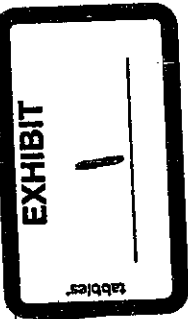
Signature of Treasurer

Daytime Telephone Number

Form 104, Rev. 3/98, Page Rev. 3/98

LOUISIANA
 ETHICS ADMINISTRATION
 CAMPAIGN FINANCE
 RECEIVED

NOV - 8 1999
 11 2:44



HAND DELIVERED



STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
8401 UNITED PLAZA BOULEVARD
SUITE 200
BATON ROUGE, LA 70809-7017
PHONE (225) 927-1400
FAX (225) 927-1414
1-800-842-6630
www.ethics.state.la.us

November 30, 1999

A. Wayne Lawson
1222 W. Penn Street
Bldg. #14, Apt. #4
Gonzales, LA 70737

RE: October 23, 1999 Election

Dear Mr. Lawson:

The Louisiana Board of Ethics has received your EDE-P campaign finance disclosure report which was due by November 2, 1999. The report was filed on November 8, 1999, and was 6 days late. La. R.S. 18:1505 4A(2)(b) of the Campaign Finance Disclosure Act provides that an automatic late fee of \$60 per day be assessed against you for this late filing.

Accordingly, a total late fee of \$360 is assessed against you for failure to timely file your campaign finance disclosure report. Please submit a check or money order payable to the Treasurer of the State of Louisiana to the above address by December 30, 1999.

La. R.S. 42:1157 provides that the late filer may apply to the Board for a waiver of these late fees, but only for "good cause shown." "Good cause" is defined in the statute to be "any act, acts, or circumstances which, in the considered judgment of the board, were not within the control of the late filer and which were the direct cause of the late filing." The Board may also consider where applicable, the reason for the failure to file timely, the nature of the office sought and the significance of the information disclosed. Should you desire the Board to consider waiving the late fees, submit a written statement to the Board specifying your reasons for the late filing in lieu of your payment, by December 30, 1999. If you would like to appear before the Board in connection with such a request, please so indicate in writing.

Sincerely,

LOUISIANA BOARD OF ETHICS

Marie LeBlanc McCreary

Marie LeBlanc McCreary



AN EQUAL OPPORTUNITY EMPLOYER

A TRUE COPY

Deborah K. Kim
Executive Secretary for the
Louisiana Board of Ethics



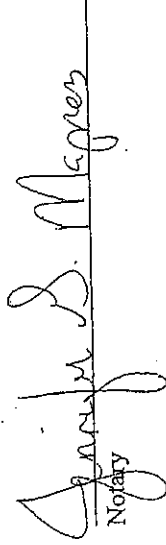
STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
8401 UNITED PLAZA BOULEVARD
SUITE 200
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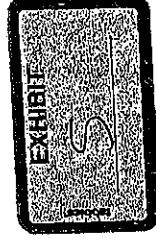
AFFIDAVIT

I, Judith Jackson, the Campaign Finance Administrative Specialist for the Ethics Administration Program, do hereby certify that one of my job duties is to receive and record payments of campaign finance late fee assessments and have determined that as of July 18, 2001, no payments have been made by A. Wayne Lawson on the \$360 assessed for his failure to timely file a required campaign finance disclosure report.


Judith Jackson

SWORN TO AND SUBSCRIBED BEFORE
ME THIS 18th DAY OF JULY, 2001.


Notary



AN EQUAL OPPORTUNITY EMPLOYER

CANDIDATE'S REPORT

(to be filed by a candidate or his principal campaign committee)

1. Qualifying Name and Address of Candidate
*Alvin Wayne Lawson
9378 Water Tower Ln
Convent, LA 70723*

2. Office Sought (include title of office as well as parish, city, town, and/or election district)
*State Representative
District 58*

OFFICE USE ONLY
10/03

0305841

3. Date of Primary *October 4, 2003*
This report covers from *August 25, 2003* through *SEP 4, 2003*

4. Type of Report
____ 180th day prior to primary
____ 90th day prior to primary
 30th day prior to primary
____ 10th day prior to primary
____ 10th day prior to general

____ 40th day after general
____ Annual (future election)
____ Supplemental (past election)

SCANNED
SEP 24 2003

5. FINAL REPORT if:
____ Withdrawn
____ Unopposed
Filed after the election AND all loans and debts paid

By: *[Signature]*

6. Name and Address of Financial Institution (You are required by law to use one or more banks, savings and loan associations, or money market, mutual fund, as the depository of all campaign funds.)
7. Full Name and Address of Treasurer

A TRUE COPY
[Signature]
Executive Secretary for the
Louisiana Board of Ethics

9. Name of Person Preparing Report
Alvin Wayne Lawson
Daytime Telephone *(225) 562-7951*

8. FOR PRINCIPAL CAMPAIGN COMMITTEES ONLY
a. Name and address of principal campaign committee, committee's chairperson, and subsidiary committees, if any (use additional sheets if necessary).

10. WE HEREBY CERTIFY that the information contained in this report and the attached schedules is true and correct to the best of our knowledge, information and belief, and that no expenditures have been made nor contributions received that have not been reported herein, and that no information required to be reported by the Louisiana Campaign Finance Disclosure Act has been deliberately omitted.

This _____ day of _____
Alvin Wayne Lawson
Signature of Candidate/Chairperson
(To be signed by Chairperson only if report by principal campaign committee)
Daytime Telephone *562-7951*

ETHICS ADMINISTRATION
CAMPAIGN FINANCE
RECEIVED
2003 SEP 22 PM 2:45

EXHIBIT
3
Tabbies

AND DELIVERED

SUMMARY PAGE

NO Activity

RECEIPTS		This Period
1. Contributions (Schedule A-1)		- 0 -
2. In-Kind Contributions (Schedule A-2)		- 0 -
3. Campaign paraphernalia sales of \$25 or less		- 0 -
4. TOTAL CONTRIBUTIONS (Lines 1 + 2 + 3)		- 0 -
5. Other Receipts (Schedule A-3)		- 0 -
6. Loans Received (Schedule B)		- 0 -
7. Loan Repayments Received (Schedule D)		- 0 -
8. TOTAL RECEIPTS (Lines 4 + 5 + 6 + 7)		- 0 -

DISBURSEMENTS		This Period
9. Expenditures (Schedule E-1)		- 0 -
10. Other Disbursements (Schedule E-2)		- 0 -
11. Loan Repayments Made (Schedule B)		- 0 -
12. Funds Loaned (Schedule D)		- 0 -
13. TOTAL DISBURSEMENTS (Lines 9 + 10 + 11 + 12)		- 0 -

FINANCIAL SUMMARY		Amount
14. Funds on hand at beginning of reporting period <small>(Must equal funds on hand at close from last report or 0, if first report for this election)</small>		- 0 -
15. <i>Rita's</i> total receipts this period <small>(Line 8 above)</small>		- 0 -
16. Less total disbursements this period <small>(Line 13 above)</small>		- 0 -
17. Less in-kind contributions <small>(Line 2 above)</small>		- 0 -
18. Funds on hand at close of reporting period		- 0 -



STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
2415 QUAIL DRIVE
THIRD FLOOR
BATON ROUGE, LA 70808
(225) 763-9777
1-800-942-6630
www.ethics.state.la.us

October 13, 2003

Alvin Wayne Lawson
9378 Water Tower Lane
Convent, LA 70723

RE: October 4, 2003 Election

Dear Mr. Lawson:

The Louisiana Board of Ethics, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, has received your 30-P campaign finance disclosure report, which was due by September 4, 2003. The report was filed on September 22, 2003 and was 18 days late. La. R.S. 18:1505.4A(2)(a)(ii) of the Campaign Finance Disclosure Act provides that an automatic late fee of \$60 per day be assessed against you for this late filing.

Accordingly, a late fee of \$1,080 is assessed against you for failure to timely file your campaign finance disclosure report. However, pursuant to Rule 1204D of the Board, that late fee is reduced to \$600. Please submit a check or money order payable to the Treasurer of the State of Louisiana to 2415 Quail Drive, Third Floor, Baton Rouge, LA 70808 by November 14, 2003.

La. R.S. 42:1157 provides that the late filer may apply to the Board for a waiver of these late fees, but only for "good cause shown." "Good cause" is defined in the statute to be "any actions or circumstances which, in the considered judgment of the board, were not within the control of the late filer and which were the direct cause of the late filing." The Board may also consider, where applicable, the reason for the failure to file timely, the nature of the office sought, and the significance of the information undisclosed. Should you desire the Board to consider waiving the late fees, submit a written statement to the Board specifying your reasons for the late filing, in lieu of your payment, by November 14, 2003. You should provide specific dates and documentation to support a waiver request. If you would like to appear before the Board in connection with such a request, please so indicate in writing.

Late fees not paid by the due date will be posted on the Board's website. If you timely submit a waiver request, your name will not be posted on the website pending the Board's consideration of your request.

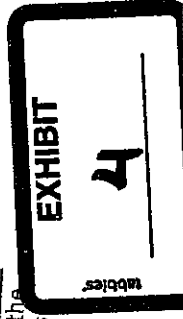
Sincerely,

LOUISIANA BOARD OF ETHICS

Kathleen M. Allen
Kathleen M. Allen

A TRUE COPY

Alvin Wayne Lawson
Executive Secretary for the
Louisiana Board of Ethics





STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
2415 QUAIL DRIVE
THIRD FLOOR
BATON ROUGE, LA 70808
(225) 763-6777
FAX: (225) 763-9780
1-800-842-6680
www.ethics.state.la.us

May 24, 2004

Alvin Wayne Lawson
9378 Water Tower Lane
Convent, LA 70723

RE: Ethics Board Docket No. 2004-340

Dear Mr. Lawson:

Pursuant to LSA-R.S. 42:1157 and LSA-R.S. 18:1505.4 the following late fees were assessed for each of your required campaign finance reports that were late.

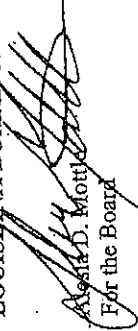
Report Late	Election	Fee assessed per day	No. of Days Late	Total Fee Assessed	Date Fee Due
30-P	10/4/03	\$60	18	\$600	11/14/03
				\$600	

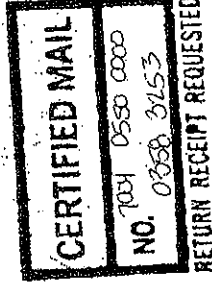
To date, the above late fees have not been paid. Therefore, this matter will be heard by the Board of Ethics at the Louisiana Housing Finance Agency Building Board Room, 2415 Quail Drive, 1st Floor, Baton Rouge, Louisiana on **August 12, 2004 at 9:00 a.m.** for the purpose of issuing an order of the Board demanding payment. If you wish to be present, please arrive at the time and place indicated herein.

If you have any questions, please feel free to contact me.

Sincerely,


LOUISIANA BOARD OF ETHICS


Alvin D. Mottie
For the Board
EB:ADM



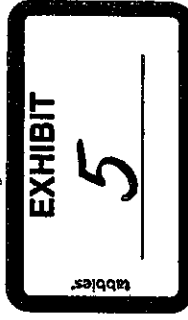
STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
2415 QUAIL DRIVE
THIRD FLOOR
BATON ROUGE, LA 70808
(225) 763-6777
FAX: (225) 763-9780
1-800-842-6680
www.ethics.state.la.us

A TRUE COPY


Executive Secretary for the
Louisiana Board of Ethics

CERTIFIED MAIL

RETURN RECEIPT REQUESTED



SENDER: COMPLETE THIS SECTION

- Complete item 2 and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mail piece or on the front if space permits.

Article Addressed to: **07/30/01 915**

**Alvin Wayne Lawson
9378 Water Tower Lane
Convent, LA 70723**

COMPLETE THIS SECTION ON DELIVERY

A. Signature: *Alvin Wayne Lawson* Agent Addressee

B. Received by (Printed Name): *Alvin Wayne Lawson* Date of Delivery: *8/23/01*

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

- Specialty:
- Certified Mail
 - Registered
 - Insured Mail
 - Restricted Delivery (Extra Fee)
 - Express Mail
 - Return Receipt for Merchandise
 - COD

2. Article Number (Printed or stamped on envelope): **2004 0550 0000 0358 3253**

PS Form 3811, August 2001

PSN 7530-01-000-9040



STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
2415 OUAÏL DRIVE
THIRD FLOOR
BATON ROUGE, LA, 70808
(225) 769-6777
FAX: (225) 769-6780
1-800-642-5630
www.ethics.state.la.us

AFFIDAVIT

I, Judith Jackson, the Campaign Finance Administrative Specialist for the Ethics Administration Program, do hereby certify that one of my job duties is to receive and record payments of campaign finance late fee assessments and have determined that as of August 11, 2004, no payments have been made by Alvin Wayne Lawson on the \$600 assessed for his failure to timely file a required campaign finance disclosure report.


Judith Jackson

SWORN TO AND SUBSCRIBED BEFORE
ME THIS 11th DAY OF AUGUST, 2004.


Notary

STATE OF LOUISIANA
BOARD OF ETHICS

DOCKET NO. 2004-340


ORDER

This matter came before the Board of Ethics on the 12th day of August 2004. After considering all available information, the Board on motion duly made and seconded, and by a majority vote rendered the following order:

IT IS ORDERED AND DECREED that the assessment of late fees upon Alvin Wayne Lawson for failure to timely file a thirtieth day prior to the primary election (30-P) campaign finance disclosure report by September 4, 2003 be and it hereby is made absolute.

IT IS FURTHER ORDERED AND DECREED Alvin Wayne Lawson be and he is hereby commanded to pay the sum of \$60 per day for the eighteen days the report was late for a reduced late fee of \$600, payable to the State Treasurer, to be paid on or before the 12th day of September 2004.

Order rendered and signed in a public meeting at Baton Rouge, Louisiana on the 12th day of August 2004.


Board of Ethics
Robert L. Roland
Chairman



STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
2415 QUAIL DRIVE
THIRD FLOOR
BATON ROUGE, LA 70808
(225) 763-8777
FAX: (225) 763-8780
1-800-842-6630
www.ethics.state.la.us

August 13, 2004

Alvin Wayne Lawson
9378 Water Tower Drive
Convent, LA 70723

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Re: Ethics Board Docket No. 2004-340

Dear Mr. Lawson:

The enclosed order was rendered by the Louisiana Board of Ethics at its August 12, 2004 meeting.

Please submit your check or money order for the required amount pursuant to the enclosed order payable to the "State Treasurer" to the above address by September 13, 2004, or we will be forced to file suit against you in the Nineteenth Judicial District Court.

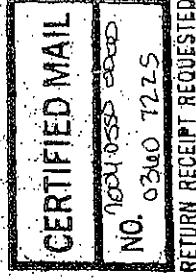
If you have any questions, please feel free to contact me at 225/763-8777 or 1-800-842-6630.

Sincerely,

LOUISIANA BOARD OF ETHICS

Alesia D. Mottle
For the Board

EB:ADM



STATE OF LOUISIANA
BOARD OF ETHICS

DOCKET NO. 2004-340

ORDER

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Order rendered and signed in a public meeting at Baton Rouge, Louisiana on the 12th day of August 2004.



Board of Ethics
Robert L. Roland
Chairman



STATE OF LOUISIANA
 DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
 2415 QUAIL DRIVE
 THIRD FLOOR
 BATON ROUGE, LA 70808
 (225) 763-8777
 FAX: (225) 763-8780
 1-800-842-6630
 www.ethics.state.la.us

September 21, 2004

Alvin Wayne Lawson
 9378 Water Tower Drive
 Convent, LA 70723

**CERTIFIED MAIL
 RETURN RECEIPT REQUESTED**

RE: State of Louisiana: Board of Ethics v. Alvin Wayne Lawson, et al.

Dear Mr. Lawson:

On July 8, 2004 and July 19, 2004, the Louisiana Board of Ethics (the "Board"), in its capacity as the Supervisory Committee on Campaign Finance Disclosure, made absolute the late fees assessed against you. To date, the Board has not received your payment of the late fees of \$360 and \$600 assessed by the Board for your violation of the Campaign Finance Disclosure Act.

We would like to offer you the opportunity to amicably settle this matter without the necessity of filing suit. If the Board does not receive your payment of the \$960, by check or money order made payable to the "Treasurer of the State of Louisiana," by October 21, 2004, then we will be forced to file suit against you in the Nineteenth Judicial District Court.

If you have any questions, please feel free to contact me.

Sincerely,

LOUISIANA BOARD OF ETHICS

Alesia D. Moyte
 Alesia D. Moyte
 For the Board

EB:ADM

CERTIFIED MAIL
 NO. 2004 0550 0000
 02-26 4350
 RETURN RECEIPT REQUESTED

04-340



STATE OF LOUISIANA
DEPARTMENT OF STATE-CIVIL SERVICE
LOUISIANA BOARD OF ETHICS

2415 QUAIL DRIVE
THIRD FLOOR
BATON ROUGE, LA 70808
PHONE: (225) 763-8777
FAX: (225) 763-8780
1-800-842-6630
www.ethics.state.la.us

October 27, 2004

Alvin Wayne Lawson
9378 Water Tower Dr.
Convent, LA 70723

Re: State of Louisiana Board of Ethics v. Alvin Wayne Lawson, et al.

Dear Mr. Lawson:

The enclosed Notice of our intent to file suit was mailed to you by certified mail on September 21, 2004. Since it was recently returned to our office unclaimed, we are now mailing it to you by regular United States Mail.

If you have any questions, please feel free to call me at 225/763-8777 or 1-800-842-6630.

Sincerely,

LOUISIANA BOARD OF ETHICS

Mesia D. Mottle
For the Board

EB: ADM

Enclosure



STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
P. O. BOX 4368
BATON ROUGE, LA 70821
(225) 219-5800
FAX: (225) 381-7271
1-800-842-6630
www.ethics.la.gov

August 5, 2014

Alvin Wayne Lawson
9378 Water Tower Ln.
Convent, LA 70723

RE: OBJECTION TO CANDIDACY
30-P for the October 4, 2003 Election
Late Fee Balance: \$6000.00

Dear Alvin Wayne Lawson:

The Louisiana Board of Ethics (the "Board") in its capacity as the Supervisory Committee on Campaign Finance Disclosure issued a *Late Fee Order* pursuant to La. R.S. 42:1157 making absolute and final the late fee assessed against you. All delays to request an appeal or waiver of the *Late Fee Order* have expired.

Please be advised that La. R.S. 18:492 and 18:463 provide that the Board may object to the candidacy of a person who, upon qualifying for elected office, erroneously certifies that he does not have any outstanding fines, fees, or penalties pursuant to the Campaign Finance Disclosure Act.

This letter serves as your notification that you have an outstanding campaign finance late fee and that this office will object to your candidacy to any elected office as long as the *late fee order* remains unsatisfied, even if you have a payment plan.

Prior to qualifying, you must submit your payment for the full amount owed. Payment should be made by check or money order payable to the Louisiana State Treasurer and mailed to the Louisiana Board of Ethics (P. O. Box 4368, Baton Rouge, LA 70821) or hand-delivered (617 N. Third Street, Room 1036, Baton Rouge, La.).

If you have any questions, please feel free to contact me at 225-219-5600 or 1-800-842-6630.

Sincerely,

LOUISIANA BOARD OF ETHICS

Michele Andrieu

AN EQUAL OPPORTUNITY EMPLOYER



STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS

P. O. BOX 4368
BATON ROUGE, LA 70821
(225) 219-5630
FAX: (225) 381-7271
1-800-842-6630
www.ethics.la.gov

July 24, 2015

Alvin Wayne Lawson
9378 Water Tower Ln.
Convent, LA 70723

RE: OBJECTION TO CANDIDACY
EDE-P for the October 23, 1999 Election
Late Fee Balance: \$360.00

Dear Alvin Wayne Lawson:

The Louisiana Board of Ethics (the "Board") in its capacity as the Supervisory Committee on Campaign Finance Disclosure issued a *Late Fee Order* making absolute and final the late fee assessed against you. All delays to request an appeal or waiver of the *Late Fee Order* have expired.

Please be advised that La. R.S. 18:492 and 18:463 provide that the Board may object to the candidacy of a person who, upon qualifying for elected office, erroneously certifies that he does not have any outstanding fines, fees, or penalties pursuant to the Campaign Finance Disclosure Act.

This letter serves as your notification that you have an outstanding campaign finance late fee and that this office will object to your candidacy to any elected office as long as the *late fee order* remains unsatisfied, even if you have a payment plan.

Prior to qualifying, you must submit your payment for the full amount owed. Payment should be made by check or money order payable to the Louisiana State Treasurer and mailed to the Louisiana Board of Ethics (P. O. Box 4368, Baton Rouge, LA 70821) or hand-delivered (617 N. Third Street, Room 1036, Baton Rouge, La.).

If you have any questions, please feel free to contact me at 225-219-5600 or 1-800-842-6630.

Sincerely,

LOUISIANA BOARD OF ETHICS

Chris Sommers
Chris Sommers, Division Director
Campaign Finance & Lobbying

? Personal
Financial
Disclosure
MA 1122

December 16, 2004

I ALVIN WAYNE LAWSON, hereby acknowledge receipt of the Letter and Order dated August 12, 2004; bearing Docket No. 2004-340 in reference to late fee for 30-P and EDE-P

Alvin W. Lawson

December 16, 2016

I ALVIN WAYNE LAWSON, hereby acknowledge receipt of the Letter and Order dated August 12, 2004, bearing Docket No. 2004-340 in reference to late fee for 30-P and EDE-P

Alvin W. Lawson

STATE OF LOUISIANA - NOTICE OF CANDIDACY - (Qualifying Form)

This Notice of Candidacy must be executed before a notary public OR witnessed by two persons who are registered to vote on the office the candidate seeks. If the candidate is serving outside the state with the armed forces of the United States, the Notice of Candidacy shall be witnessed by a commissioned officer in the armed forces of the United States. This Notice of Candidacy must be filed with the appropriate qualifying official. If this Notice of Candidacy is being filed by an agent on behalf of the candidate, the Agent Affidavit required by R.S. 18:463(A)(1)(C) shall also be filed with the qualifying official.

(Name): ALVIN WAYNE LAWSON INSTRUMENT # 00903010
 (Domicile address): 553 West Oak St., Gonzales, LA 70737 FILED AND RECORDED
 (Mailing address, if different): _____
 (Telephone - include area code): 225-276-0952 ASCENSION CLERK OF COURT
 Statistical Information: 2016 JUL 25 09:19:15 AM
 Race: B W=White, O=Black, A=Asian, H=Hispanic, I=Other
 Sex: M M=Male F=Female M. Polite

I am the incumbent: N Y=Yes N=No

I HEREBY CERTIFY THAT:

- I will be a candidate in the Primary Election to be held on November 8, 2016
 for election to the office of Council Member, Division E, City of Gonzales CERTIFIED TRUE COPY BY
DEPUTY CLERK & RECORDER

INSTRUCTIONS FOR LINE 2: (Failure to follow these instructions may result in your being disqualified as a candidate)
 R.S. 18:463 provides that you may designate your given, first and middle name, the initial of your given last and middle name, a nickname, or any combination thereof, but you cannot designate a deceptive name. You cannot designate a religious occupation or professional description or abbreviation. If your nickname is included, it must be set off with quotation marks. A middle name must be placed immediately preceding your last name (surname). You must include your last name (surname) in your designation.

2. I designate that my name be printed on the ballot as follows: (titles will not be printed on the ballot)

First: Al Wayne Last: Lawson Suffix: _____

3. I attach: Cash Total Amount Received: \$150.00
 Certified or cashier's check on a state or national bank or credit union
 U.S. Postal money order
 Money order issued by a state or national bank or credit union
 Nominating petition OR _____ U.S. armed forces stationed/deployed outside the U.S.

4. I am a duly qualified elector of the following: Democrat Ward/Dist: 00 Precinct: 28
 5. My registered political party affiliation is: Democrat Parish: ASCENSION

6. I have read this Notice of Candidacy and I meet the qualifications of the office for which I am qualifying.
 7. I am not currently under an order of imprisonment for conviction of a felony and I am not prohibited from qualifying as a candidate for conviction of a felony pursuant to Article 1, Section 10 of the Constitution of Louisiana.

8. If I am a candidate for any office other than United States senator or representative in congress, that for each of the previous five tax years, I have filed my federal and state income tax returns, have filed for an extension of time for filing either my federal or state income tax return or both, or was not required to file either a federal or state income tax return or both.

9. I acknowledge that I am subject to the provisions of the Campaign Finance Disclosure Act if I am a candidate for any office other than United States senator, representative in congress, or member of a committee of a political party and that I do not owe any outstanding fines, fees, or penalties pursuant to the Campaign Finance Disclosure Act.

10. If I am a candidate for a major or district office as defined in R.S. 18:1483, I have filed each report that I have been required to file by the Campaign Finance Disclosure Act, if any were previously due.

11. I do not owe any outstanding fines, fees, or penalties pursuant to the Code of Governmental Ethics.
 12. I certify that I am knowledgeable of the laws governing election offenses as provided in Chapter 10 of title 18 and the prohibitions relative to erecting, displaying, or posting political campaign signs on any highway right-of-way, publicly owned property or right-of-way, or to or on any public utility pole or stanchion, as provided in R.S. 48:347(D), 30:2544(A), and 18:1470.

13. All the statements contained herein are true and correct. Signature of Candidate: X Alvin Wayne Lawson

Sworn to and subscribed before me, Notary Public, this 25 day of July, 2016
Pamela Shaffer Notary Public
Pamela Shaffer 147936 Print name and number

NOTICE: Copies of the Agent Affidavit required by R.S. 18:463(A)(1)(C) are available from the Clerk of Court or the Secretary of State. Copies of the forms and pamphlets of explanation and instruction which are distributed by the Supervisory Committee; and the information contained in this notice of candidacy may be posted on the website of the Secretary of State, at his discretion.

RECEIVED: \$ 75.00 qualifying fee and \$ 75.00 additional fee, OR _____ no fee on this 21 day of July 2016 at 03:53 o'clock PM
Pamela Shaffer Deputy Clerk
 Signature of Officer Title of Officer

Prepared and furnished by Secretary of State

Approved by Attorney General

END OF DOCUMENT APCC



Administration Information

Report Number: 1 6 0 0 0 0 7 6 8 6 0 0 0

Report Date: 0 2 / 0 3 / 2 0 1 6 Time: 0 9 2 6 Report Type: INITIAL

Address: 15580 GEORGE ONEAL RD 02 Apt: District/Zone: 6K13

Report Officer 1 - S2541 MAIER,ZACHARY Assign Date: 0 2 / 0 3 / 2 0 1 6

Report Officer 2 - Assign Date: / /

Investigator 1 - S2541 MAIER,ZACHARY Assign Date: 0 2 / 1 0 / 2 0 1 6

Investigator 2 - EAST BATON ROUGE PARISH SHERIFF'S OFFICE

CRIMINAL RECORDS DIVISION

ISSUED TO: David Sansone

ISSUED BY: A. Wynn

Assigned By: S0861 DATE LANDACRE,DAVID 2/20/2017 Review Date: / /

UCR Status: C CLEARED BY ARREST Status Date: 0 2 / 0 3 / 2 0 1 6

Case Status: C CLEARED BY ARREST Status Date: 0 2 / 1 0 / 2 0 1 6

Primary Offense

Offense Type: 14:62/NRDNF BURG/S NON RES DAY NO FORCE Attempted Completed

Address: 15580 GEORGE ONEAL RD 02

City: BATON ROUGE State: LA Zip: 7 0 8 1 7 -

District/Zone: 6K13 Location Type: 18 PARKING LOT/GARAGE

Begin Date: 0 2 / 0 1 / 2 0 1 6 Time: 1 1 5 0

End Date: 0 2 / 0 1 / 2 0 1 6 Time: 1 2 1 0

Lighting: 1 Weather: Gang Activity: Force Used Home Inv

Bias Motive: Premises Enter: Means Entry: 18

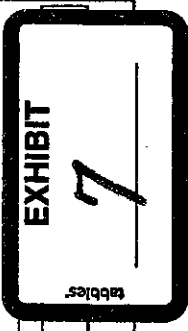
Point Entry: 4 Point Exit: 4

Tools Used: Entry Dir: Exit Dir:

- Consumed Alcohol
- Photo/Video
- Used Computer Equipment
- Used Drugs
- Prints Lifted

Weapons: _____

Comments: _____



Report approved by Brian Dedon on 02/08/2016

Offense

Offense Type: 14:67/AG THEFT OVER \$200 FROM BLDG Attempted Completed

Address: 15580 GEORGE ONEAL RD 02

City: BATON ROUGE State: LA Zip: 70816

District/Zone: 6K13 Location Type: 18 PARKING LOT/GARAGE

Begin Date: 02 / 01 / 2016 Time: 11 50

End Date: 02 / 01 / 2016 Time: 12 10

Lighting: 1 Weather: 1 Gang Activity: Force Used

Bias Motive: Premises Enter: Home Inv

Point Entry: Means Entry:

Tools Used: Entry Dir: Exit Dir:

Consumed Alcohol Photo/Video Used Computer Equipment Used Drugs Prints Lifted

Weapons:

Comments:

Offense

Offense Type: Attempted Completed

Address:

City: State: Zip:

District/Zone: Location Type:

Begin Date: / / Time:

End Date: / / Time:

Lighting: Weather: Gang Activity: Force Used

Bias Motive: Premises Enter: Home Inv

Point Entry: Means Entry:

Tools Used: Entry Dir: Exit Dir:

Consumed Alcohol Photo/Video Used Computer Equipment Used Drugs Prints Lifted

Weapons:

Comments:

- B-Buying Receiving
- C-Cultivation/Manufacturing/Publishing
- D-Distributing/Selling
- E-Exploiting Children
- O-Operating/Promoting/Assisting
- P-Possessing/Concealing
- T-Transporting/Transmitting/Importing
- U-Using/Consuming
- I-Pos With Intent To Sell
- X-Other

Person Information

- Victim Complainant Suspect Arrestee Witness Prop/Veh Owner Business
- Financial Government Religious Society Other/Unknown Custodian -

Name, Last: LAWSON Name, First: ALVIN MNI # 09 01021555

Middle Name: Suffix:

Social Security: - - - - -

Date of Birth: 06 / 17 / 1958 Report Age: 057

Age From: 057 to: 057 Sex: M Race: B Ethnicity: N

Height/From: 510 to: 510 Weight/From: 240 to: 240 Resident Status: Resident

Eye Color: Hair Color: Birth Place (City): State:

Address: 15880 GEORGE ONEAL RD 02 Apt: 1521

Phone: (225) 267-0952 Hours There/From: to:

City: BATON ROUGE State: LA Zip Code: 70817 -

Driver License: 4434451 State: LA Exp Year: 2018 Juvenile

Comments:

Employer Information

Employer's Name:

Address:

City: State: Zip Code: Apt:

Phone: () - - - - - Hours From: Hours To:

Start Date: / /

Alias Information

Name: Date of Birth: / /

Social Security: - - - - -

Name: Date of Birth: / /

Social Security: - - - - -

Name: Date of Birth: / /

Social Security: - - - - -

Person Information

- Victim Complainant Suspect Arrestee Witness Prop/Veh Owner Business
- Financial Government Religious Society Other/Unknown Custodian -

Name, Last: LAWSON Name, First: ANGELA MNI # 15 00157294

Middle Name: Suffix:

Social Security: - - - - -

Date of Birth: 09 / 20 / 1962 Report Age: 053

Age From: 053 to: 053 Sex: F Race: B Ethnicity:

Height/From: to: Weight/From: to: Resident Status: Resident

Eye Color: Hair Color: Birth Place (City): State:

Address: 15880 W GEORGE ONEAL RD 02 Apt: 1521

Phone: () - - - - - Hours There/From: to:

City: BATON ROUGE State: LA Zip Code: 70817 - - - - -

Driver License: 4793740 State: LA Exp Year: Juvenile

Comments:

Employer Information

Employer's Name:

Address:

City:

Phone: () - - - - - Hours From: Hours To:

Start Date: / /

State: Zip Code: - - - - -

Hours From: Hours To: - - - - -

State: Zip Code: - - - - -

Hours From: Hours To: - - - - -

Alias Information

Name: Date of Birth: / /

Social Security: - - - - -

Name: Date of Birth: / /

Social Security: - - - - -

Name: Date of Birth: / /

Social Security: - - - - -

Person Information

- Victim Complainant Suspect Arrestee Witness Prop/Veh Owner Business
- Financial Government Religious Society Other/Unknown Custodian -

Name, Last: **JOHNSON** Name, First: **TIMOTHY** MNI #: **16 00009671**

Middle Name:

Social Security: - -

Date of Birth: **09 / 14 / 1989** Report Age: **026**

Age From: **026** to: Sex: **M** Race: **W** Ethnicity: **N**

Height/From: to: Weight/From: to: Resident Status: **Resident**

Eye Color: **BRO** Hair Color: **BRO** Birth Place (City): State:

Address: **15880 GEORGE ONEAL RD 02** Apt: **1525**

Phone: **(651) 399-2229** Hours There/From: to:

City: **BATON ROUGE** State: **LA** Zip Code: **70817**

Driver License: State: Exp Year: Juvenile

Comments:

Employer Information

Employer's Name:

Address: Apt:

City: State: Zip Code: -

Phone: () - Hours From: Hours To:

Start Date: / /

Alias Information

Name: Date of Birth: / /

Social Security: - -

Name: Date of Birth: / /

Social Security: - -

Name: Date of Birth: / /

Social Security: - -

Vehicle(s) Information

VEH #: 16 0 0 0 2 7 9 3 Stolen Recovered Victimized Suspect Towed Other

Vehicle Make: FORD Style: TRUCK

Vehicle Model: F350 Engine Type: Year: 2006

Color 1: TAN Color 2: Value: \$1.00

License Number: B989845 State: LA Year: 2017

VIN Number: 1FTWW32P86EA05785 Sticker#:

Characteristics: Keys in car Doors locked Property in car Value:

Release Info:

Recovery Information

Address: Apt:

City: State: Zip Code:

Recovered By:

Date: / / Time:

Condition: Recovery Value:

Tow Company Information

Name:

Address: Apt:

City: State: Zip Code:

Phone Number: ()

Insurance Information

Insurance Co. Name:

Policy Number: /

Agent's Name: ()

Address: Apt:

City: State: Zip Code:

Property Information

Found Burned Counterfeit Damaged Recovered
 Seized Stolen Othr/Unk Evidence Personal Property

Property Type: OTHER Brand: _____ Color: _____
 Model: _____ Size: _____ Tag No: _____
 Value: \$100.00 Serial Number: NONE
 Date Reported: 02 / 03 / 2016 Caliber: _____
 Identifying Characters: NY GIANTS BOWLING BAG
 Drug Quantity: _____ Unit Meas.: _____ Drug Type: _____ Quantity: 001

Recovery Information

Address: _____ Apt: _____
 City: _____ State: _____ Zip Code: _____
 Recovered By: _____
 Recovery Value: \$0.00 Condition: _____

Property Information

Found Burned Counterfeit Damaged Recovered
 _____ Stolen Othr/Unk Evidence Personal Property

Property Type: OTHER Brand: _____ Color: _____
 Model: _____ Size: _____ Tag No: _____
 Value: \$100.00 Serial Number: NONE
 Date Reported: 02 / 03 / 2016 Caliber: _____
 Identifying Characters: RAVENS BOWLING BALL BAG
 Drug Quantity: _____ Unit Meas.: _____ Drug Type: _____ Quantity: 001

Recovery Information

Address: _____ Apt: _____
 City: _____ State: _____ Zip Code: _____
 Recovered By: _____
 Recovery Value: \$0.00 Condition: _____

Property Information

- Found
- Burned
- Counterfeit
- Damaged
- Recovered
- Seized
- Stolen
- Othr/Unk
- Evidence
- Personal Property

Property Type: OTHER Brand: Color:

Model: Size Tag No:

Value: \$100.00 Serial Number: NONE

Date Reported: 02 / 03 / 2016 Caliber:

Identifying Characters: 2 BOWLING BALLS VALUED AT 100EACH

Drug Quantity: Unit Meas.: Drug Type: Quantity: 002

Recovery Information

Address: Apt:

City: State: Zip Code: -

Recovered By:

Recovery Value: \$0.00 Condition:

Property Information

- Found
- Burned
- Counterfeit
- Damaged
- Recovered
-
- Stolen
- Othr/Unk
- Evidence
- Personal Property

Property Type: OTHER Brand: Color:

Model: Size Tag No:

Value: \$150.00 Serial Number: NONE

Date Reported: 02 / 03 / 2016 Caliber:

Identifying Characters: 2 BOWLING BALLS VALUED AT 150EACH

Drug Quantity: Unit Meas.: Drug Type: Quantity: 002

Recovery Information

Address: Apt:

City: State: Zip Code: -

Recovered By:

Recovery Value: \$0.00 Condition:

Property Information

- Found
- Burned
- Counterfeit
- Damaged
- Recovered
- Seized
- Stolen
- Othr/Unk
- Evidence
- Personal Property

Property Type: SHOES Brand: Color:

Model: Size Tag No:

Value: \$40.00 Serial Number: UNKNOWN

Date Reported: 02 / 03 / 2016 Caliber:

Identifying Characters: 2 PAIRS OF BOWLING SHOES VALUED AT 40 EACH

Drug Quantity: Unit Meas.: Drug Type: Quantity: 002

Recovery Information

Address: Apt:

City: State: Zip Code: -

Recovered By:

Recovery Value: \$0.00 Condition:

Property Information

- Found
- Burned
- Counterfeit
- Damaged
- Recovered
-
- Stolen
- Othr/Unk
- Evidence
- Personal Property

Property Type: OIL Brand: Color:

Model: SW520 Size Tag No:

Value: \$100.00 Serial Number: NONE

Date Reported: 02 / 03 / 2016 Caliber:

Identifying Characters: 12 LITER CONTAINER OF SYNTHETIC OIL

Drug Quantity: Unit Meas.: Drug Type: Quantity: 001

Recovery Information

Address: Apt:

City: State: Zip Code: -

Recovered By:

Recovery Value: \$0.00 Condition:

Property Information

- Found
- Burned
- Counterfeit
- Damaged
- Recovered
- Seized
- Stolen
- Othr/Unk
- Evidence
- Personal Property

Property Type: OTHER Brand: Color: Tag No:

Model: Size

Value: \$50.00 Serial Number: NONE

Date Reported: 0 2 / 0 3 / 2 0 1 6 Caliber:

Identifying Characters: LARGE OIL DRAIN

Drug Quantity: Unit Meas.: Drug Type: Quantity: 001

Recovery Information

Address: Apt:

City: State: Zip Code: -

Recovered By:

Recovery Value: \$0.00 Condition

Property Information

- Found
- Burned
- Counterfeit
- Damaged
- Recovered
-
- Stolen
- Othr/Unk
- Evidence
- Personal Property

Property Type: BATTERY Brand: Color: Tag No:

Model: Size

Value: \$10.00 Serial Number: UNKNOWN

Date Reported: 0 2 / 0 3 / 2 0 1 6 Caliber:

Identifying Characters: 2 12V BATTERY CORES VALUED AT 10 EACH

Drug Quantity: Unit Meas.: Drug Type: Quantity: 002

Recovery Information

Address: Apt:

City: State: Zip Code: -

Recovered By:

Recovery Value: \$0.00 Condition

Property Information

Found Burned Counterfeit Damaged Recovered
 Seized Stolen Othr/Unk Evidence Personal Property

Property Type: OTHER Brand: JEEP Color: _____
 Model: _____ Size: _____ Tag No: _____
 Value: \$50.00 Serial Number: _____
 Date Reported: 0 2 / 0 3 / 2 0 1 6 Caliber: _____
 Identifying Characters: JEEP TIRE COVER

Drug Quantity: _____ Unit Meas.: _____ Drug Type: _____ Quantity: 001

Recovery Information

Address: _____ Apt: _____
 City: _____ State: _____ Zip Code: _____ - _____
 Recovered By: _____
 Recovery Value: \$0.00 Condition: _____

Property Information

Found Burned Counterfeit Damaged Recovered
 Stolen Othr/Unk Evidence Personal Property

Property Type: PHOTOGRAPH Brand: _____ Color: _____
 Model: _____ Size: _____ Tag No: _____
 Value: \$1.00 Serial Number: _____
 Date Reported: 0 2 / 0 3 / 2 0 1 6 Caliber: _____
 Identifying Characters: PHOTOGRAPHIC LINEUP CONTAINING SUSPECT

Drug Quantity: _____ Unit Meas.: _____ Drug Type: _____ Quantity: 001

Recovery Information

Address: _____ Apt: _____
 City: _____ State: _____ Zip Code: _____ - _____
 Recovered By: _____
 Recovery Value: \$0.00 Condition: _____

Property Information

Found Burned Counterfeit Damaged Recovered
 Seized Stolen Othr/Unk Evidence Personal Property

Property Type: OTHER Brand: _____ Color: _____
 Model: _____ Size: _____ Tag No: _____
 Value: \$100.00 Serial Number: _____
 Date Reported: 0 2 / 0 3 / 2 0 1 6 Caliber: _____

Identifying Characters: GARAGE REMOTE (POSSIBLY STOLEN)

Drug Quantity: _____ Unit Meas.: _____ Drug Type: _____ Quantity: _____

Recovery Information

Address: _____ _____ _____ Apt: _____
 City: _____ State: _____ Zip Code: _____ - _____
 Recovered By: _____
 Recovery Value: \$0.00 Condition: _____

Property Information

Found Burned Counterfeit Damaged Recovered
 Stolen Othr/Unk Evidence Personal Property

Property Type: _____ Brand: _____ Color: _____
 Model: _____ Size: _____ Tag No: _____
 Value: _____ Serial Number: _____
 Date Reported: _____ / _____ / _____ Caliber: _____

Identifying Characters: _____

Drug Quantity: _____ Unit Meas.: _____ Drug Type: _____ Quantity: _____

Recovery Information

Address: _____ _____ _____ Apt: _____
 City: _____ State: _____ Zip Code: _____ - _____
 Recovered By: _____
 Recovery Value: _____ Condition: _____

Narrative

On Wednesday, February 03, 2016 at approximately 0926 hours, Dy. Maier was dispatched to 15880 George O'Neal Rd. in reference to a burglary.

*Nothing Further
ZM 2541*

East Baton Rouge Sheriffs Office

Printed by: 57539 - STEWART, DANIELLE

Incident Report

Administration Information

Report Number: 1600007686001
 Report Date: 02/03/2016 Time: 0926
 Address: 15580 GEORGE ONEAL RD 02 Apt:
 Report Officer 1 - S2541 MAIER, ZACHARY Assign Date: 02/03/2016
 Report Officer 2 - Assign Date: / /
 Investigator 1 - Assign Date: / /
 Investigator 2 - Assign Date: / /
 Assigned By: Review Date: / /
 UCR Status: C CLEARED BY ARREST Status Date: 02/03/2016
 Case Status: Status Date: / /

Primary Offense

Offense Type: 14:62/NRDNF BURG/S NON RES DAY NO FORCE Attempted Completed
 Address: 15580 GEORGE ONEAL RD 02
 City: BATON ROUGE State: LA Zip: 70817
 District/Zone: 6K13 Location Type: 18 PARKING LOT/GARAGE
 Begin Date: 02/01/2016 Time: 1150
 End Date: 02/01/2016 Time: 1210
 Lighting: 1 Weather: Gang Activity: Force Used
 Bias Motive: Premises Enter: Home Inv
 Point Entry: 4 Point Exit: 4 Means Entry: 18
 Tools Used: Entry Dir: Exit Dir:

Consumed Alcohol Photo/Video Used Computer Equipment Used Drugs Prints Lifted
 Weapons:
 Comments:

Report approved by Brian Dedon on 02/08/2016

RELEASED BY RECORD ROOM

[Signature]

- B-Buying Receiving
- C-Cultivation/Manufacturing/Publishing
- D-Distributing/Selling
- E-Exploiting Children
- O-Operating/Promoting/Assisting
- P-Possessing/Concealing
- T-Transporting/Transmitting/Importing
- U-Using/Consuming
- I-Pos With Intent To Sell
- X-Other

Offense

Offense Type: 14:67/AG THEFT OVER \$200 FROM BLDG Attempted Completed

Address: 15580 GEORGE ONEAL RD 02

City: BATON ROUGE State: LA Zip: 70816

District/Zone: 6K13 Location Type: 18 PARKING LOT/GARAGE

Begin Date: 02 / 01 / 2016 Time: 11 50

End Date: 02 / 01 / 2016 Time: 12 10

Lighting: 1 Weather: 1 Gang Activity: Force Used

Bias Motive: Premises Enter: Home Inv

Point Entry: Point Exit: Means Entry:

Tools Used: Entry Dir: Exit Dir:

Consumed Alcohol Photo/Video Used Computer Equipment Used Drugs Prints Lifted

Weapons:

Comments: _____

Offense

Offense Type: _____ Attempted Completed

Address: _____

City: _____ State: _____ Zip: _____

District/Zone: _____ Location Type: _____

Begin Date: ____ / ____ / ____ Time: ____ ____

End Date: ____ / ____ / ____ Time: ____ ____

Lighting: _____ Weather: _____ Gang Activity: Force Used

Bias Motive: Premises Enter: Home Inv

Point Entry: Point Exit: Means Entry:

Tools Used: Entry Dir: Exit Dir:

Consumed Alcohol Photo/Video Used Computer Equipment Used Drugs Prints Lifted

Weapons:

Comments: _____

- B-Buying Receiving
- C-Cultivation/Manufacturing/Publishing
- D-Distributing/Selling
- E-Exploiting Children
- O-Operating/Promoting/Assisting
- P-Possessing/Concealing
- T-Transporting/Transmitting/Importing
- U-Using/Consuming
- I-Pos With Intent To Sell
- X-Other

- B-Buying Receiving
- C-Cultivation/Manufacturing/Publishing
- D-Distributing/Selling
- E-Exploiting Children
- O-Operating/Promoting/Assisting
- P-Possessing/Concealing
- T-Transporting/Transmitting/Importing
- U-Using/Consuming
- I-Pos With Intent To Sell
- X-Other

Person Information

- Victim Complainant Suspect Arrestee Witness Prop/Veh Owner Business
- Financial Government Religious Society Other/Unknown Custodian -

Name, Last: BENNETT Name, First: MICHELLE MNI #- 16 00009685

Middle Name: Suffix:

Social Security: - - - - -

Date of Birth: 04 / 15 / 1983 Report Age: 032

Age From: 032 to: 032 Sex: F Race: W Ethnicity: N

Height/From: to: Weight/From: to: Resident Status: Resident

Eye Color: Hair Color: Birth Place (City): State: Apt:

Address: 15880 GEORGE ONEAL RD 02

Phone: (225) 229 - 0756 Hours There/From: to:

City: BATON ROUGE State: LA Zip Code: 70817 -

Driver License: State: Exp Year: Juvenile

Comments:

Employer Information

Employer's Name:

Address:

City: State: Zip Code:

Phone: () Hours From: Hours To:

Start Date: / /

Alias Information

Name: Date of Birth: / /

Social Security: - - - - -

Name: Date of Birth: / /

Social Security: - - - - -

Name: Date of Birth: / /

Social Security: - - - - -

Narrative

On Wednesday, February 03, 2016 at approximately 0926 hours, Dy. Maier was dispatched to the Spring Brook Apartment Homes at 15880 George O'Neal Rd. in reference to a burglary.

Upon arrival, Deputy made contact with the Complainant, Timothy Johnson (W/M DOB 09/14/1989), who advised that an unknown person had burglarized the garage he rents (#5) and stolen the following items:

- 1 New York Giants bowling ball bag (valued at \$100.00) containing 2 bowling balls (valued at \$100.00 each) and one pair of bowling shoes (valued at \$40.00)
- 1 Ravens bowling ball bag (valued at \$100.00) containing 2 bowling balls (valued at \$150.00 each) and one pair of bowling shoes (valued at \$40.00)
- 1 large oil drain (valued at \$50.00)
- 1 12 liter case of 5W20 motor oil (valued at \$100.00)
- 1 Jeep tire cover (valued at \$50.00)
- 2 12V battery cores (valued at \$10.00 each)

Johnson advised that he was unsure how the suspect had entered his garage, because he always kept it closed. Johnson stated that the suspect may have gained access to a remote to his garage. According to Johnson, on 01/15/2016, when he first rented the garage and went into the office to get the remote (valued at \$100.00) the apartment manager could not find it. Johnson further stated that the manager had told him that she had put it out on her desk so it would be ready for him and it had disappeared. Johnson advised that a duplicate remote had to be made for him.

Deputy then contacted a witness, who is a employee at Johnson's apartment complex. advised Deputy that on 02/01/2016, he had observed Johnson's garage to be open when he got to work at approximately 0900 hours. further advised that later that day at approximately 1200 hours, he observed an older bald black male pull up to the garage in a tan Ford Dually truck and begin loading items from Johnson's open garage into the back of his truck.

advised Deputy that he recognized the male as a residence of the complex, who lived in apartment 1521. advised that he knew this, because he had recently completed a work order in the apartment.

Deputy then proceeded to the apartment office to request the name of the tenant of apartment #1521. An apartment complex employee, Michelle Bennett (W/F DOB 04/15/1983) provided Deputy with the lessee's information. The apartment lease was under the name Angela Lawson (B/F DOB 09/20/1962), and there was no male on the apartment lease.

Deputy conducted an ADSi search on Angela Lawson, and using the Master Name Index Tree feature, located the name, Alvin Lawson (B/M DOB 06/17/1958) as an associated person.

Deputy input Alvin Lawson's information into ICJIS, and noted that Alvin Lawson matched Simpson's description of the suspect. Deputy used ICJIS to retrieve

Narrative

Alvin Lawson's vehicle registration information and further learned that Alvin Lawson had a beige Ford F-350 (LA License#B989845) registered in his name.

As a result, Deputy requested Sgt. W. Brown create a 6 photograph non-sequential photographic lineup containing Alvin Lawson's photograph be created to be administered to Simpson.

Sgt. Brown provided Deputy with the lineup, and Deputy administered the lineup to i. In approximately 2 minutes, , . . . selected Alvin Lawson's photograph.

Shortly thereafter, Deputy was doing paperwork in the parking lot of the apartment complex, when he observed Lawson driving by in his truck.

Deputy then, along with other Deputies, proceeded to Alvin Lawson's apartment to contact him. Upon contacting Alvin Lawson, Deputy placed Alvin Lawson into handcuffs, which were double locked and checked for tightness. Sgt. W. Brown then verbally advised Alvin Lawson of his rights per Miranda, and he stated that he understood.

When questioned regarding the burglary, Alvin Lawson admitted that he had taken the items from Johnson's garage. Alvin Lawson stated that he had observed the garage open for several days, and he had believed that the apartment complex had left it open so it could be cleaned out for the next renter. Alvin Lawson advised that he believed that he had done the complex a favor by removing Johnson's items from the garage.

Alvin Lawson refused to tell Deputy where Johnson's items were, but advised that he would return then to Johnson when he got out of jail.

Alvin Lawson was then transported to the EBRPP, where he was booked accordingly.

The lineup was submitted into evidence at the Kleinpeter substation on 02/04/2016 under Control Number S132280.

Nothing Further
ZM 2541

Administration Information

Report Number: 16 / 00007686 / 002

Report Date: 02 / 14 / 2016 Time: 07:00

Address: 15580 / GEORGE ONEAL RD / 02 Apt: SUPPLEMENT

Report Officer 1 - S2541 MAIER, ZACHARY

Report Officer 2 -

Investigator 1 - RELEASED BY RECORD ROOM

Investigator 2 -

Assigned By: [Signature]

UCR Status: C

Case Status: CLEARED BY ARREST

Assign Date:	02 / 14 / 2016
Assign Date:	
Assign Date:	
Review Date:	
Assign Date:	
Review Date:	
Review Date:	
Status Date:	02 / 03 / 2016
Status Date:	

Primary Offense

Offense Type: 14-62/NRDNF BURG/S NON RES DAY NO FORCE Attempted Completed

Address: 15580 / GEORGE ONEAL RD / 02

City: BATON ROUGE State: LA Zip: 70817

District/Zone: 6K13 Location Type: 18 PARKING LOT/GARAGE

Begin Date: 02 / 01 / 2016 Time: 11:50

End Date: 02 / 01 / 2016 Time: 12:10

Lighting: 1 Weather: Gang Activity: Force Used Home Inv

Bias Motive: Premises Enter:

Point Entry: 4 Point Exit: 4 Means Entry: 18

Tools Used: Entry Dir: Exit Dir:

Consumed Alcohol Photo/Video Used Computer Equipment Used Drugs Prints Lifted

Weapons:

Comments:

- B-Buying Receiving
- C-Cultivation/Manufacturing/Publishing
- D-Distributing/Selling
- E-Exploiting Children
- O-Operating/Promoting/Assisting
- P-Possessing/Concealing
- T-Transporting/Transmitting/Importing
- U-Using/Consuming
- I-Pos With Intent To Sell
- X-Other

Report approved by William Brown on 02/28/2016

Offense

Offense Type: 14:67/AG THEFT OVER \$200 FROM BLDG. Attempted Completed

Address: 15580 GEORGE ONEAL RD 02

City: BATON ROUGE State: LA Zip: 70816

District/Zone: 6K13 Location Type: 18 PARKING LOT/GARAGE

Begin Date: 02 / 01 / 2016 Time: 11 50

End Date: 02 / 01 / 2016 Time: 12 10

Lighting: 1 Weather: 1 Gang Activity: Force Used

Bias Motive: Premises Enter: Home Inv

Point Entry: Means Entry:

Tools Used: Entry Dir: Exit Dir:

Consumed Alcohol Photo/Video Used Computer Equipment Used Drugs Prints Lifted

Weapons:

Comments: _____

Offense

Offense Type: _____ Attempted Completed

Address: _____

City: _____ State: _____ Zip: _____

District/Zone: _____ Location Type: _____

Begin Date: ____ / ____ / ____ Time: ____ ____

End Date: ____ / ____ / ____ Time: ____ ____

Lighting: _____ Weather: _____ Gang Activity: Force Used

Bias Motive: Premises Enter: Home Inv

Point Entry: Means Entry:

Tools Used: Entry Dir: Exit Dir:

Consumed Alcohol Photo/Video Used Computer Equipment Used Drugs Prints Lifted

Weapons:

Comments: _____

- B-Buying Receiving
- C-Cultivation/Manufacturing/Publishing
- D-Distributing/Selling
- E-Exploiting Children
- O-Operating/Promoting/Assisting
- P-Possessing/Concealing
- T-Transporting/Transmitting/Importing
- U-Using/Consuming
- I-Pos With Intent To Sell
- X-Other

- B-Buying Receiving
- C-Cultivation/Manufacturing/Publishing
- D-Distributing/Selling
- E-Exploiting Children
- O-Operating/Promoting/Assisting
- P-Possessing/Concealing
- T-Transporting/Transmitting/Importing
- U-Using/Consuming
- I-Pos With Intent To Sell
- X-Other

East Baton Rouge Sheriffs Office

Printed by: SXS39 - STEWART, DANIELLE 16 - 00007686-002

Property Information

Found Burned Counterfeit Damaged Recovered
 Seized Stolen Othr/Unk Evidence Personal Property

Property Type: OTHER Brand: Color:
Model: Size Tag No:
Value: \$100.00 Serial Number: NONE
Date Reported: 02 / 03 / 2016 Caliber:
Identifying Characters: RAVENS BOWLING BALL BAG
Drug Quantity: Unit Meas.: Drug Type: Quantity: 001

Recovery Information

Address: 15880 GEORGE ONEAL RD 02 Apt:
City: BATON ROUGE State: LA Zip Code: 70817
Recovered By: S2541 MAIER, ZACHARY
Recovery Value: \$100.00 Condition: SAME

Property Information

Found Burned Counterfeit Damaged Recovered
 Seized Stolen Othr/Unk Evidence Personal Property

Property Type: OTHER Brand: Color:
Model: Size Tag No:
Value: \$100.00 Serial Number: NONE
Date Reported: 02 / 03 / 2016 Caliber:
Identifying Characters: 2 BOWLING BALLS VALUED AT 100EACH
Drug Quantity: Unit Meas.: Drug Type: Quantity: 002

Recovery Information

Address: 15880 GEORGE ONEAL RD 02 Apt:
City: BATON ROUGE State: LA Zip Code: 70816
Recovered By: S2541 MAIER, ZACHARY
Recovery Value: \$100.00 Condition: SAME

East Baton Rouge Sheriffs Office

Printed by: ST539 - STEWART, DANIELLE

16 - 00007686-002

Property Information

Found Burned Counterfeit Damaged Recovered
 Seized Stolen Othr/Unk Evidence Personal Property

Property Type: OTHER Brand: Color: Recovered
 Model: Size Tag No: Personal Property

Value: \$150.00 Serial Number: NONE
 Date Reported: 02 / 03 / 2016 Caliber:

Identifying Characters: 2 BOWLING BALLS VALUED AT 150EACH

Drug Quantity: Unit Meas.: Drug Type: Quantity: 002

Recovery Information

Address: 15880 GEORGE ONEAL RD 02 Apt:

City: BATON ROUGE State: LA Zip Code: 70817

Recovered By: S2541 MAIER, ZACHARY

Recovery Value: \$150.00 Condition: SAME

Property Information

Found Burned Counterfeit Damaged Recovered
 Stolen Othr/Unk Evidence Personal Property

Property Type: SHOES Brand: Color: Recovered
 Model: Size Tag No: Personal Property

Value: \$40.00 Serial Number: UNKNOWN
 Date Reported: 02 / 03 / 2016 Caliber:

Identifying Characters: 2 PAIRS OF BOWLING SHOES VALUED AT 40 EACH

Drug Quantity: Unit Meas.: Drug Type: Quantity: 002

Recovery Information

Address: 15880 GEORGE ONEAL RD 02 Apt:

City: BATON ROUGE State: LA Zip Code: 70817

Recovered By: S2541 MAIER, ZACHARY

Recovery Value: \$40.00 Condition: SAME

Narrative

On Sunday, February 14, 2016, Deputy was contacted by Timothy Johnson (W/M DOB 09/14/1989).

Johnson advised Deputy that Alvin Lawson (B/M DOB 06/17/1958) had contacted him at his apartment complex advising him that he wished to return his stolen items.

Deputy proceeded to Lawson and Johnson's apartment complex and received the following items from Lawson:

- 1 New York Giants bowling ball bag containing 2 bowling balls and one pair of bowling shoes*
- 1 Ravens bowling ball bag containing 2 bowling balls and one pair of bowling shoes.*

Deputy then released the said property to Johnson with a property release form. Johnson advised that the received items were in the same condition they had been in before Lawson had taken them.

Deputy asked Lawson if he had the other alleged stolen items, but Lawson advised that the aforementioned items were the only items he had taken from Johnson's garage.

The property release form was submitted at the Kleinpeter Substation.

*Nothing Further
ZM 2541*

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF SAINT JAMES

BEFORE ME, the undersigned authority, on the date set forth, herein after, personally came and appeared:

MICHAEL GREEN, Affiant, an individual of the full age of majority domiciled in Saint James Parish, State of Louisiana, whose mailing address is 9378 Water Tower St., Convent, LA 70723;

After being duly sworn did depose and state the following:

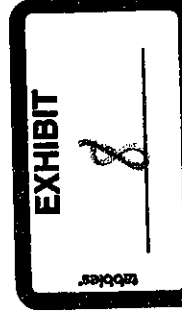
- 1) My family built the residence at 9378 Water Tower Road, Convent, LA and has lived at that location since.
- 2) We have never rented or leased this property to anyone outside of our family.
- 3) We do not know Alvin Wayne Lawson and/or Angela Bonvillian Lemon Lawson.
- 4) The Lawsons have never lived at 9378 Water Tower Road, Convent, LA.

This affidavit is made upon my personal knowledge.

MICHAEL GREEN, Affiant

Sworn and subscribed before me, this _____ day of _____, 2017 in Convent, LA.

NOTARY PUBLIC



AFFIDAVIT

STATE OF LOUISIANA

PARISH OF ASCENSION


BEFORE ME, the undersigned authority, on the date set forth, herein after, personally came and appeared:

COURTNEY LANDRY, Affiant, an individual of the full age of majority domiciled in Ascension Parish, State of Louisiana, whose mailing address is 1124 LA Hwy 30 W, #1, Gonzales, LA 70737;

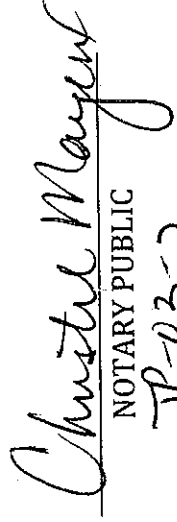
After being duly sworn did depose and state the following:

- 1) I am the custodian of records for Landry Properties & Investments, LLC.
- 2) Landry Properties & Investments, LLC owns the property at 1222 Penn St., Gonzales, LA 70737, the **GRAPE MYRTLE VILLAGE APARTMENTS**.
- 3) I have reviewed the records of Landry Properties & Investments, LLC (Crape Myrtle Village Apartments) from 1997 to present
- 4) Alvin Wayne Lawson and Angela Bonvillian Lemon Lawson have never lived at 1222 Penn St, Gonzales, LA 70737 (Crape Myrtle Village Apartments) and, more specifically, never lived in Building #14, Apartment #4 at that location.

This affidavit is made upon my personal knowledge.


COURTNEY LANDRY, Affiant

Sworn and subscribed before me, this 28 day of August, 2017 in
Gonzales, LA.


NOTARY PUBLIC
JP-03-2



AFFIDAVIT OF R. GRAY SEXTON

BEFORE ME, the undersigned Notary Public in and for the Parish of East Baton Rouge, State of Louisiana, personally came and appeared:

R. Gray Sexton, a resident and domiciliary of the full age of majority of the Parish of East Baton Rouge, State of Louisiana,

who, states as follows:

1.

The information set forth below in this Affidavit is based on my personal knowledge and personal experience.

2.

I am a graduate of Centenary College of Louisiana and the Louisiana State University School of Law. I have been licensed to practice law in Louisiana since 1966.

3.

I began representing the predecessors to the Board of Ethics (the Commission on Ethics for Public Employees and the Board of Ethics for Elected Officials) in 1969, first as General Counsel, then as Chief Administrative Officer, which positions I maintained until 2007, when I retired.

4.

During my tenure with the Board of Ethics, which also is statutorily designated as the Supervisory Committee on Campaign Finance Disclosure in 1980, I was responsible for crafting legislation to be considered by the Legislature, and testified before both House and Senate governmental affairs committees on such proposed legislation. I was responsible for producing advisory opinions, prosecuting cases on behalf of the Board and representing the Board before state district courts, the Court of Appeal, the Louisiana Supreme Court, and the United States District Courts for the Eastern, Middle and Western Districts of Louisiana, the United States First Circuit Court of Appeals, and in writ applications to the United States Supreme Court. I was also responsible for drafting adjudication opinions for action by the Board.

5.

I have taught continuing legal education courses on governmental ethics and campaign finance disclosure from inception of the mandatory requirements until 2007.



6.

I organized and participated in seminars for governmental officials, governmental contractors, and political candidates in the field of governmental ethics and campaign finance during my tenure with the Ethics program.

7.

I, directly and with others, contributed to published articles in professional journals in the area of governmental ethics and campaign finance.

8.

I have been qualified as an expert regarding the custom and practice and the application and construction of the Louisiana Code of Governmental Ethics and the Campaign Finance Disclosure Act by the United States District Court for the Eastern District of Louisiana, and was engaged as an expert in that field by the United States Justice Department in matters regarding the Western District of Louisiana.

9.

The gravamen of the Charge against Kenny Matassa is that he offered to give a thing of value to a "candidate" for public office for the purpose of securing the candidate's withdrawal from the election. The Statement of Charges does not address or attempt to distinguish the manifest application of La. R.S. 18:1483, La. R.S. 18:451 or La. R.S. 18:1463 which specifically address the definition of candidate and identifies the actions that a person must take to be properly qualified as a "candidate" under the law.

10.

It is my opinion that Alvin Wayne Lawson did not meet the qualifications of a "candidate" and was not, in fact, a candidate at the time of the alleged actions that are the subject of the Statement of Charges. Mr. Lawson at the time of qualifying did not meet the qualifications for office and had not taken the action necessary under the laws of the State to properly qualify for office. Therefore, given the strict construction afforded criminal statutes, Mr. Matassa could not have violated La. R.S. 18:1461.5(4)(a) because Mr. Lawson was not a "candidate" under state law.

11.

La. R.S. 18:1483 defines a “candidate” as a person who “has taken the action necessary under the law of the state of Louisiana to qualify himself for nomination or election to public office.” [Emphasis added]

12.

La. R.S. 18:451 states that a candidate shall possess the qualifications for office he seeks at the time he qualifies for that office. [Emphasis added]

13.

La. R.S. 18:451 further states that a candidate shall meet the established length of residency or domicile at the time he qualifies for that office. [Emphasis added]

14.

La. R.S. 18:463 requires that the Notice of Candidacy include a certificate certifying that he meets the qualifications of the office for which he is qualifying, and that he does not owe any outstanding fines, fees, or penalties pursuant to the Campaign Finance Disclosure Act. “Outstanding fine, fee or penalty” means a fine, fee or penalty “equal to an amount of two hundred fifty dollars or more assessed by order of the Supervisory Committee on Campaign Finance Disclosure or its staff.”

15.

The Election Code, in turn, establishes that a false certification in this regard that is set forth in the “Notice of Candidacy” is a ground for disqualification of the candidate. La. R.S. 18:492(A)(5). The Louisiana Board of Ethics, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, has been given the duty of enforcement of the CFDA, and has standing to challenge a person's candidacy for violations of the Campaign Finance Disclosure Act. La.R.S. 18:1511.1(A); La.R.S. 18:491(C).

16.

La. R.S. 18:492 states that an action objecting to the candidacy of a person who qualified as a candidate shall be based on the following grounds: “The defendant falsely certified on his notice of candidacy that he does not owe any outstanding fines, fees, or penalties pursuant to the Campaign Finance Disclosure Act.”

17.

La. R.S. 18:492 states that an action objecting to the candidacy of a person who qualified as a candidate shall be based on the following grounds: "The defendant falsely certified on his notice of candidacy that for each of the previous five tax years he has filed his federal and state income tax returns, has filed for an extension of time for filing his federal or state income tax return or both as provided in R.S. 18:463(A)(2), or was not required to file either a federal or state income tax return or both."

18.

On July 21, 2016, Mr. Lawson signed the form before two witnesses and a notary public on that date, certifying, among other things, the following:

4. I am a duly qualified elector of Ascension Parish, Ward 00, Precinct 28.

6. I have read this Notice of Candidacy and I meet the qualifications of the office for which I am qualifying.

8. If I am a candidate for any office other than United States Senator or representative in congress, that for each of the previous five tax years, I have filed my federal and state income tax returns, have filed for an extension of time for filing either my federal or state income tax or both, or was not required to file either a federal or state income tax return or both.

9. I do not owe any outstanding fines, fees, or penalties pursuant to the Campaign Finance Disclosure Act, and I acknowledge that I am subject to the provisions of the Campaign Finance Disclosure Act if I am a candidate for any office other than United States Senator, Representative in Congress, or member of a committee of a political party. [R.S. 18:463A(2)(a), 18:1481, et seq.]

19.

Alvin Wayne Lawson was assessed a fine by final order of the Board of Ethics in connection with his failure to timely file campaign finance disclosure reports in connection with the October 23, 1999 election in the amount of 960.00. Accordingly, when Alvin Wayne Lawson qualified for the office of Gonzales City Council on July 21, 2016, he did not meet the qualifications of a candidate. Because state law defines a candidate as a person who has taken "all actions necessary" to qualify for elected office, and Alvin Lawson, did not meet the requirements for qualification, then Alvin Lawson was never a candidate for office.

20.

Alvin Wayne Lawson filed a personal financial disclosure statement with the Louisiana Board of Ethics on September 1, 2016 stating that he was not required to file a state or federal income tax return. If Alvin Wayne Lawson did not file state and income tax returns and was required to file state and income tax returns, for each of the previous five years, at the time he qualified for the office of Gonzales City Council on July 21, 2016, then, again he did not meet

the qualifications of a candidate. And, again, because state law defines a candidate as a person who has taken “all actions necessary” to qualify for elected office, and Alvin Lawson, did not meet the requirements for qualification, then Alvin Lawson was never a candidate for office.

21.

Additionally, if Alvin Wayne Lawson did not meet the domicile requirement at the time he qualified for the office of Gonzales City Council on July 21, 2016, then, again he did not meet the qualifications of a candidate. And, again, because state law defines a candidate as a person who has taken “all actions necessary” to qualify for elected office, and Alvin Lawson, did not meet the requirements for qualification, then Alvin Lawson was never a candidate for office.

22.

Finally because the Election Code establishes that a false certification on the Notice of Candidacy, that a candidate meets the qualifications of the elective office is a ground for disqualification of the candidate, then Mr. Lawson, again, failed to meet the qualifications of a candidate as a result of his false certification pursuant to La. R.S. 18:492(A)(5).

23.

The purpose of the Campaign Finance Disclosure Act is to ensure that constituents are knowledgeable with respect to the financing of election campaigns. It is imperative that the electorate has such information in a timely manner. The Campaign Finance Disclosure Act ensures this purpose by setting forth filing deadlines prior to and subsequent to an election. Candidates failing to file reports by the deadlines are subject to the imposition of late fees for failing to meet the statutory deadlines imposed.

24.

I have reviewed the following documents in connection with this affidavit:

- a. Statement of Charges against Kenny Matassa,
- b. Documents regarding late fees and fines assessed against Alvin Wayne Lawson pursuant to the Campaign Finance Disclosure Act,
- c. Alvin Wayne Lawson’s personal financial disclosure statement filed on September 1, 2016;
- d. Notice of Candidacy signed by Alvin Wayne Lawson;
- e. La. R.S. 18:1483,
- f. La. R.S. 18:451 et seq.,

- g. La. R.S. 18:492,
- h. La. R.S. 18:1463, and,
- i. Opinions of the Ethics Board, the Ethics Adjudicatory Board and Court of Appeal, First Circuit, Court of Appeal, Third Circuit and Court of Appeal, Fourth Circuit regarding La. R.S 18:492.

25.

My opinion is based on (1) my understanding and knowledge of the custom and practice which historically have governed the manner in which the Campaign Finance Disclosure Act has been interpreted and applied together with the contemporaneous construction of the Campaign Finance Disclosure Act by the Ethics Board and its predecessor Commission and Board, by the Ethics Adjudicatory Board and by reviewing courts; (2) by reason of my some decades of experience with the legislature, during which the operative provisions of the Campaign Finance Disclosure Act and provisions of the Election Code regarding the qualifications of a candidate and objections to Candidacy were the subject of numerous amendments and my knowledge of notable debate and comment that developed regarding the qualifications of candidates; (3) based on the application of overarching and settled rules of statutory construction; and (4) the statutorily imposed enhanced burden of proof coupled with the jurisprudential rule of lenity. Each of these will be discussed below *seriatim*.

Custom and Practice, Usage and Contemporaneous Construction

26.

Louisiana's Campaign Finance Disclosure Act was originally enacted by Acts 1980, No. 786 and was modeled, in large measure, against the Federal Election Code.

27.

It was initially administered by a panel of *exofficio* officeholders; but, as the result of separation of powers concerns expressed by the Attorney General, the Legislature, after the initial creation of the Campaign Finance Disclosure Act, altered the manner for its administration and enforcement by creating the "Supervisory Committee on Campaign Finance Disclosure." LSA-R.S.18:1511.1.

28.

The “members of the Board of Ethics . . .” were designated as the members of the “Supervisory Committee” and generally charged with the responsibility of the statute’s administration.

29.

The “Board of Ethics,” replacing the prior Commission on Ethics for Public Employees and the Louisiana Board of Ethics for Elected Officials, was established “in the Department of State Civil Service” by LSA-R.S. 42:1132 and statutorily charged with the administration of Louisiana’s Conflicts of Interest statute as well as other regulatory laws, in addition to the Campaign Finance Disclosure Act and including “lobbying” (LSA-R.S. 24:61), Executive Branch Lobbying (LSA-R.S. 49:71), etc.

The Purpose of the Campaign Finance Disclosure Act

30.

The Legislature has provided a statement of purpose reflecting the importance of a “knowledgeable electorate . . .” and instructing that the Campaign Finance Disclosure Act is enacted to provide “public disclosure of the financing of election campaigns . . .” [Emphasis added]

31.

Although there are restrictions on certain campaign practices, limitations on funding, the overall framework of the Campaign Finance Disclosure Act is to require candidates seeking election to public office to periodically disclose the sources of their campaign funding. “Candidates” are divided into different categories with different filing requirements, primary and general elections are treated differently and annual reports are required of candidates and elected officials under prescribing circumstances.

32.

It is generally acknowledged by reason of the advisory opinions and adjudication, and given ordinary custom and practice, that a person who has outstanding fines for failure to comply with the campaign finance disclosure rules and makes a false certification on his Notice of Candidacy does not meet the qualifications of a “candidate” under state law. The statute requiring that a candidate not owe any fines or penalties pursuant to the Campaign Finance Disclosure Act was not interpreted, construed or otherwise applied in such a manner so as to

suggest that the payment of the fines was the reason for the disqualification of a candidate; it is the candidate's false certification under oath that renders a person unfit for candidacy to elected office.

33.

As early as 2008, when the laws regarding the objection to candidacy were first enacted to require a candidate to certify that he does not owe any outstanding fines, fees or penalties pursuant to the Campaign Finance Disclosure Act, when the Court of Appeal, Fourth Circuit rendered its opinion in *Board of Ethics v. Kenneth Garret*, there was indeed an acknowledgement by the courts of the custom and practice that that a person who makes a false certification on his Notice of Candidacy does not meet the qualifications of elected office and shall be disqualified as a candidate.

34.

This issue was directly addressed in *Board of Ethics v. Jim Darby*, when the Court of Appeal, Third Circuit reversed the opinion of the District Court which did not disqualify a person as a candidate because subsequent to his false certification that he did not owe any fines, he paid his fine.

35.

The Election Code, in turn, establishes that a false certification in this regard that is set forth in the "Notice of Candidacy" is a ground for disqualification of the candidate. La.R.S. 18:492(A)(5).

Statutory construction

36.

In the event that there is, in fact, any reasonably different interpretations over the provisions of a Section of the Code of Governmental Ethics, there are recent statutory and judicial pronouncements that provide further insight into the application of these two provisions. In a series of decisions of reviewing courts, it has been consistently instructed by the courts that the provisions of the Code of Governmental Ethics are penal; and, as such, are subject to strict construction.

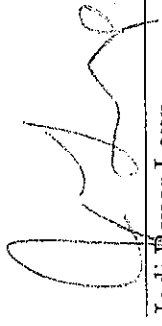
37.

For these reasons, it is my opinion that the charge against Mr. Matassa that he violated La. R.S. 18:1461.5(4)(a) is without merit. Alvin Wayne Lawson does not meet the qualifications

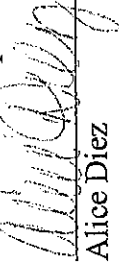
of a "candidate" and was not, in fact, a candidate at the time of the alleged actions that are the subject of the Statement of Charges. Mr. Lawson at the time of qualifying did not meet the qualifications for office and had not taken the action necessary under the laws of the State to properly qualify for office. Therefore, given the strict construction afforded criminal statutes, Mr. Matassa could not have violated La. R.S. 18:1461.5(4)(a) because Mr. Lawson was not a "candidate" under state law.

THUS DONE AND PASSED on this 8th day of August, 2017, at Baton Rouge, Louisiana, before me, Notary, and in the presence of the undersigned witnesses, after a due reading of the whole.

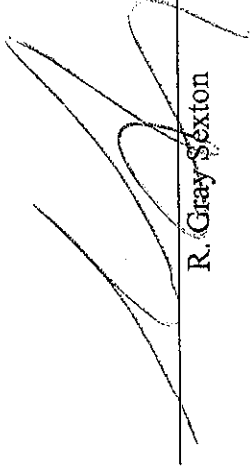
WITNESSES:



Jodi Bauer Loup



Alice Diez



R. Gray Sexton



Alésia M. Ardoin, LBRN 27267

My commission expires at death.