



OFFICE OF STATE ETHICS

DOCKET NUMBER 2019-02	:	OFFICE OF STATE ETHICS
	:	
IN THE MATTER OF A	:	18-20 TRINITY STREET
	:	
COMPLAINT AGAINST	:	HARTFORD, CT 06106
	:	
KRISHNA MISTRY	:	JUNE 28, 2019

STIPULATION AND CONSENT ORDER

Pursuant to the Code of Ethics, General Statutes §§ 1-79, *et seq.*, Mark Wasielewski, Ethics Enforcement Officer, filed a Complaint against Krishna Mistry (“Mistry” or “Respondent”), alleging violations of the Code of Ethics for Public Officials. Based on the investigation by the Enforcement Division of the Office of State Ethics (“OSE”), the OSE finds that there is probable cause to believe that the Respondent violated the Code of Ethics as further set forth herein.

The Parties have entered into this 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. At all times relevant hereto, the Respondent was employed as a Transportation Engineer II at the Connecticut Department of Transportation (“DOT”).

2. At all times relevant hereto, the Respondent was a "State Employee" as that term is defined in General Statutes § 1-79 (13).

3. In or about July 2018, as part of his duties for the DOT, the Respondent was assigned to inspect the work of DOT contractors at a DOT construction project in Rocky Hill ("Project").

4. In or about July 2018, the primary contractor on the Project hired by the DOT was a company based in Acton, Massachusetts ("Contractor").

5. In or about July 2018, the Respondent requested from the Contractor one dump truck load of material from the Project to be delivered by the Contractor to the Respondent's home for the Respondent's personal use.

6. In or about July 2018, the Respondent received delivery of the material by the Contractor.

7. At no time did the Respondent pay for the cost of the material, or for the cost of the material's delivery.

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

No public official or state employee . . . shall use his public office or position . . . to obtain financial gain for himself

9. The Respondent, by requesting and receiving material, and delivery of the material from the Project, for his personal use, used his public office or position to obtain financial gain for himself, in violation of General Statutes § 1-84 (c).

10. The Respondent admits to the foregoing facts and admits that the above facts constitute a violation of the Code of Ethics.

II. 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.

III. ORDER

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

1. Pursuant to General Statutes § 1-88 (a) (1), Mr. Mistry will cease and desist from any future violation of § 1-84 (c).
2. Pursuant to General Statutes § 1-88 (a) (3), Mr. Mistry will pay civil penalties to the State in the amount of THREE HUNDRED FIFTY DOLLARS (\$350.00) for his violation of General Statutes § 1-84 (c) as set forth in the Complaint and herein.

WHEREFORE, the Ethics Enforcement Officer and Mr. Mistry hereby execute this Stipulation and Consent Order dated June 28, 2019.

Dated: 7/8/2019



Krishna Mistry
Respondent

Dated: 7-8-19



Mark Wasielewski
Ethics Enforcement Officer
Connecticut Office of State Ethics
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Hartford, CT 06106
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