



DOCKET NUMBER 2011-57	:	OFFICE OF STATE ETHICS
	:	
IN THE MATTER OF A	:	18-20 TRINITY STREET
	:	
COMPLAINT AGAINST	:	HARTFORD, CT 06106
	:	
TUCKER MCWEENY	:	SEPTEMBER 7, 2012

STIPULATION AND CONSENT ORDER

Pursuant to the Code of Ethics, General Statutes § 1-79, et seq., Charles Krisch, a member of the public, filed a Complaint against the Respondent Tucker McWeeny (“McWeeny” or “Respondent”), alleging violations of the Code of Ethics, Connecticut General Statutes § 1-84b (b). Based on the investigation by the Enforcement Division of the OSE, the Office of State Ethics finds there is probable cause to believe that the Respondent violated the Code of Ethics as further set forth in herein.

The Parties have entered into this Stipulation and Consent Order following the issuance of the Complaint, but without any adjudication of any issue of fact or law herein.

I. STIPULATION

The Ethics Enforcement Officer and the Respondent stipulate to the following facts:

1. From on or about November 13, 2006 until on or about October 31, 2009, Respondent was employed as a Human Rights and Opportunities Representative for the Commission on Human Rights and Opportunities (“CHRO”) and, during this period of time, was a “State Employee” as that term is defined in General Statutes § 1-79 (m).

2. Respondent left state employment and, on or about November, 2009 became employed as an attorney at law at a private law firm.

3. Following his departure from state service, but prior to November 1, 2010 Respondent, on behalf of the firm that employed and compensated him, represented someone other than the state in a matter in which the CHRO was a party.

4. In the course of his representation, Respondent had multiple contacts with employees at CHRO, and received documents from CHRO staff (“the documents”) that were not legally available to the public, nor were they legally available to Respondent, at the time he received them.

5. The matter to which the documents applied was a litigation involving the alleged violation of state statutes affecting human rights and opportunities in Connecticut (“the litigation”).

6. The state had, and has, a substantial interest in the enforcement of state statutes relating to human rights and opportunities, and had a substantial interest in the litigation to which the documents requested by Respondent pertained.

7. The litigation was one in which the person represented by Respondent had an interest that was directly adverse to the state’s interest, and in which the person represented by Respondent was an adverse party to the state.

8. General Statutes §1-84b (b) states in pertinent part:

No former executive branch . . . state employee shall, for one year after leaving state service, represent anyone, other than the state, for compensation before the department, agency, board, commission, council or office in which he served at the time of his termination of service, concerning any matter in which the state has a substantial interest.

9. The Respondent, by having contact with, and receiving the documents from, CHRO as set forth above, represented someone other than the state for compensation before the CHRO, within one year of his departure from state service, in a matter in which the state had a substantial interest, in violation of General Statutes §1-84b (b).

II. RESPONDENT'S POSITION

1. Although Respondent denies some or all the allegations against him, he acknowledges that there is sufficient evidence to prove the allegations constituting a violation of General Statutes § 1-84b (b).

2. Respondent maintains that his conduct as alleged was unintentional.

III. JURISDICTION

1. The Ethics Enforcement Officer is authorized to investigate the Respondent's acts as set forth herein, and to enter into this Stipulation and Consent Order.

2. The provisions of this Stipulation and Consent Order apply to and are binding upon the Respondent.

3. The Respondent hereby waives all objections and defenses to the jurisdiction of the Ethics Enforcement Officer over matters addressed in this Stipulation and Consent Order.

4. The Respondent waives any rights he may have under General Statutes §§ 1-80, 1-82, 1-82a, 1-87 and 1-88, including the right to a hearing or appeal in this case, and agrees with the Ethics Enforcement Officer to an informal disposition of this matter as authorized by General Statutes § 4-177 (c).

5. The Respondent consents to jurisdiction and venue in the Connecticut Superior Court, Judicial District of Hartford, in the event that the State of Connecticut seeks to enforce this Stipulation and Consent Order. The Respondent recognizes that the Connecticut Superior Court

has the authority to specifically enforce the provisions of this Stipulation and Consent Order, including the authority to award equitable relief.

6. The terms set forth herein are in addition to, and not in lieu of, any other existing or future statutory, regulatory, or other legal obligation that may be applicable to the Respondent.

7. The Respondent understands that he has a right to counsel and has been represented by counsel during the OSE's investigation and in connection with this Stipulation and Consent Order.

IV. ORDER

NOW THEREFORE, pursuant to General Statutes § 4-177 (c), the Office of State Ethics hereby **ORDERS**, and the Respondent agrees, that:

1. Pursuant to General Statutes § 1-88 (a) (3), the Respondent will pay civil penalties to the State in the amount of Two Thousand Five Hundred Dollars (\$2,500.00) for his violations of General Statutes § 1-84b (b) as set forth in the Complaint and herein.

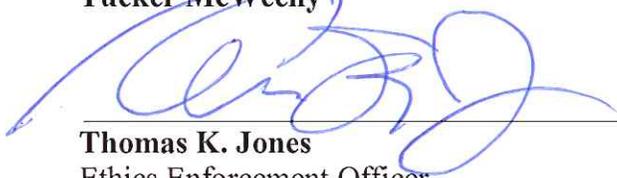
WHEREFORE, the Ethics Enforcement Officer and the Respondent hereby execute this Stipulation and Consent Order dated September 7, 2012.

Dated: 09/07/2012



Tucker McWeeny

Dated: 9/21/2012



Thomas K. Jones
Ethics Enforcement Officer
Connecticut Office of State Ethics
18-20 Trinity Street
Hartford, CT 06106
(860) 263-2390