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North Carolina House of Representatives

House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright

REPRESENTATIVE RICK GLAZIER, CHAIR
REPRESENTATIVE PAUL STAM, VICE-CHAIR
REPRESENTATIVE MARVIN LUCAS

REPRESENTATIVE BILL MCGEE
REPRESENTATIVE EDITH WARREN
REPRESENTATIVE LAURA WILEY

REPORT TO THE 2007 HOUSE OF REPRESENTATIVES

House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright

The House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright, (hereafter referred to as the "Committee"), makes its report to the 2007 House of Representatives pursuant to the Committee Authorization issued by the Speaker of the House of Representatives on December 13, 2007.

In accordance with the Committee Authorization, the Committee conducted an investigation into the matters reflected in the indictments against Representative Wright and other allegations of possible unethical or unlawful conduct against him. The Committee met on eight separate days: December 18, 2007 to adopt rules, January 9, 2008 to conduct a probable cause hearing, February 11, 2008 to hear and rule on dispositive motions, February 25, 2008 to approve witnesses and authorize subpoenas, and March 3 through March 6, 2008 to conduct an evidentiary hearing.

At the evidentiary hearing, the Committee heard sworn testimony from seven witnesses, received 21 documents into evidence, and heard arguments from the Committee's Outside Counsel and counsel for Representative Wright. Representative Wright called no witnesses and offered no evidence for consideration.

Attached to and incorporated by reference as part of this Report are the transcriptions of the February 11 and March 3 through 6, 2008 meetings together with the exhibits admitted into evidence; dispositive motions made by Representative Wright, the legal briefs on those motions, and the rulings on those motions; the Second Revised Notice of Charges of Unethical Conduct by Representative Wright and Representative Wright's response to the charges;

Committee Rules; Committee authorization; and research on North Carolina legislative and other legislative bodies' disciplinary actions.

At the conclusion of its investigation, the Committee unanimously found by clear and convincing evidence the following findings:

COUNT 1

On or about March 13, 2002 and on or about March 15, 2002, while a member of the North Carolina House of Representatives, Thomas E. Wright did engage in conduct unbecoming and unfitting a member of the House of Representatives by orally and in writing improperly and unethically soliciting Torlen L. Wade, Acting Director of the North Carolina Department of Health and Human Services Office of Research, Demonstrations, and Rural Health Development, to write and mail to him a fraudulent letter stating that such Office was endorsing The Community's Health Foundation's project to convert a building located on the 900 block of 4th Street in Wilmington, North Carolina into Community's Health Foundation offices, New Hanover Community Health Center offices, and a History Museum and committing \$150,000.00 in funding toward the completion of that project. At the time of the solicitation, Thomas E. Wright was an officer of The Community's Health Foundation, Inc., located at 322 South 17th Street in Wilmington, North Carolina. Thomas E. Wright confirmed his earlier oral solicitation by having his legislative assistant type the necessary details needed in the commitment letter in an e-mail that was sent to Torlen L. Wade by use of his State e-mail account and on a State computer, both of which were authorized for him based on his position as a member of the North Carolina House of Representatives. At the time of the oral solicitation, the typing and sending of the e-mail, and the typing and sending of the Torlen L. Wade letter, both Thomas E. Wright and Torlen L. Wade knew that the Office of Rural Health would not make such a grant and that Thomas E. Wright would use the letter in seeking to fraudulently obtain funding for The Community's Health Foundation from other sources such as financial institutions and other organizations that make grants and that would believe and rely on the false representations in Torlen L. Wade's letter.

COUNT 3

On or about December 15, 2003, while a member of the House of Representatives, Thomas E. Wright did engage in conduct unbecoming and unfitting a member of the House of Representatives by improperly, fraudulently, and unethically converting money intended to be a charitable contribution to The Community's Health Foundation, Inc. to his own personal use. Thomas E. Wright wrote a letter on the letterhead stationery of The Community's Health Foundation, Inc. to a representative of AstraZeneca Pharmaceuticals, LP, requesting as the Foundation's president a donation to the Foundation, a charitable organization that Thomas E. Wright represented to be qualified to receive tax-deductible donations, that would be used by the Foundation for various health related purposes, including but not limited to educational initiatives, a needs assessment, identification of trends and bridging the gap of minority health care for an underserved population in New Hanover County. Thereafter, when on December 15, 2003, a representative of AstraZeneca Pharmaceuticals, LP signed and sent to Thomas E. Wright and The Community's Health Foundation, Inc., a check made out to "Communitys Hlth Found Inc" in the amount of \$2,400.00, Thomas E. Wright deposited that check into his own personal account rather than into the account of The Community's Health Foundation, Inc.

COUNT 4

On or about February 6, 2004, while a member of the House of Representatives, Thomas E. Wright did engage in conduct unbecoming and unfitting a member of the House of Representatives by improperly, fraudulently, and unethically converting money intended to be a charitable contribution to The Community's Health Foundation, Inc. to his own personal use. Thomas E. Wright wrote a letter on the letterhead stationery of The Community's Health Foundation, Inc. to a representative of Anheuser-Busch Companies, Inc., requesting as the Foundation's president a donation to the Foundation, a

charitable organization that Thomas E. Wright represented to be qualified to receive tax-deductible donations, that would be used by the Foundation for acquisition and development of a building in Wilmington, North Carolina that would serve as a museum. Thereafter, on March 5, 2004, when a representative of Anheuser-Busch Companies, Inc. signed and sent to Thomas E. Wright and The Community's Health Foundation, Inc., a check made out to "Communitys Health Foundation Inc" in the amount of \$5,000, Thomas E. Wright deposited that check into his own personal account rather than into the account of The Community's Health Foundation, Inc.

COUNT 5

On or about April 1, 2004, while a member of the House of Representatives, Thomas E. Wright did engage in conduct unbecoming and unfitting a member of the House of Representatives by improperly, fraudulently, and unethically converting money intended to be a charitable contribution to The Community's Health Foundation, Inc. to his own personal use. Thomas E. Wright wrote an invoice on the letterhead stationery of The Community's Health Foundation, Inc. to a representative of AT&T Corp. as a solicitation of a charitable contribution to the Foundation, a charitable organization that Thomas E. Wright represented to be qualified to receive tax-deductible donations. Thereafter, on April 1, 2004, when a representative of AT&T Corp. signed and sent to Thomas E. Wright and The Community's Health Foundation, Inc., a check made out to "Communitys Health Foundation I" in the amount of \$1,500, Thomas E. Wright deposited that check into his own personal account rather than into the account of The Community's Health Foundation, Inc.

COUNT 7

Between January 1, 2000 and January 31, 2007, while a member of the North Carolina House of Representatives, Thomas E. Wright did improperly, fraudulently, and unethically engage in a pattern of conduct unbecoming and

unfitting a member of the House of Representatives by intentionally failing to disclose approximately \$180,000.00 in contributions received by his campaign during that time period, which disclosures are required by law and are intended to safeguard the public trust and to preserve the integrity of the electoral process, the integrity of the House of Representatives, and the integrity of the legislative process. The contributions that are the subject of this Count are set out in Exhibit 15 of the Committee hearing held March 3-6, 2008 as modified by the testimony of Kim Strach, Deputy Director of the State Board of Elections, and incorporated into this Count by reference.

COUNT 8

Between on or about October, 2001 and on or about August, 2004, while a member of the North Carolina House of Representatives, Thomas E. Wright did engage in a pattern of conduct unbecoming and unfitting a member of the House of Representatives by improperly, fraudulently, deceptively, and unethically soliciting a false document from a State agency and soliciting corporations for donations to a charitable corporation, The Community's Health Foundation, Inc., and by converting to his own personal use money contributed to that charitable organization.

As to Count 2, evidence was presented at the hearing as to that Count but no finding was made by the Committee. As to Count 6, no evidence was presented at the hearing as to Count 6 and that Count was not considered by the Committee at that time. The Committee retained jurisdiction over Counts 2 and 6 for possible further consideration.

RECOMMENDATION

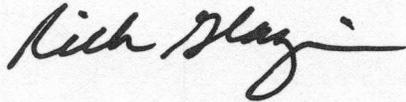
Based on its findings that the allegations in Counts 1, 3, 4, 5, 7, and 8, are true, following arguments by Committee Counsel as to the appropriate sanction, and after discussion by the Committee, the Committee unanimously recommends that Representative Wright be expelled as a member of the House of Representatives.

REPORT TO THE HOUSE OF REPRESENTATIVES

March 11, 2008

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This report submitted on authority of the Committee this the 11th day of
March, 2008.



Representative Rick Glazier, Chair
House Select Committee to Investigate Alleged Misconduct and Other Matters
Included in Indictments against Representative Thomas E. Wright

Attachments:

- Transcript of Evidentiary Hearing - 4 days
- Exhibits Admitted at Evidentiary Hearing
- Charges
- Response and Dispositive Motions
- Respondent's Response to Notice of Witness Requirements
- Recusal Motion
- Committee Rules
- Committee Authorization
- Research on Disciplinary Actions in Legislative Bodies

MEETING OF THE HOUSE SELECT COMMITTEE
TO INVESTIGATE ALLEGED MISCONDUCT AND OTHER MATTERS
INCLUDED IN INDICTMENTS REGARDING
REPRESENTATIVE THOMAS E. WRIGHT

TRANSCRIPT OF THE PROCEEDINGS

March 3, 2008

THE SELECT COMMITTEE:

- Rep. Rick Glazier, Chair
- Rep. Paul Stam, Vice-chair
- Rep. Marvin Lucas
- Rep. William McGee
- Rep. Edith Warren
- Rep. Laura Wiley

In Raleigh, N.C.
11:03 A.M.

Reported by:
Katherine M. Becker

1 THE CHAIR: This House Select Committee
2 to Investigate the Alleged Misconduct and Other
3 Matters Included in Indictments Against
4 Representative Thomas E. Wright is now in order.
5 It is March 3rd, 2008, at approximately eleven-oh-
6 three A.M. in Room 544 at the Legislative Office
7 Building. This meeting is called to order.
8 Again, as everyone knows, the meeting is
9 being recorded by a court reporter, so I am going
10 to, for the record, ask the people who are on staff
11 to introduce themselves, and as well so that
12 Counsel know who they may need to go to at breaks
13 or otherwise. And I'll begin on the back row with
14 Mr. Gehron.
15 MR. GEHRON: Jake Gehron, office of
16 Representative Glazier.
17 MS. HUNTLEY: Denise Huntley, research
18 staff.
19 MR. REAGAN: Walker Reagan, Committee
20 co-counsel.
21 MR. KREHELY: Brad Krehely, staff
22 attorney with the Research Division, and Committee
23 co-counsel.
24 MS. GOLDSMITH: Kory Goldsmith, Committee

1 co-counsel and staff attorney.
2 MS. FENNEL: Heather Fennell, Committee
3 co-counsel and staff attorney.
4 THE CHAIR: Ms. Savel?
5 THE CLERK: Carin Savel, Committee clerk.
6 THE CHAIR: Members of the Committee?
7 REP. STAM: Paul Stam, Vice-Chair.
8 THE CHAIR: Rick Glazier, Chairman.
9 REP. WARREN: Edith Warren, Committee
10 Member.
11 REP. MCGEE: Bill McGee, Committee
12 Member.
13 REP. LUCAS: Marvin Lucas, Committee
14 Member.
15 REP. WILEY: Laura Wiley, Committee
16 Member.
17 THE CHAIR: Counsel, please. Mr. Hart?
18 MR. HART: William Hart, Special Counsel.
19 MR. PETERS: Alexander Peters, Special
20 Counsel.
21 PROF. JOYNER: Irving Joyner, attorney
22 for Representative Wright.
23 REP. WRIGHT: Representative Thomas
24 Wright.

1 MR. HARRIS: Doug Harris, attorney for
2 Representative Wright.
3 THE CHAIR: And to my right is Katherine
4 Becker, court reporter, as has been at previous
5 hearings.
6 All right. Members of the Committee, I'm
7 going to give you some instructions now as we start
8 our process. We have now reached the evidentiary
9 stage of our investigation into the allegations
10 against Representative Wright of unethical conduct.
11 In accord with the Committee rules, I have asked
12 Committee's outside legal counsel, Bill Hart and
13 Alec Peters, to prepare the presentation of
14 evidence against Representative Wright to be
15 presented to you today.
16 In accord with the Rules, Representative
17 Wright has been supplied with a list of witnesses
18 Mr. Hart and Mr. Peters have considered calling.
19 He has also been presented with a copy of all
20 documents Mr. Hart and Mr. Peters might want to
21 offer into evidence at this hearing.
22 Representative Wright was requested to
23 present the Committee with a list of witnesses he
24 might want to call in his defense, but has not done

1 so at this time, arguing that to do so would
 2 violate his Constitutional rights.
 3 Under the Rules, Mr. Hart and Mr. Peters
 4 will have the burden of proving by clear and
 5 convincing evidence that the allegations contained
 6 in Counts 1 through 8 as adopted by the Committee
 7 and sent to Representative Wright are true.
 8 Representative Wright will have the opportunity to
 9 cross-examine the witnesses and to ask the
 10 Committee to consider witnesses and any other
 11 evidence he might want the Committee to consider.
 12 Our consideration in this hearing will be
 13 in two parts. The first part will be to hear the
 14 testimony of all the witnesses and consideration of
 15 all evidence on both the fact-finding and potential
 16 dispositional issues. After all the evidence is
 17 presented, the Committee will then be asked to
 18 consider for each outstanding count that remains
 19 whether the conduct alleged in the count was
 20 committed and whether that conduct that was
 21 committed constitutes unethical conduct. Both
 22 questions must be proved by clear and convincing
 23 evidence for there to be a finding against
 24 Representative Wright. If they are not, there will

1 an opportunity to ask questions, Committee Members
 2 will then be given a chance to ask additional
 3 follow-up questions.
 4 Under the Rules, all questions to be
 5 asked of the witness must be relevant, they must
 6 have probative value as to some substantive issue
 7 in the case, and may not be a waste of time or
 8 redundant. Committee outside legal counsel,
 9 Representative Wright's counsel, and any member of
 10 the Committee may object to a question before the
 11 question is answered. If a question is objected
 12 to, the Chair will rule on whether or not the
 13 witness should now be allowed or should not be
 14 allowed to answer the question. The witness shall
 15 not answer the question until the ruling is issued,
 16 so, Counsel, would you please instruct any of your
 17 witnesses--in fact, all of your witnesses--in that
 18 regard?
 19 After the Chair's rule, any Committee
 20 member who disagrees with the ruling of the Chair
 21 may object to the ruling by simply making a motion
 22 that the ruling of the Chair be overruled. You
 23 have been provided with information on the
 24 procedure for objecting to a question and for

1 be a finding in his favor.
 2 If the Committee finds that one or more
 3 of the counts are true, the second consideration
 4 will be to determine what the appropriate sanction
 5 for the unethical conduct is. The Committee will
 6 then hear arguments from the Committee's outside
 7 legal counsel and Representative Wright on what the
 8 appropriate sanction or sanctions should be for the
 9 conduct. The Committee would then decide its
 10 recommendation to the House of Representatives on
 11 sanctions.
 12 Legal counsel will be permitted to make
 13 opening statements before the evidence is presented
 14 and closing arguments after all of the evidence is
 15 heard. In accord with the Rules, legal counsel for
 16 both sides will be permitted to question each
 17 witness first, with direct examination, cross-
 18 examination, redirect examination, and recross-
 19 examination.
 20 After that process is completed, each
 21 Committee Member will be permitted to ask a series
 22 of questions in the order set out on the sheet that
 23 I have provided to you and that is in front of your
 24 desk. After each Committee Member has been given

1 objecting to the ruling of the Chair.
 2 Are there any questions at this point
 3 from any Committee members or counsel on those
 4 procedures that we will follow?
 5 Seeing none, Members, you now have two
 6 notebooks in front of you today. One is your
 7 regular Committee notebook. Much of the
 8 information you need is found behind the last tab
 9 marked "3-3-08 Meeting." Behind this tab is a copy
 10 of the amended counts or charges against
 11 Representative Wright. Additionally, there is a
 12 revised chart of prior disciplinary actions against
 13 legislators in other states, and there is also a
 14 copy of the North Carolina Constitution behind this
 15 tab.
 16 The other notebook is an exhibits
 17 notebook. Currently this notebook contains all of
 18 the evidence that Mr. Hart and Mr. Peters might ask
 19 to be introduced and considered as part of this
 20 proceeding. This evidence has been previously
 21 supplied to Representative Wright and his counsel.
 22 The exhibits from Mr. Hart and Mr. Peters
 23 are currently marked in your notebook as Exhibits 1
 24 through 19. If Representative Wright offers any

1 evidence for introduction, his exhibits will be
2 marked as Exhibits A through Z, as necessary, and
3 will be placed in your notebooks behind the white
4 exhibits tab. Since a notebook of the exhibits
5 will be available to the witnesses who will testify
6 to my left, the exhibits will not be handed out,
7 but will be referred to merely by their exhibit
8 number or their exhibit letter.

9 Any questions about the exhibit notebook?

10 All right. Seeing none, before we begin
11 opening statements, I had asked Brad Krehely,
12 Committee co-counsel, to give you some short
13 background on the evidentiary standard of proof
14 that will apply in this proceeding. After
15 Mr. Krehely's presentation is completed, we'll have
16 one procedural matter to undertake, and then we'll
17 go and move into opening statements.

18 Mr. Krehely?

19 MR. KREHELY: Thank you, Mr. Chairman.
20 members of the Committee, good morning. My name is
21 Brad Krehely, and I'm a staff attorney with the
22 research division and co-counsel to this Committee.
23 The Chair has asked me to give you a brief
24 educational presentation about the clear and

1 indicates that in North Carolina, these standards
2 generally mean the same thing, and I will try to
3 use the terminology "clear and convincing evidence"
4 because that's the standard that's mentioned in our
5 rules.

6 Now, there are three levels or degrees of
7 proof in North Carolina, and I'm going to tell you
8 about all three so that you have some context for
9 how "clear and convincing evidence" fits into the
10 bigger picture.

11 Clear and convincing evidence is not
12 proof beyond a reasonable doubt. That's the
13 standard you would need to apply to convict someone
14 of a crime, and that standard would be too high for
15 this proceeding, because this Committee is not a
16 criminal court of law. Reasonable doubt is a doubt
17 based on reason and common sense arising out of
18 some or all of the evidence that has been
19 presented, or lack or insufficiency of the
20 evidence, as the case may be. Proof beyond a
21 reasonable doubt is proof that fully satisfies or
22 entirely convinces you of the defendant's guilt.
23 Now, once again, that's the standard you use in a
24 criminal case, and so that would be too high for

1 convincing evidence standard. I've handed out a
2 one-page document entitled "Definition of Clear and
3 Convincing Evidence," and it's in your notebooks
4 behind the March 3rd, 2008, tab after the agenda
5 and the amended counts.

6 The clear and convincing evidence
7 standard arises under Rule C.14 of the Committee's
8 Rules. That rule states, "After hearing evidence
9 on the substantive issues of the alleged unethical
10 and unlawful conduct by the accused legislator, the
11 Committee shall address, one, whether by clear and
12 convincing evidence one or more of the charges
13 against the accused legislator is true; and two, if
14 so, what action will be taken by the Committee.

15 So, what is clear and convincing
16 evidence? First, clear and convincing evidence is
17 not defined in the Committee's rules. However, the
18 standard is a standard of evidence in some
19 situations in North Carolina. Second, this
20 standard of proof is labeled in three different
21 ways under North Carolina law: One is "clear,
22 strong, and convincing evidence"; two is "clear,
23 cogent, and convincing evidence"; and three is
24 "clear and convincing evidence." Our research

1 this proceeding.

2 Now, on the other end of the spectrum,
3 clear and convincing evidence is not simply the
4 preponderance, or greater weight, of the evidence.
5 The preponderance, or greater weight, of the
6 evidence is the standard used in most civil cases,
7 and you'll hear both of those terms used, and they
8 mean the same thing. The preponderance, or greater
9 weight, of the evidence does not refer to the
10 quantity of the evidence, but rather to the quality
11 or convincing force of the evidence. It means that
12 you must be persuaded, considering all of the
13 evidence, that the necessary facts are more likely
14 than not to exist. And once again, this standard
15 is lower than the clear and convincing evidence
16 standard.

17 Now, in those situations where a clear
18 and convincing evidence standard applies, North
19 Carolina courts have explained what that standard
20 means. For example, in a juvenile abuse, neglect,
21 or dependency proceeding, the allegations must be
22 proved by clear and convincing evidence. In those
23 cases, North Carolina courts have described "clear
24 and convincing evidence" as evidence which should

1 fully convince. Similarly, in attorney discipline
2 proceedings, the standard is "clear, cogent, and
3 convincing evidence." And this has also been
4 described as the evidence which should fully
5 convince.

6 Finally, there is a pattern jury
7 instruction for clear, strong, and convincing
8 evidence which instructs jurors in the following
9 way: "Clear, strong, and convincing evidence is
10 evidence which, in its character or weight,
11 establishes what the party with the burden of proof
12 seeks to prove in a clear, strong, and convincing
13 fashion. The jury shall interpret and apply the
14 words--and apply the words 'clear,' 'strong,' and
15 'convincing' in accordance with their commonly-
16 understood and accepted meanings in everyday
17 speech."

18 So, to summarize, the clear and
19 convincing evidence standard is the middle
20 standard; it's stricter than the preponderance, or
21 greater weight, of the evidence, which is the
22 regular civil standard, but it's not as high as the
23 criminal burden of proof beyond a reasonable doubt;
24 North Carolina appellate courts have described

1 withdraw Count 6 from consideration at this
2 hearing, and would like to reserve the right to
3 bring evidence on this count before the Committee
4 at a later time if that's warranted.

5 Over the weekend was the first time that
6 I was actually able to speak to Teresa Hill
7 Williams, a former employee of Southeast Community
8 Credit Union, who I understood, from reading her
9 report and talking to investigators, would be able
10 to provide us with all of the testimony that we
11 would need to proceed on that count. After talking
12 with Ms. Williams, I now realize that we would need
13 some other witnesses, who have not been subpoenaed
14 and who cannot be at this hearing. And I would ask
15 that the Committee would withdraw that count and
16 sever it from consideration at--at this hearing.

17 THE CHAIR: All right. We'll--Vice-
18 Chairman Stam?

19 REP. STAM: Mr. Chairman, I move that
20 Count 6 be withdrawn without prejudice from
21 consideration at this evidentiary hearing.

22 THE CHAIR: All right. Dr. Joyner,
23 Mr. Harris, response to the motion to withdraw
24 Count 6 from consideration at this hearing?

1 clear and convincing evidence as evidence which
2 should fully convince; and finally, the pattern
3 jury instructions emphasize giving clear and
4 convincing evidence their commonly used and under--
5 excuse me--their commonly understood and accepted
6 meanings in everyday speech.

7 Mr. Chairman, this concludes my remarks
8 about the clear and convincing evidence standard.

9 THE CHAIR: All right. Thank you very
10 much, Mr. Krehely. With that, we are now going to
11 move to one logistical matter that we have. Before
12 we move to opening statements from the lawyers, I
13 understand, Mr. Hart, that you would like to be
14 heard with regard to Count 6 of the charges against
15 Representative Wright.

16 Mr. Hart, you're recognized.

17 MR. HART: Thank you, Mr. Chairman. As
18 the Committee is aware, during the pendency of this
19 investigation, we have been at times unable to
20 conduct a--a complete investigation of some matters
21 because we never had a copy of the complete SBI
22 file, and still--still do not, although we have had
23 access to a--to most of it. We are in a position
24 where we are recommending that the Committee

1 PROF. JOYNER: No--no--no response.

2 THE CHAIR: No response? All right.
3 There's a motion by Representative Stam to withdraw
4 Count 6 without prejudice from consideration at
5 this hearing. Is there a second?

6 REP. WILEY: Second.

7 THE CHAIR: Second by Representative
8 Wiley. Discussion or debate? Seeing none, all
9 those in favor will vote 'aye,' all those opposed
10 will vote 'no.' The clerk will call the roll.

11 THE CLERK: Chairman Glazier?

12 THE CHAIR: Aye.

13 THE CLERK: Vice-Chairman Stam?

14 REP. STAM: Aye.

15 THE CLERK: Representative Lucas?

16 REP. LUCAS: Aye.

17 THE CLERK: Representative McGee?

18 REP. MCGEE: Aye.

19 THE CLERK: Representative Warren?

20 REP. WARREN: Aye.

21 THE CLERK: Representative Wiley?

22 REP. WILEY: Aye.

23 THE CHAIR: That is unanimous, and we

24 will not be proceeding in this proceedings on

1 Count 6. It will be reserved and held without
 2 prejudice.
 3 We now move to the beginning of the
 4 hearing with regard to the charges pending before
 5 us. In accord with the Rules, I instruct the
 6 members of Committee that counsel for both sides
 7 are now permitted to make opening statements. An
 8 opening statement is a forecast of what the
 9 attorney believes the evidence will be in the
 10 hearing. By their opening statements, the
 11 attorneys set forth the grounds for their
 12 respective claims or defenses.
 13 You should not consider an opening
 14 statement as evidence. The evidence will come
 15 instead in the form of sworn testimony of witnesses
 16 or other evidence that may be introduced into
 17 evidence as exhibits by the parties.
 18 All right. Opening statement is first
 19 with Committee counsel, Mr. Hart or Mr. Peters.
 20 MR. HARRIS: Mr. Chairman--
 21 THE CHAIR: Yes. I'm sorry. Mr. Harris?
 22 MR. HARRIS: Before we commence on
 23 opening statements, I--I wanted to address several
 24 issues. The first is I wanted the Chair and the

1 last week. And therefore, if there is to be a full
 2 and fair hearing, we respectfully renew our motion.
 3 THE CHAIR: And the renewed motion is to
 4 continue this matter--is that the motion we're
 5 referring to--hold it in abeyance?
 6 MR. HARRIS: It--it is.
 7 THE CHAIR: All right. Mr. Hart,
 8 response, or Mr. Peters?
 9 MR. HART: Mr. Chairman, I have not heard
 10 anything presented that was different from what was
 11 presented to this Committee the last time we were
 12 here, and I don't feel there's any need to further
 13 respond.
 14 MR. HARRIS: What is different is a
 15 superior court judge has so ruled.
 16 THE CHAIR: I--I understand the--and
 17 we're talking about Judge Hight, correct?
 18 MR. HARRIS: Judge Hight.
 19 THE CHAIR: Yes. If y'all will give me a
 20 minute, I want to re-read your motion from the last
 21 time. (Examines paperwritings.) Correct me if I'm
 22 wrong: Mr. Hart, am I correct that the amount of
 23 material that you have set out in your exhibits is
 24 approximately two hundred and fifty to three

1 Committee to be aware that there is a change of
 2 circumstance since the ruling of the Chair, and
 3 that changed circumstance is that a superior court
 4 judge ruled last week that Thomas Wright and his
 5 counsel had not had adequate time to prepare for
 6 answering these charges. It was a ruling from a
 7 superior court judge that substantially the same
 8 charges before you have--have not--there has not
 9 been adequate time for--for myself, for Mr. Joyner,
 10 for Tom Wright to go over these matters, to conform
 11 an adequate defense. And as the Chairman himself
 12 noted, we--we, in fact, don't even have a defense
 13 together yet.
 14 Among other things, as I noted in court
 15 last week, these matters are so old, dating from,
 16 at times, 2001 and 2002, that, for example, I've
 17 had to send for--I've had Tom Wright send for his
 18 credit-card records to show things that he spent
 19 money on related to these foundations. We don't
 20 have those yet, don't expect to have those during
 21 this hearing.
 22 It makes it impossible for this Committee
 23 to get a full picture and makes it impossible for
 24 it to be a full hearing. And--and a judge so ruled

1 hundred pages of material--is that correct--of the
 2 some seven thousand pages that may have existed in
 3 the criminal discovery?
 4 MR. HART: That's correct, Mr. Chairman,
 5 not including what's on the CDs, which are
 6 Representative Wright's bank accounts.
 7 THE CHAIR: I understand. Am I also
 8 correct that you have limited the case to ten
 9 witnesses now? Is that correct?
 10 MR. HART: It actually may be less than
 11 that. We may not present more than seven or eight
 12 witnesses.
 13 THE CHAIR: But that--but those witnesses
 14 were listed on the February 12th disclosure to
 15 Representative Wright?
 16 MR. HART: Yes, sir. That's correct.
 17 THE CHAIR: All right.
 18 MR. HART: And let me--if I may, let me
 19 add this: Many of the allegations that are before
 20 the Committee were before Representative Wright
 21 since May of last year with the Board of Elections
 22 hearing. In the fall, there was the inquiry by the
 23 Legislative Ethics Committee, again with many of
 24 the same allegations being involved, and

1 Representative Wright was aware of those and had an
2 opportunity to respond to those allegations at that
3 time, and then again before this Committee, when it
4 began reviewing it in--in December, and
5 Representative Wright has been aware of those
6 allegations since--since that time.

7 THE CHAIR: All right. This matter is
8 before the Chair of the Committee on motion by
9 Representative Wright to renew his previous motion
10 to continue or hold in--in abeyance the hearing on
11 this matter on grounds that there's been inadequate
12 time to prepare for the charges as--and relies in
13 making that motion on the decision a week ago by
14 Judge Hight in Wake County Superior Court as
15 related to the criminal trial. Number--the issue's
16 been argued by both counsel and is ready to be
17 ruled upon.

18 Number 2, the criminal trial on the six
19 felony counts pending against Representative Wright
20 was scheduled to be heard in the Wake County
21 Superior Court beginning on March 3, 2008, comma,
22 but was continued by Superior Court Judge Hight
23 until a time uncertain in the future this spring or
24 summer, period.

1 the finding from the order on Motion 12. The
2 ethics proceeding began in the Legislative Ethics
3 Committee. The Legislative Ethics Committee
4 withheld any action in the ethics case for a number
5 of months to allow the criminal investigation and
6 prosecution to make its determination of whether to
7 proceed. The Legislative Ethics Committee
8 determined there were grounds to refer this matter
9 to the House for disciplinary considerations and
10 withheld judgment on one count over which it
11 retained jurisdiction.

12 The matter came to the House, and the
13 Speaker appointed this Committee in December of
14 2007. The Committee established its rules on
15 December 18, 2007, and probable cause was found on
16 the eight counts, now seven counts, pending on
17 January 9, 2008. Representative Wright at that
18 time was provided a detailed list of the charges
19 against him and a full opportunity to file a
20 written response and prepare for any evidentiary
21 hearing.

22 The Rules that have been established by
23 the Committee detailed a reasonable time frame for
24 the exchange of witnesses, the exchange of a

1 Number 3, the ethics case pending before
2 this Committee differs both in quantity and quality
3 from the criminal trial in superior court on a
4 number of grounds. First, this is not a court of
5 law; it is a Legislative Committee hearing.
6 Second, the Legislative Committee process has been
7 pending either at the LEC or before this Committee
8 since May of 2007, while the criminal proceedings
9 have been pending in Wake County Superior Court
10 only since indictment in December of 2007.

11 Second, the Wake County discovery
12 includes somewhere between seven and eight thousand
13 pages of material, which has been reduced to a
14 maximum of three hundred pages of material to be
15 used by Committee counsel.

16 Third, the number of witnesses appears to
17 be potentially extensive in the Wake Superior Court
18 trial. It has been limited to between seven and
19 ten witnesses on the Committee counsel's case in
20 chief in this proceeding.

21 Next, the ethics proceeding in this case
22 has moved at a very deliberate pace to protect the
23 rights of all involved, and most particularly those
24 of Representative Wright. And I'm going to re-read

1 summary of their testimony, the exchange of
2 documents, the subpoenaing of witnesses, and the
3 time to prepare for any hearing. And at this
4 hearing, Representative Wright is assured the right
5 to testify, present evidence, cross-examine
6 witnesses, and fully defend the charges. Those
7 Rules and the time table are consistent with nearly
8 every set of state ethics rules that were
9 identified as those rules were developed in the
10 United States.

11 Next finding: Most of the information
12 received and that is contained in the three hundred
13 pages are Representative Wright's own bank records
14 or records related to transactions that were
15 alleged to have been conducted by Representative
16 Wright. Nearly all of the documents, the vast
17 majority of the documents are and have been for
18 some time available to Representative Wright even
19 outside the context of any proceeding in this case
20 or in the Wake County Superior Court.

21 None of--next finding: None of the
22 counts pending are any different than counts that
23 were alleged throughout 2007, either before the
24 State Board of Elections or in information received

1 from a Health and Human Services investigation, or
2 in matters pending before the Wake County grand
3 jury.

4 Accordingly, I find that it--that the
5 motion today to continue this hearing should be
6 denied and any claim of inability to prepare for
7 this hearing is not of merit. The motion is
8 denied. Exception is noted.

9 Does any Member of the Committee seek to
10 overrule the decision of the Chair? All right.
11 Those--that will be reduced into writing so it's
12 available. Your exception is noted.

13 Mr. Harris, next matter?

14 MR. HARRIS: Mr. Chairman, and while
15 we're talking about exceptions, I wish to elaborate
16 on our exception to the--to the rulings from
17 the--from the other session.

18 THE CHAIR: Sure.

19 MR. HARRIS: I noted, Mr. Chairman, that
20 we were allowed oral arguments, which presumably
21 the point of oral arguments is to persuade, and
22 presumably they would be listened to and--and there
23 might be some hope of winning. And I also noted
24 that without hesitation or delay or time for

1 consideration, not for ten minutes, not for ten
2 seconds, at the end of each time when poor
3 Professor Joyner would argue, that the Chair would
4 proceed to read from three and four and five pages
5 of prepared remarks that had already been done,
6 already been ruled upon.

7 And it--it seemed more than obvious to me
8 and, indeed, the press noted that these decisions
9 were written out in advance, to that point where
10 our participating in oral argument was a mere
11 charade. And Professor Joyner was arguing very
12 strong legal points, very well-considered points.
13 For that matter, I was arguing points and I wished
14 to be listened to, and I found it very disturbing
15 that the Chairman had prepared remarks already
16 written out that had obviously been decided in
17 advance.

18 And I know that judges oftentimes say
19 "Let us take--I'll this into advisement," or
20 they'll say, "Let me step back in chambers and
21 consider this for a few minutes." And you know,
22 whether they do or they don't, I don't know, but
23 they at least have--they at least have the
24 appearance of propriety. And this had the

1 appearance of impropriety, because it was apparent
2 that these decisions were made before we even
3 argued.

4 And if the Chair and this Committee felt
5 that we weren't worth being listened to, then the
6 Chair should have ruled based on the written
7 arguments and told them [phonetic] they wouldn't
8 entertain oral arguments. But if the Chair truly
9 entertained oral arguments, the decisions should
10 not have been written out all in advance. Thank
11 you.

12 THE CHAIR: Thank you very much. Your
13 objection is overruled. Exception is noted.

14 For the record, not a single one of my
15 rulings was written out in advance. However, like
16 any good presiding officer, I spent days preparing.
17 I had read all the cases, I'd made notes, I'd read
18 your motions, I'd read the response, and I had
19 notes of questions I was going to ask and notes of
20 points I felt I needed to make.

21 So you have made--you made your point.
22 The Chair understands it, and it is overruled. It
23 is simply factually totally incorrect, and those on
24 this staff understand that, since I then spent the

1 next week and a half trying to put those written
2 orders together. Your objection's overruled. Does
3 the--exception is noted. Does the Chair's ruling
4 cause any Member of Committee to seek to overrule
5 to Chair?

6 All right. Thank you. Any other further
7 points?

8 MR. HARRIS: Yes, Mr. Chairman. The next
9 point I'd like to renew--and this is the most
10 important point--

11 THE CHAIR: Sure.

12 MR. HARRIS: --is I'd like to renew my
13 call for this matter to be continued so that we not
14 pollute the jury pool and not have an adverse
15 effect upon the criminal trial.

16 The criminal trial has now been
17 rescheduled for March 31st, meaning it will fall a
18 few weeks on the heel of the conclusion of this
19 matter. And it's inevitable that things will be
20 said in here that will be played on the press and
21 played out over--over the airwaves and in--in the
22 newspapers that will have an undeniable adverse
23 effect upon a jury pool.

24 I note that all of you are State

1 officials, whether elected or employed. All of you
2 are acting under color of state law. And this is
3 not a mere opinion expressed by an individual or as
4 a--as it might be in a newspaper editorial or under
5 the guise of--under the normal operation of free
6 speech, but this is a formal operation of the
7 State.

8 And I--I note further in this particular
9 instance my client has been exposed in an unusual
10 way to--to an extra dose of adverse publicity. A
11 moment ago, the Chair made reference to the fact
12 there was a hearing before the Legislative Ethics
13 Committee. The Chair will remember the Legislative
14 Ethics Committee eventually ruled that there was no
15 jurisdiction, which, indeed, there's not. And the
16 reason for that is because of the very thing
17 Professor Joyner noted, which is that these matters
18 come from a prior legislative session.

19 Now, indeed, during this same time
20 period, Fern Shubert, a former representative that
21 you all know and a former state senator that you
22 all know, made a complaint against Pryor Gibson.
23 She made it in January 2007--

24 THE CHAIR: Well, we're not going to

1 get--we're not going to get into prior complaints,
2 Mr. Harris.

3 MR. HARRIS: I'm not getting into a prior
4 complaint. I'm pointing out the difference in what
5 we have right here.

6 THE CHAIR: We're not going to get into a
7 prior complaint before the Legislative Ethics
8 Commission [sic]. If you have some point to argue
9 with regard to Mr. Wright, you may do that.

10 MR. HARRIS: My point is that in a letter
11 signed by you, Mr. Chairman, you said that there
12 was no jurisdiction to hear that, and--and indeed--

13 THE CHAIR: Mr. Wright--Mr. Harris, we
14 are not going to get into any discussion of anybody
15 else's complaint before any other forum. Now, if
16 you want to make an argument as to Mr. Wright, in
17 Representative Wright's case, that's fine;
18 otherwise, no argument as to--

19 MR. HARRIS: My--

20 THE CHAIR: --any other complaint.

21 MR. HARRIS: My argument, sir, is that
22 in--in this instance, you as Chairman held no
23 hearing, no--no adverse publicity was had,
24 whereas--knowing there was no jurisdiction, whereas

1 in Tom Wright's case, an extra hearing was held
2 before the Legislative Ethics Committee, and
3 therefore my client was exposed to an extra week's
4 worth of bad publicity, when--when you as Chairman
5 knew or should have known there was no
6 jurisdiction, because you signed the letter on July
7 24th, 2007, demonstrating there was--

8 THE CHAIR: Mr. Harris, your objection is
9 overruled. Do not go there again. I am
10 instructing you I will not hear argument as to any
11 other complaint. If you want to argue as to
12 Representative Wright and renewing your motion
13 on--I'm speaking--

14 MR. HARRIS: Yes.

15 THE CHAIR: --as to polluting the jury
16 pool, I'll be glad to hear you.

17 If you argue again as to a complaint
18 outside the jurisdiction, your right as to this
19 motion will be denied, and we will move on. Now,
20 if you've got an argument, I'll hear you on it. Do
21 not refer again to any matters outside of
22 Representative Wright's case, please.

23 MR. HARRIS: I do have an argument.
24 Representative Wright is a black man from New

1 Hanover County, and he is being tried both in the
2 Legislative Ethics Committee and in this Committee,
3 and a white man in exactly the same position was
4 not. And that is a--that is a direct violation of
5 the federal statutes, general--the U.S. statutes,
6 1981 and 1866 Civil Rights Act. When similar
7 people are in similar situations, they must be
8 treated the same, and what we have here is a white
9 man being treated one way and a black man being
10 treated another.

11 And I find it ironic that Representative
12 Wright represents New Hanover County, Wrightsville,
13 which is the very place where the 1898--the very
14 place where the 1898 race--race riot took place,
15 which began the Jim Crow era, and this is a Jim
16 Crow proceeding if he gets treated differently.
17 And I object to my client being treated in a Jim
18 Crow manner in a hearing in 2008. It's totally
19 against the law, and I'm saying that this ought not
20 go forward. He ought to be treated the same.

21 THE CHAIR: All right. Mr. Hart? Thank
22 you, Mr. Harris. Mr. Hart?

23 MR. HART: Mr. Chairman, much of the same
24 argument that is being--is being presented on this

1 particular motion was presented before Judge Paul
 2 Ridgeway in Wake County Superior Court last week on
 3 a request for a temporary restraining order to
 4 prevent this Committee from moving forward. After
 5 the hearing and arguments of counsel, Judge
 6 Ridgeway made specific findings in Wake County
 7 Superior Court on the record, which he has reduced
 8 to writing and intends to sign a--an order this
 9 morning reflecting those--those findings.

10 Some of those findings include as--as
 11 follows: "The Court next considers the position of
 12 the Appellant that even if this matter is not
 13 justiciable under the Political Question Doctrine,
 14 the Court should nonetheless intervene by staying
 15 the proceedings of the House Select Committee
 16 because Representative Wright's Constitutional
 17 rights as a criminal defendant will be adversely
 18 affected in the parallel criminal case pending in
 19 Wake County. Allowing the House Select Committee's
 20 proceeding to continue, Representative--
 21 Representative Wright argues, would cause
 22 irreparable harm by depriving him of a right to a
 23 fair trial in criminal court.

24 "Next, while it is axiomatic that a

1 circuits.

2 The Court went on as follows: "While the
 3 decision on whether to participate in the parallel
 4 proceedings or invoke one's Constitutional
 5 privilege against self-incrimination may present a
 6 difficult choice for a criminal defendant, the fact
 7 that this choice must be made does not in and of
 8 itself deprive the defendant of Constitutional
 9 rights. For these reasons, the Court finds that
 10 Representative has--Wright has not, for the
 11 purposes of his application for a temporary
 12 restraining order, demonstrated that he is likely
 13 to sustain irreparable harm unless the application
 14 is granted."

15 The Court went on to conclude that
 16 Representative Wright had not demonstrated a
 17 like--likelihood of success on the merits and had
 18 not demonstrated that he is likely to suffer
 19 irreparable harm which can only be prevented by an
 20 issuance of an injunction.

21 So many of the same arguments about the
 22 pollution of the jury pool were made before Judge
 23 Ridgeway, and Judge Ridgeway found that there was
 24 not--not a sufficient basis to restrain this

1 criminal defendant is entitled to a fair trial by
 2 an impartial jury free from outside influence, the
 3 law also provides adequate remedies to protect
 4 defendants from having these rights abridged. For
 5 example, to the extent that Representative Wright
 6 is concerned that his testimony at a hearing before
 7 the House Select Committee will be used against him
 8 at a subsequent criminal trial, an adequate remedy
 9 already exists in the Constitutional privilege
 10 against self-incrimination.

11 "Likewise, N.C. General Statute 15A-957
 12 provides the means by which a criminal defendant
 13 can petition the Court to change venue of a
 14 criminal trial if the defendant believes that
 15 pretrial publicity or other factors have caused so
 16 great a prejudice that he cannot receive a fair
 17 jury trial."

18 The Court went on to say as follows:
 19 "Moreover, it is not unusual for a criminal
 20 defendant to be subjected to parallel proceedings,
 21 such as civil trials or administrative hearings,
 22 involving the same subject matter as the criminal
 23 trial." He then cited several cases from the
 24 United States Supreme Court and various federal

1 Committee from moving forward.

2 PROF. JOYNER: Mr. Chairman?

3 THE CHAIR: Dr. Joyner?

4 PROF. JOYNER: If--if I may--

5 THE CHAIR: Sure.

6 PROF. JOYNER: --I was involved in the
 7 hearing in the Wake County Superior Court, and I
 8 certainly acknowledge that we dealt with in that
 9 session what we dealt with.

10 What we did not deal with, however, was
 11 the specific claim that Attorney Harris is making
 12 of disparate treatment. That was not an issue that
 13 was before the Wake County Superior Court, and that
 14 is certainly the basis of the claim that Attorney
 15 Harris has made this morning before this Committee.
 16 And he has made it before this Committee because
 17 this is the Committee that is involved in these--in
 18 this proceeding. That would not have been a matter
 19 that would have been raised in the Wake County
 20 Superior Court and was not raised in the Wake
 21 County Superior Court.

22 So my--my point is that the--the--the
 23 focus of Attorney Harris' comment is not--has
 24 absolutely nothing to do with what we dealt with in

1 the Wake County Superior Court.
 2 THE CHAIR: All right. I think I
 3 understand the--the arguments. First, what I'm
 4 going to do on this--as the motion initially
 5 started out, which was a motion entitled to renew a
 6 prior motion, for all the reasons stated by Judge
 7 Ridgeway and for the reasons we stated in our order
 8 denying it initially, the motion is denied.
 9 Exception is noted.
 10 And does that particular ruling cause any
 11 member of the Committee to seek to overrule the
 12 Chair? That's as to the initial motion.
 13 Dr. Joyner, I do agree with you, though,
 14 that the motion as it was argued by Mr. Harris took
 15 a different twist as it was subsequently argued.
 16 And as to that subsequent motion as it relates to
 17 any claim of disparate treatment, that is a new
 18 motion, a dispositive motion potentially, that was
 19 not ever briefed, ever argued, or given to us
 20 consistent with the scheduling order for
 21 dispositive motions, and it is new. In that matter
 22 and for that reason, I could summarily deny the
 23 motion, but will not.
 24 What I will ask you to do is to submit

1 would be our position we should have been informed
 2 of this information, since it has exact parallels
 3 to Tom Wright--but we heard this as a result of
 4 a--of a contact from former representative--former
 5 senator Fern Shubert. She contacted us on
 6 Thursday. This is brand-new information for us.
 7 And she indicated that she was--although she is a
 8 Republican, that she was disgusted at the treatment
 9 of Tom Wright and she thought there were clear
 10 parallels with Pryor Gibson, and she didn't
 11 understand why he was being treated differently.
 12 So that's how it came to our attention.
 13 THE CHAIR: That's fine. Mr. Harris, I
 14 will receive your written motion on it, allow
 15 Mr. Hart to respond. We'll examine it, and we'll
 16 go from there.
 17 All right. Any further motions? There
 18 being none, we will return to exactly why we are
 19 here, back to the issue, and that issue is whether
 20 or not there is clear and convincing evidence as to
 21 any count. And we will open the hearing on those
 22 matters with opening statement by Mr. Hart.
 23 MR. HART: Mr. Chairman, Members of the
 24 Committee, we are here to present evidence in the

1 that motion in writing, and we will undertake a
 2 discussion of that motion and a ruling on that
 3 motion either at the end of the day, or if it's
 4 impossible to get it done by today, then in the
 5 morning. And I understand the difference, and I
 6 understand the disparity--disparate treatment
 7 argument being made. But if you wish to pursue
 8 that motion, it will be in writing, as dispositive
 9 motions should be. And I will ask you to serve
 10 Mr. Hart and Mr. Peters so they can respond. And I
 11 will hear it as best that I can hear it and make a
 12 decision at a later time in these proceedings as to
 13 that motion--the twist on that motion that came.
 14 But as to the renewed motion as it
 15 started out, nothing is new, nothing different than
 16 from what was argued before that was denied or that
 17 Judge Ridgeway denied, and that is overruled for
 18 the same reasons. And exception's noted. All
 19 right.
 20 Any further motions?
 21 MR. HARRIS: I--I--
 22 THE CHAIR: Mr. Harris?
 23 MR. HARRIS: I wanted to note that we
 24 were not in the possession of this information--it

1 matter of Representative Thomas Wright that will
 2 show you, by clear and convincing evidence, that
 3 between the years 2000 and 2006 Representative
 4 Thomas Wright engaged in a pattern of improper,
 5 unethical, and criminal conduct while a legislator
 6 in this General Assembly.
 7 The types of conduct that are involved in
 8 what we will be showing in evidence involve a
 9 failure to disclose approximately one hundred and
 10 eighty-five thousand dollars (\$185,000) in campaign
 11 contributions during that time period; a failure to
 12 disclose the existence of a number of different
 13 campaign accounts and personal accounts that he
 14 funneled his campaign contributions into during
 15 that time period; solicitation of a letter from a
 16 State employee, Torlen Wade, falsely stating that
 17 funding would be forthcoming for his museum project
 18 in the amount of one hundred fifty and thousand
 19 dollars (\$150,000); fraudulent presentation of that
 20 letter to a representative of Coastal Federal Bank
 21 to obtain a loan in the amount of a hundred and
 22 fifty thousand dollars to purchase property for
 23 that museum project; solicitation of funds from
 24 three different corporations for charitable

1 donations to the Community's Health Foundation,
 2 Incorporated, stating that it was a 501(c)(3)
 3 corporation, which it was not; and then depositing
 4 those charitable deduct--those charitable
 5 contributions that came from those three
 6 corporations that were intended for charitable
 7 purposes into his own account and for his own
 8 personal use.

9 As matters of evidence, you will learn
 10 that on April 18th, 2001, Representative Thomas
 11 Wright filed incorporation papers with the
 12 Secretary of State for a corporation entitled the
 13 Community's Health Foundation, Incorporated. You
 14 will also find out that that particular foundation
 15 never had any board meetings, never approved any
 16 bylaws, and never approved any of Representative
 17 Thomas Wright's activities over the years that we
 18 will be going into. You will also find out that it
 19 was never approved by the IRS as a 501(c)(3)
 20 charitable corporation.

21 You will learn that on March 5th of 2002
 22 Representative Thomas Wright applied for a loan at
 23 Coastal Federal Bank in the name of the Community's
 24 Health Foundation, Incorporated, with the purpose

1 phone call an e-mail came from Representative
 2 Wright's office to Torlen Wade with all of the
 3 details that needed to be put into the letter that
 4 he was asking Torlen Wade to sign and send to him.

5 You will then learn that Torlen Wade did,
 6 in fact, comply with the urgings of Representative
 7 Wright because Representative Wright--Wright was a
 8 legislator, because Representative Wright was the
 9 chairman of the main committee that Torlen Wade had
 10 to deal with, with the Office of Rural Health, and
 11 because Representative Wright was a board member on
 12 the--a member of the appropriations committee that
 13 also dealt with Torlen Wade's office.

14 You will learn that Torlen Wade did draft
 15 and sign a letter and sent it to Representative
 16 Wright on March 15th, 2002, putting all the details
 17 that Representative Wright asked him to include
 18 that he had set forth in the e-mail. And you will
 19 learn that Representative Wright provided that
 20 letter to Ronnie Burbank at Coastal Federal Loan
 21 sometime prior to actually completing the loan to
 22 have the loan completed to be able to buy the
 23 property for the museum project.

24 You will also learn that on September

1 being to purchase a building for an 1898 memorial
 2 museum. You will learn that at that time he
 3 informed Ronnie Burbank of Coastal Federal Bank
 4 that the source of repayment was to be grant money
 5 from state and federal government.

6 You will learn that on March 13th,
 7 approximately eight days later, in 2002,
 8 Representative Thomas Wright called Torlen Wade,
 9 then director of the Office of Rural Health, and
 10 solicited him to write a letter that committed a
 11 hundred and fifty thousand dollars to his museum
 12 project, a commitment that Torlen Wade could not
 13 make, funding that he did not have available.

14 When Torlen Wade informed Representative
 15 Wright that he could not make that kind of a
 16 commitment, Representative Wright began to be
 17 urgently insistent that there was some way that
 18 could be done, and that he would not need to ever
 19 get the money that Torlen Wade was committing, that
 20 he was going to seek other funding, but he needed
 21 to be able to have a letter to go to a financial
 22 institution to be able to get a hundred-and-fifty-
 23 thousand-dollar loan.

24 You will learn that shortly after that

1 26th of 2003 Representative Wright, on Foundation
 2 stationery for the Community Health Foundation,
 3 Incorporated, sent an invoice to AT&T Corporation
 4 seeking fifteen hundred dollars (\$1,500), that
 5 that--the purpose of that invoice was to seek a
 6 charitable contribution.

7 You will learn that on November 14th of
 8 2003 Representative Wright sent a letter to
 9 AstraZeneca Pharmaceuticals seeking a charitable
 10 contribution to the Community Health Foundation, a
 11 letter signed by Representative Wright and seeking
 12 twenty-four hundred dollars (\$2,400) as a
 13 charitable contribution to help him provide for
 14 healthcare services for the underserved population
 15 in the Wilmington/New Hanover County area.

16 You will learn that on December 15th of
 17 2003 AstraZeneca Pharmaceuticals sent a check to
 18 the Community Health Foundation, Incorporated, in
 19 the amount of twenty-four hundred dollars (\$2,400)
 20 in response to Representative Wright's request for
 21 a charitable contribution, and that Representative
 22 Wright deposited that check in his own personal
 23 account.

24 You will learn that on February 6th of

1 2004 Representative Wright sent another letter, to
2 Anheuser-Busch Companies, Incorporated, seeking a
3 charitable contribution to the Community Health
4 Foundation, a letter on their stationery, signed by
5 him, and asking for a contribution so that he could
6 help build the 1898 Race Riot Museum.

7 You will learn that on February 12th of
8 2004 AT&T Corporation sent an order to pay the
9 invoice that had been sent by Representative Wright
10 in September of oh thousand--of 2003 to provide him
11 with a check for fifteen hundred dollars (\$1,500)
12 as a charitable contribution to the Community
13 Health Foundation, Incorporated.

14 You will learn that on March 5th, 2004,
15 Anheuser-Busch issued a check to the Community
16 Health Foundation for five thousand dollars
17 (\$5,000) and sent it to the Community Health
18 Foundation at the address on the letterhead in the
19 letter provided by Representative Wright, and that
20 Representative Wright deposited that check into his
21 own personal account.

22 You will also learn that on April 1st,
23 2004, AT&T Corporation sent a check to the
24 Community Health Foundation, Incorporated, at the

1 from corporations to the Community Health
2 Foundation, Incorporated, in Representative
3 Wright's accounts. Those three checks are the
4 checks that I spoke about earlier to AT&T--from
5 AT&T, from Anheuser-Busch, and from AstraZeneca
6 Pharmaceuticals.

7 And, finally, you will hear that on--in
8 September and October of 2007 SBI Agent Johnnie
9 Umphlet requested that Representative Thomas Wright
10 speak to him about the allegations that came up
11 during the investigation, and that Representative
12 Wright agreed to meet with Johnnie Umphlet, that
13 during that--those interviews that Representative
14 Wright videotaped most of the interviews. He asked
15 to be allowed to videotape them; that was granted.
16 Most of the interviews were taped. However, at one
17 point during the interview process--

18 PROF. JOYNER: Mr. Chairman, we would
19 object to this reference. It's irrelevant to any
20 of the charges that have been filed against
21 Representative Wright.

22 THE CHAIR: So the objection is
23 relevancy? Mr. Hart, without going further into
24 that, can you tell me what the relevancy is for

1 address on the invoice that Representative Wright
2 sent to them, a check in the amount of fifteen
3 hundred dollars (\$1,500). That check was deposited
4 by Representative Wright in his own personal
5 account.

6 You will learn that in the early part of
7 2007 the North Carolina Board of Elections received
8 a complaint about Representative Wright and that
9 Kim Strach, an investigator with the Board of
10 Elections, began an investigation and compared--
11 among other things, compared disclosure reports of
12 Representative Wright's campaigns from 2000 to 2006
13 to his personal and campaign bank accounts, several
14 different bank accounts that she found that he had.
15 And you will learn that by her audit of the
16 campaign disclosure reports and his bank accounts
17 she came up with approximately one hundred and
18 eighty-five thousand dollars (\$185,000) in check
19 contributions that were not reported from 2000 to
20 2006 but were deposited in one or--in one of
21 Representative Wright's personal or campaign
22 accounts.

23 You will also learn that as Ms. Strach
24 conducted her investigation she found three checks

1 purposes of the opening statement?

2 MR. HART: I'm simply showing the
3 Committee what the counsel's--Special Counsel's
4 evidence is going to show, which includes an
5 interview of Representative Wright where he made
6 certain admissions that deal with the allegations
7 involved in the counts.

8 THE CHAIR: All right. And--and--all
9 right. I think I understand. For purposes of the
10 opening statement, the objection's overruled.
11 Exception's noted. Thank you.

12 MR. HART: You will learn that at some
13 points during the interview Representative Wright
14 turned off the videotape and talked with Agent
15 Umphlet off--off tape. You will learn that
16 Representative Wright told Agent Umphlet that he
17 didn't want to answer some questions, that some
18 answers he was going to reserve for future times,
19 and that he wanted to be careful and not say things
20 that would hurt him. You will learn that he
21 wouldn't give copies of certain documents that he
22 had to Agent Umphlet as he showed them to him when
23 the tape--when the videotape was off.

24 You will learn that initially he told

1 Agent Umphlet that there were no board meetings for
2 the Community Health Foundation, there were no
3 minutes, and there were no bylaws. You will learn
4 that at the next interview Representative Wright
5 said that he had come up with some bylaws, but that
6 he would not give Agent Umphlet a copy of those.

7 You will learn that he could not recall
8 his conversation with Torlen Wade but that he would
9 have authorized the e-mail that he reviewed, though
10 he didn't recall it. You will learn that he told
11 Agent Umphlet that he did not intend for Torlen
12 Wade to be hurt by all this, that he tried to get
13 funding for the property and the loan but couldn't,
14 and that the loan was ultimately defaulted.

15 You will learn that as Agent Umphlet
16 showed him each one of the letters and--each of the
17 two letters to Anheuser-Busch and AstraZeneca
18 Pharmaceuticals for the charitable contributions
19 that Representative Wright said that he recognized
20 those letters and that he sent those letters to
21 those corporations in order to get charitable
22 contributions; he said, however, that he did not
23 recognize the invoice, but that he did, in fact,
24 seek a charitable contribution from AT&T.

1 probably as good a time as any for us to take just
2 a few minutes of a break before we get started in
3 the evidence. But before I do that, Members of the
4 Committee, I have an instruction, and everyone in
5 the room, please.

6 Before we take our first break, I want to
7 remind members of the Committee, the attorneys for
8 the Committee, and the attorneys for Representative
9 Wright, Representative Wright, and members of the
10 public that because we are now in the deliberative,
11 fact-finding stage, the Chair thinks it would be
12 appropriate that the members of the Committee
13 refrain from discussing this matter with the press,
14 the Committee's outside legal counsel,
15 Representative Wright's attorneys, Representative
16 Wright until the Committee deliberations end up
17 being completed in this case.

18 I will ask Mr. Hart, Mr. Peters,
19 Mr.--Dr. Joyner, Mr. Harris, Representative Wright
20 as well to refrain from discussing the evidence
21 with you individually outside the context of this
22 room and during our time together.

23 I will also ask the members of the public
24 to not approach Committee members or witnesses

1 You will learn that he told Agent Umphlet
2 that he received the three checks that you will see
3 made out to the Community Health Foundation and
4 that he put those checks into his own personal
5 account. He told Agent Umphlet that the use of
6 those checks was not restricted by those three
7 companies and that he considered that sweat equity.

8 That is what the evidence will show,
9 Ladies and Gentlemen of the Committee, and shortly
10 you will hear the witnesses who will testify to
11 those facts.

12 THE CHAIR: All right. Thank you very
13 much, Mr. Hart. Dr. Joyner or Mr. Harris, opening
14 statement?

15 PROF. JOYNER: We will reserve our
16 opening statement.

17 THE CHAIR: All right. And I will allow
18 you to do that pending--and--and just, Members of
19 the Committee, so you know, what Dr. Joyner is
20 doing is reserving the ability to do an opening
21 statement until after the Committee counsel's case
22 is completed before he begins Representative
23 Wright's case.

24 All right. With that, I think it is

1 until the matter is completed, at least as far as
2 Committee deliberations are concerned. I believe
3 that this process will allow the hearing to
4 fair--fair to all parties if we follow these
5 suggestions, and I am requesting the sergeant-at-
6 arms to assist in ensuring compliance with this
7 request.

8 With that, we are in recess for ten
9 minutes, until quarter after. Thank you.

10 _____
11 (SIXTEEN-MINUTE RECESS)
12 _____

13 THE CHAIR: All right. We are back in
14 session. Mr. Hart, we begin--since there's been a
15 waiver of the opening argument by Representative
16 Wright until his case, first witness is with you.

17 MR. HART: Special Counsel would call
18 Torlen Wade.

19 THE CHAIR: Mr. Wade, Torlen Wade, if
20 you'll come up, the witness chair will be to my
21 left. The court reporter will be swearing in all
22 witnesses--okay--Mr. Wade, if you'll be sworn by
23 the court reporter.

24 * * * * *

1 _____
 2 Whereupon,
 3 TORLEN L. WADE,
 4 having been first duly sworn,
 5 was examined and testified
 6 as follows:
 7 _____
 8 THE CHAIR: Mr. Wade, if you'll be
 9 seated, please. Mr. Hart?
 10 DIRECT EXAMINATION BY MR. HART:
 11 Q Would you state your name, please, sir?
 12 A Torlen L. Wade.
 13 Q Mr. Wade, are you currently employed?
 14 A I am a consultant right now, private consultant.
 15 MR. HART: Mr. Chairman, I don't believe
 16 my microphone's working.
 17 THE CHAIR: Let's--do you want to try the
 18 lapel mic? Oh, that's what you were using? Okay.
 19 Let's hold on, and let's see what we can do. We're
 20 at ease for a moment.
 21 (DISCUSSION OFF RECORD)
 22 MR. HART: Mr. Chairman, I'm going to
 23 proceed with the button mic while they're working
 24 out the mechanical problems.

1 Department of Health and Human Services?
 2 A Right, Health and--yes.
 3 Q How long were you in that particular office?
 4 A I was in that office for thirty-three years.
 5 Q And what were your duties in that office?
 6 A Well, originally I was a--a community health worker
 7 helping communities organize health centers
 8 throughout rural--mainly in the western part of the
 9 state.
 10 Q Okay. At some point, did your emphasis shift to
 11 the eastern part of the state?
 12 A Well, we were a fairly small staff, so we had to
 13 kind of go back and forth. So I--I had projects
 14 both--more projects in the west, but I did have
 15 projects in the east as well.
 16 Q At some point during your time with the Office of
 17 Rural Health, did you come to know Representative
 18 Thomas Wright?
 19 A Yes, I did.
 20 Q Tell us about that, please.
 21 A It was in approximately 1991. Jim Bernstein, who
 22 was then the director of the Office of Rural
 23 Health, and myself were invited down to--to
 24 Wilmington to meet with a group of medical and, you

1 THE CHAIR: All right. Thank you. And
 2 let's try and get that fixed as fast as we can.
 3 Mr. Hart, if you need to stop at any point, or if
 4 that happens on either side, let me know. But go
 5 ahead.
 6 Q (By Mr. Hart) Mr. Wade, are you currently
 7 employed?
 8 A No. I'm a private consultant right now.
 9 Q All right. Have you retired from state government,
 10 sir?
 11 A Yes, I have.
 12 Q Would you tell us what position?
 13 A I'm retired as a--
 14 MR. HART: Hold on just a minute. I
 15 don't think this mic is working either.
 16 (DISCUSSION OFF RECORD)
 17 THE CHAIR: Mr. Hart, the witness is with
 18 you.
 19 Q (By Mr. Hart) Mr. Wade, would you tell us--you
 20 said you retired from state government. What did
 21 you do in state government, please, sir?
 22 A I was--when I retired, I was director of the Office
 23 of Rural Health and Community Care.
 24 Q And how long were you with--that's in the

1 know, business and county leaders over the issue of
 2 health access, particularly for under-served
 3 residents, in--in New Hanover County, and I met
 4 Representative Wright. He was part of that group
 5 in--in Wilmington, and I met him that--at that
 6 time.
 7 Q And did he have a position at that time?
 8 A He, I believe, was a member of the Wilmington city
 9 council.
 10 Q From time to time thereafter, did you have occasion
 11 to work with Representative Wright?
 12 A Well, out of that--out of that meeting in
 13 Wilmington there was a decision to--to try to
 14 develop a health center mainly for the inner-city
 15 area in Wilmington. And our office agreed to work
 16 with the leadership down there, and Representative
 17 Wright was a--was the--one of the key people on
 18 that effort. So I worked very closely with him
 19 between 1992 and '94, when we put together a
 20 federal application to get a community health
 21 center in--in--in New Hanover County, which--which
 22 was--which was successful.
 23 Q Okay. Sometime thereafter, did you become aware
 24 that he was elected to the General Assembly?

1 A Yes. I--I was--I was aware of that.
 2 Q Okay. After that, did you have occasion to again
 3 work with him in any way?
 4 A Well, we--we worked very--very closely, you know,
 5 throughout the '90s, and even the 2000s, because
 6 his--one of his main focus was on--on health care,
 7 getting health care for under-served populations,
 8 which was the mission of our--our office. So we
 9 had a very--we shared--we shared a very common
 10 mission.
 11 Q I want to direct your attention to the time period
 12 of 2002 and ask you, what was your position at that
 13 time with the Office of Rural Health?
 14 A At that time, I--I had become director of the
 15 office.
 16 Q And what were your duties as director of the Office
 17 of Rural Health?
 18 A Mainly providing--you know, over--overseeing
 19 program operations, as well as, you know,
 20 supervising the, you know, staff within the office.
 21 I also did--you know, continued to do some program
 22 work as well, mainly on Medicaid program areas.
 23 Q During that time period, were you continuing to
 24 interact with Representative Wright?

1 how those funds would be--how--how those funds
 2 would be obtained.
 3 And then after that, if--you know, if
 4 that--if that was all in order, then there'd be a
 5 formal contract process that would be typical of
 6 any--you know, any--any State contract before money
 7 could be committed.
 8 Q In your position, were you involved in the approval
 9 of--of the funding?
 10 A Yes, I--I was. And I had--any--any--below two
 11 hundred thousand, I had authority--was delegated
 12 authority to approve those requests. Anything
 13 above two hundred thousand then went--I approved,
 14 but then it also went over to--to the Department's
 15 budget office for--you know, for final approval.
 16 Q Even in the instances where the funding was under
 17 two hundred thousand dollars (\$200,000), was there
 18 still this formal process--
 19 A Yes.
 20 Q --that you're discussing?
 21 A Yes, there was.
 22 Q During this time period of--of early 2000,
 23 specifically in February and March, were you
 24 aware--did Representative Wright hold any positions

1 A Yes.
 2 Q In what ways?
 3 A Well, on--on issues--both on health-center issues
 4 and Medicaid issues. On health-center issues,
 5 Representative Wright asked us to help--help get a
 6 health center into Columbus County, into the--into
 7 the--into Whiteville, town of Whiteville. And so
 8 we worked--we provided the staff, and
 9 Representative Wright helped organize the--the
 10 community pieces down there. And we--we staffed it
 11 and then eventually funded the health center, which
 12 is still in operation today.
 13 Q Now, you mentioned funding. Was there a process in
 14 place for committing funds to different programs?
 15 A Yes, there--there was a process that--you know,
 16 once we--once we had gotten to a point where a
 17 project was--you know, looked like it would be a--a
 18 fund--you know, a good funding possibility, there
 19 would be a requirement, an initial step of having
 20 to submit a formal--you know, a formal request
 21 letter, you know, along with details on the
 22 project, budget, how--you know, what--what State
 23 funds would be needed, you know, where--what other
 24 funds would be coming in to help the project, and

1 in the legislature in terms of committees or
 2 subcommittees?
 3 A Well, as I recall, he--he was chair of the Health
 4 Committee by that point, as well as a member of the
 5 Health and Human Services Appropriations
 6 Subcommittee. That--that's what I recall.
 7 Q Did your office have to deal with either one of
 8 those committees?
 9 A Well, primarily our--our budget and program went
 10 through the appropriation subcommittee. The Health
 11 and Human Services Appropriations Subcommittee
 12 would have to approve any--you know, any budget or,
 13 you know, expansion or continuation.
 14 Q How about the other committee that he was chairman
 15 of?
 16 A That was--that was an important committee for
 17 health issues but was not a--you know, not a money
 18 committee, did not approve--you know, there was no
 19 appropriation with that committee.
 20 Q Did there come a time in 2002, in March of 2002,
 21 that Representative Wright called you about a
 22 project?
 23 A Yes.
 24 Q Do you remember when that was?

1 A I--I don't remember specifically when the--when the
2 call came in, other than it was around the time of
3 the--you know, the letter and so forth.
4 Q I'm going to ask you, if you would--there's a book
5 in front of you. If you would, turn to Document 2,
6 which should be right near the beginning of that
7 book, Exhibit Number 2.
8 A Yes.
9 Q If you--look at the date on the top of that and see
10 if that refreshes your recollection as to when that
11 conversation might have occurred.
12 A Yeah, I mean, based on the, you know, letter and
13 e-mail, it was somewhere around, you know, March
14 13th.
15 Q To the best you can remember, tell us what you
16 recall about--well, let me ask you first, did--you
17 said you received the call from Representative
18 Wright?
19 A Yes.
20 Q To the best that you can, tell us what you remember
21 of that conversation.
22 A You know, as best I can remember, I was in my
23 office that day, and I got--received a call from
24 Representative Wright saying that--that he--he

1 A Well, then it--as I recall, it--it switched over,
2 well, I--could I help do health offices within that
3 facility, 'cause there had been discussion about--
4 about getting additional health offices for the
5 Community Health Center, which was right across the
6 street. And I--I responded that I--I could--I
7 could--I could help on that.
8 Q And, if you would, tell us what--what you remember
9 from that point on.
10 A Well, from that point on, you know, I--as--the best
11 I recall, the discussion was around, well, if--if--
12 before I could do that I would--you know, we'd need
13 to go through this--the formal request process and
14 get information on the project and how the State
15 piece would fit with the museum piece. And--and--
16 and that I--what I recall is that Representative
17 Wright said there, you know, really wasn't time for
18 that, the opportunity was now, "And--and--and plus,
19 I didn't really need the funds, I had the funds
20 coming, I just needed the letter."
21 Q Now, when you said you--to quote you, you said, "I
22 didn't really need the funds." Is that your words
23 or his--
24 A No, that was--

1 needed my help on a--on a--on a project, that he
2 had--he had an opportunity to secure the building
3 that was needed for the museum and that--and while
4 he had funds that were coming to support the
5 project, they were not in hand, and he needed to
6 get this thing jump-started, he needed my help to
7 do that.
8 And as I recall, I--you know, I--we
9 discussed that I couldn't--I didn't have any
10 authority to fund a museum project, even though I
11 supported it, I could not fund that, and that--
12 Q Why is that?
13 A Because my authority was--I had--I had funding that
14 was, you know, for health-related projects and--and
15 for under-served populations. That was my--you
16 know, that was the funding authority that I had.
17 Q And you--you said he told you that he needed your
18 help. Was--can you tell us how he was asking for
19 this?
20 A Well, as I recall, he was--he was asking for, you
21 know, both a letter of commitment for the project
22 as well as a, you know, financial commitment.
23 Q Once you told him that you had no authority to
24 commit to that, did he respond in any way?

1 Q --words?
2 A That was my recollection of--of his words.
3 Q So you--apparently there was some urgency to this
4 letter?
5 A That was the--that was the--
6 PROF. JOYNER: Objection.
7 THE CHAIR: Basis? I'm sorry. The basis
8 for the objection?
9 PROF. JOYNER: Well, it's leading, first
10 of all, putting words in his mouth. I want--want
11 to hear the witness testify. Mr. Hart can get on
12 the stand and testify if he wants to. We can
13 cross-examine him.
14 THE CHAIR: All right. Objection
15 sustained.
16 Q (By Mr. Hart) Did he indicate to you that he might
17 be able to wait for a letter?
18 A No.
19 Q Why not?
20 A Because the opportunity--the opportunity was
21 available right then, and he wanted--you know, he
22 wanted my help then at that point. He needed my
23 help then.
24 Q Now, you--you mentioned that the--the--part of the

1 process, if there was going to be multiple uses for
 2 this project, was that you would have to know a
 3 breakdown in--in budgets and things like that.
 4 What is the reason for that?
 5 A Well, we have to have some--you know, some
 6 assurance that our--our State funds are going to
 7 the purpose that we have--you know, we have
 8 authorization to commit funds for. And that--
 9 that--that has to be spelled out, you know, in a
 10 formal process so that we have a--we have a record
 11 in--in our files and--and can see all the different
 12 pieces and how they fit together.
 13 Q When Representative Wright told you that he needed
 14 something now, what did you tell him, sir?
 15 A Well, I--I--you know, I told him that it--you know,
 16 I really--we had a process, and, you know, we
 17 needed to stick to it, and--and--but then the
 18 discussion was around that he didn't really need
 19 the--the funds, that the fund--the funds for the
 20 project were--were--were coming.
 21 Q And what did he say he needed the letter for?
 22 A To--as I recall, to get--you know, to get a loan
 23 to--you know, to purchase the building.
 24 Q Did he indicate to you who he was going to present

1 the letter to?
 2 A Not that I recall.
 3 Q Did--did he indicate that it was a financial
 4 institution of some sort?
 5 A That's my recollection, yes.
 6 PROF. JOYNER: Objection. I'm going to--
 7 this is leading.
 8 THE CHAIR: Well, the--
 9 PROF. JOYNER: He's putting words in his
 10 mouth.
 11 THE CHAIR: The--the objection comes a
 12 little late. The answer's already given.
 13 PROF. JOYNER: Well, move to strike.
 14 THE CHAIR: Are you moving me--are you
 15 moving to strike?
 16 PROF. JOYNER: Moving to strike the
 17 answer.
 18 THE CHAIR: All right. I'm going to
 19 allow the motion to strike the answer, and will ask
 20 Mr. Hart if you'll rephrase the question. Thank
 21 you.
 22 Q (By Mr. Hart) Mr. Wade, I take it from your
 23 earlier answer that you didn't know a particular
 24 organization or--or agency that--that he might be

1 going to submit the--the letter to. Did you know
 2 the--the general nature of an agency that he might
 3 be submitting the letter to?
 4 A Yeah. Yeah. My recollection, yes.
 5 Q And what was that?
 6 A That was a--you know, a bank.
 7 Q Once he told you that, that he would not actually
 8 be needing the money, what was your response to
 9 that, sir?
 10 A Well, it--it didn't change it completely, but it
 11 made it a little less--you know, it was--that I
 12 was, you know, more open to, you know, help
 13 with--knowing that I didn't have to put money out
 14 to the project.
 15 Q You knew, I take it, at that point, that you
 16 weren't going through the usual process?
 17 A Yes.
 18 Q Did that concern you?
 19 A Yes.
 20 Q Then why did you agree to do the letter?
 21 A Well, it was a combination of--you know, it was the
 22 urgency and pressure from Representative Wright
 23 to--you know, to--this is very important to him and
 24 he--he made it very clear he needed my help on

1 this--and it was the combination of that plus, with
 2 the other funding coming, I thought it was more,
 3 you know, I was helping jump-start it, then, you
 4 know, the money--the money would be there and the
 5 project would go on.
 6 Q You thought no one would be hurt?
 7 A Yes.
 8 Q Do you remember anything else about the phone
 9 conversation?
 10 A No.
 11 Q Okay. After the phone conversation, what, if
 12 anything, happened?
 13 A The next--next thing I--you know, I recall is that
 14 an e-mail from Represen--Representative Wright's
 15 office came over with the, you know, details on
 16 the--what should be in the letter.
 17 Q All right, sir. I'd ask you, if you would, if
 18 you'll look at Exhibit Number 2 in the book in
 19 front of you there, do you recognize what that is,
 20 sir?
 21 A Yes.
 22 Q And what is that?
 23 A That is--that's the e-mail that was--was sent from
 24 Representative Wright's office to--to me.

1 Q Okay. And that is--that's an accurate copy of what
2 you remember the e-mail to be?
3 A Yes, it is.
4 Q Have you had a chance to examine that?
5 A Yes.
6 Q After you received that e-mail, what, if anything,
7 did you do?
8 A After I--after I received that e-mail, I--I drafted
9 the, you know, commitment letter to Representative
10 Wright.
11 Q If you'd turn the page, sir, to Exhibit Number 3,
12 I'd ask you if you recognize that document.
13 A Yes, I do.
14 Q And what is that?
15 A That's--that's a letter that I wrote on March 15th,
16 you know, to--to Thomas Wright as chairman of the
17 Community Health Foundation.
18 Q And is that your signature on that page?
19 A Yes, it is.
20 Q And is that an accurate copy of the letter that you
21 sent to Representative Wright after your
22 conversation with him and after his e-mail?
23 A Yes, it is.
24 Q At the time that you sent that letter to

1 Q Did you have any contact from the bank or anybody
2 regarding the letter?
3 A Not that I recall.
4 Q Did you ever become aware of what happened with the
5 project?
6 A Many, many months later I--I heard--and I'm not
7 sure from whom I heard this--
8 PROF. JOYNER: Objection to what he
9 heard.
10 THE CHAIR: All right. And I'm assuming
11 that the basis of the objection's hearsay?
12 PROF. JOYNER: That's correct.
13 THE CHAIR: All right. Mr. Hart, any
14 response?
15 MR. HART: I'll withdraw the question.
16 TH CHAIR: Question's withdrawn.
17 MR. HART: That's all the questions I
18 have, Mr. Chairman.
19 THE CHAIR: All right. Cross-
20 examination? And will that be you, Dr. Joyner?
21 PROF. JOYNER: Yes.
22 THE CHAIR: All right. Cross?
23 CROSS-EXAMINATION BY PROF. JOYNER:
24 Q Yes. Mr. Wade, my understanding is that at some

1 Representative Wright, Mr. Wade, had you gone
2 through the formal process that you go through to
3 approve such a commitment?
4 A No.
5 Q Was this letter an accurate statement, that you
6 were committing a hundred and fifty thousand
7 dollars (\$150,000) to the project?
8 A No.
9 Q Why did you send that false document to
10 Representative Wright, sir?
11 A 'Cause I--I--the funds that were needed for the
12 project were coming, and so I thought I was--you
13 know, no--no--no foul, no harm--no harm, no foul.
14 Q And he had assured you, as you said, that--that he
15 was going to be able to get other funding; is that
16 correct?
17 A That's correct.
18 Q Mr. Wade, would you have short-circuited the formal
19 process and sent this letter if Representative
20 Wright had not been a legislator?
21 A No.
22 Q Mr. Wade, did you ever--did Representative Wright
23 ever come back for the funding in the letter?
24 A No.

1 point you had a discussion about these events with
2 an agent of the State Bureau of Investigation. Is
3 that correct?
4 A Yes.
5 Q How--how many conversations did you have with SBI
6 agents about this?
7 A Just one--
8 Q Just one?
9 A --that I recall.
10 Q Okay. Do you recall when that conversation was
11 held?
12 A Sometime in--in December. I don't remember exactly
13 when.
14 Q Is that December of 2007?
15 A Yes.
16 Q All right. Now, do--do you recall if during that
17 conversation the agent prepared notes of the
18 conversation?
19 A Yes, they did.
20 Q And after preparing notes, were you given an
21 opportunity to review those notes?
22 A Yeah. Later on, I was.
23 Q Okay. And by--by "later on," when--when do you
24 mean?

1 A About, you know, a week ago.
 2 Q About a week ago?
 3 A Yes.
 4 Q Could--could you just kind of describe the
 5 circumstances under which you had a chance to
 6 review those notes?
 7 A I was--it was at the courthouse, in the DA's
 8 office, and was given copy of the--of the notes,
 9 the SBI notes, and--and was asked to go through
 10 them and see if they were accurate.
 11 Q All right. And were--did you determine that the
 12 notes accurately reflected what you told the--the
 13 SBI agent at that time?
 14 A Yes.
 15 PROF. JOYNER: Mr. Chairman, I'd like to
 16 get a copy of that--those notes.
 17 THE CHAIR: Well, do we have a copy of
 18 those notes, Mr. Hart?
 19 MR. HART: Mr. Chairman, my understanding
 20 is that the interview of Torlen Wade was provided
 21 to Representative Wright in discovery by Colon
 22 Willoughby. I don't have a copy of that interview.
 23 THE CHAIR: All right. Well, then either
 24 we--either you have it--if you don't have it,

1 THE CHAIR: Mr. Hart?
 2 MR. HART: This may be a situation that
 3 we had earlier where Mr. Harris and Mr. Joyner may
 4 need to confer about this, as we have understood
 5 all along Mr. Willoughby provided some seven
 6 thousand pages--Mr. Harris has--has talked about
 7 this in two different forums, both Wake County
 8 Superior Court and here, about the--having a
 9 complete copy of the SBI report. Mr. Joyner
 10 indicated to the Chair one other time that we were
 11 here that he did not have that report. However,
 12 Mr. Harris certainly did, and therefore
 13 Representative Wright did.
 14 THE CHAIR: Mr. Harris, do you have a
 15 copy of the full SBI report for Torlen Wade--with
 16 the notes from the interview of Torlen Wade?
 17 MR. HARRIS: I think, Mr. Chairman, this
 18 goes to the heart of my motion earlier that we
 19 haven't had adequate time to prepare, because when
 20 you're looking through seven thousand pages it's
 21 difficult to judge what you have and what you don't
 22 have. I will state that I have seen--I have seen a
 23 summary of what Mr. Wade said taken by the head of
 24 the elections board, which is not the statement

1 counsel for the Committee--
 2 PROF. JOYNER: I don't have it.
 3 THE CHAIR: --Committee for [sic] counsel
 4 doesn't have it, so it is not available to us.
 5 PROF. JOYNER: Well, Mr. Chairman, I'm
 6 under the impression that those notes would be
 7 available to us for the purpose of cross-examining
 8 witnesses. I mean, it certainly isn't sufficient
 9 to say, "I don't have them" when they exist. And
 10 this witness has indicated that as late as last
 11 week he was given these notes to--to review. And
 12 it would seem to me that it wouldn't take the
 13 movement of a mountain to get a copy of--of those
 14 notes.
 15 THE CHAIR: Well, we'll see what we can
 16 do, but I'm indicating what I've been told, which
 17 is the Committee doesn't have it, Mr. Hart doesn't
 18 have it. If you don't have it, then I'm assuming
 19 that the notes lie and sit totally with
 20 Mr. Willoughby's office, as a result. But at this
 21 point I'm going to have you to continue to proceed,
 22 and we'll do what we can to see if we can get the
 23 notes.
 24 MR. HART: Mr. Chairman?

1 we're talking about here.
 2 Interestingly enough, I received the
 3 corrections from Colon Willoughby's office this
 4 past week, and so I'm aware there is such a
 5 statement, 'cause I got the corrections, but--but I
 6 don't have the original statement, either. I
 7 understand there should be handwritten notes and
 8 there should be some kind of summary, and I don't
 9 have either one.
 10 THE CHAIR: Well, let me--well, let me
 11 ask--now, you've indicated you don't have it, but
 12 then you first indicated that you don't know if you
 13 had it, because you haven't had the chance to go
 14 through it. So I need to know which it is. Do you
 15 not have it and you know that you don't have it, or
 16 are you not sure whether you have it?
 17 MR. HARRIS: I don't believe that I do
 18 have it. I've looked through the--I've looked
 19 through the notes, and it's--I mean, it's--I don't
 20 know how long it is, how many pages it is. I guess
 21 it's remotely conceivable it got stuck in the
 22 middle of something else. For example--I have
 23 already noticed this: In the course of looking
 24 through hundreds of checks, I'd be flipping along

1 and all of a sudden there'd be a statement right in
2 the middle of it. So we could have a situation
3 like that where I--it's stuck to another page or
4 something like that. But I--I haven't seen it.
5 I'll put it that way.

6 THE CHAIR: All right. Let's do this:
7 We're going to continue with the cross-examination.
8 Obviously, we may have more cross-examination after
9 lunch. Over the lunchtime break, Mr. Hart, if
10 you'll call Mr. Willoughby's office and see if he
11 can assure that the documents were or were not a
12 part of the discovery package sent, Mr. Harris, if
13 you can check with your office and see if we can be
14 sure that--that in the section you've marked for
15 Torlen Wade that these documents do or do not
16 exist, we'll see if we can iron it out right after
17 lunch.

18 MR. HARRIS: I guess we're talking about
19 four or five pages. It may be smarter just to ask
20 the district attorney to ship them on over or fax
21 them on over. That would be simpler. That way
22 we'd have them--

23 THE CHAIR: Well, I'm going to ask the
24 district attorney if they've been shipped over, and

1 do with health-related matters; is that correct?
2 A That's correct.
3 Q And since that time, basically your contacts with
4 him have been around health-related matters,
5 issues, and concerns?
6 A Yes.
7 Q And some of those issues and concerns had some
8 impact or--impacted the legislative process, but
9 many of them didn't?
10 A Correct.
11 Q Now, in addition to that, did not the two of you
12 form a personal relationship?
13 A Yes.
14 Q You were friends?
15 A Yes.
16 Q Right. And you had interactions with each other
17 as--as friends?
18 A Uh-huh (yes).
19 Q And if you'd just say "yes"--
20 A Yes.
21 Q --for the record, that would--
22 A Yes, sir.
23 Q Okay. All right. And--and this friendship
24 continued from--from 1991 right up until, I guess,

1 that's the first question, because I don't have
2 authority to order him to ship them over. But I
3 want to find out whether we've got them or not, and
4 we'll go from there.

5 All right. Well, let's continue
6 cross-examination for a few more minutes. Thank
7 you. Dr. Joyner?

8 PROF. JOYNER: I'm assuming, then,
9 Mr. Chairman, that this witness will still be
10 available--

11 THE CHAIR: Sure.
12 PROF. JOYNER: --at such time that we
13 receive those notes.

14 THE CHAIR: I absolutely will make the
15 witness available after--you know, I will not
16 relieve him from the subpoena until after you
17 finish your examination after lunch.

18 PROF. JOYNER: All right.
19 Q (By Prof. Joyner) All right. Mr. Wade, you
20 indicated in your direct testimony that your first
21 meeting with Thomas Wright was somewhere around
22 1991; is that correct?
23 A That's my recollection, yes.
24 Q All right. Now, the purpose of that contact had to

1 just recently; is that correct?
2 A That's correct.
3 Q Now, when did you actually leave the Office of
4 Health--was it Healthcare--
5 A Office of Rural Health and Community Care.
6 Q Rural--Rural Health and Community Care?
7 A Yes.
8 Q Okay. When did you actually leave--leave that
9 position?
10 A June 30th of 2007.
11 Q Okay. During that time--now, you--you mentioned
12 that--that Representative Wright was a member of
13 two health-related committees, one having
14 appropriation responsibilities or authority; the
15 other one did not have those type of appropriation
16 authorities. Is that correct?
17 A That's correct.
18 Q Now, was it unusual for Representative Wright to
19 come to you outside of the legislative process or
20 outside of his role as a member of either of these
21 committees to discuss health-related issues and
22 concerns?
23 A No. That was not--not unusual.
24 Q That would not be unusual?

1 A No.

2 Q And it happened quite often--

3 A Yes.

4 Q --is that correct?

5 All right. Now, in your conversation

6 with him on or around March 13th of 2002--well, let

7 me ask you this first: How fresh is your

8 recollection of those events?

9 A You know, it's six years, so it's not terribly

10 fresh.

11 Q All right. How positive are you of the

12 conversation and the dialogue that the two of you

13 had?

14 A I'm--I'm fairly--I'm very positive about the--the--

15 you know, the basic key pieces of the conversation,

16 yes.

17 Q All right. But the--the specific conversation

18 you're kind of vague on; is that correct?

19 A Yes.

20 Q Okay. Now--and the reason I raise that is that you

21 indicated in a response to Mister--Attorney Hart's

22 question that you authored or responded positively

23 to Representative Wright's request because he was a

24 legislator?

1 exhibited to you about getting the building--

2 A Uh-huh (yes).

3 Q --that you wanted to help him?

4 A Yes.

5 Q All right. Why did you want to help him?

6 A Well, I--I mean, I recognized it was a very--you

7 know, a very important project to Representative

8 Wright, and, I mean, I also supported the project

9 personally. And--but I was, you know, inclined to,

10 you know, want to help him get what was important

11 to him done.

12 Q All right. Do you recall his description of what

13 it was that he was trying to do with--with this

14 building?

15 A Well, I recall--as best I recall, it was, you know,

16 two-part. The main part was the--you know, the

17 black history museum, and then there was the part

18 about the health offices in the--in the upstairs

19 part of the building and the Foundation offices in

20 the upstairs. That was my recollection.

21 Q All right. Now, he--at the time, Representative

22 Wright was the chairperson of the Community Health

23 Center, I believe, in Wilmington?

24 A Yeah, that's my--that was my recollection, too.

1 A Yes.

2 Q Is that your recollection as to why you responded

3 positively?

4 A Why it was--you know, why--he asked me about

5 being--as a legislator, yes, also as a person I

6 worked with for ten years on health issues. So the

7 personal side was important, too.

8 Q Someone you trusted?

9 A Yes.

10 Q Right. And--and y'all had a relationship, and in

11 the past you felt that you--you could trust what he

12 had to say and what he was doing?

13 A Absolutely.

14 Q Okay. So in that conversation, Representative

15 Wright never threatened you that your department

16 was going to lose any funds or anything if you

17 didn't write this letter?

18 A That's correct.

19 Q So he didn't put any pressure on you at any point

20 vis-a-vis his legislative position to get you to do

21 what you did?

22 A Yeah, that's correct.

23 Q Okay. Now, you indicated in your testimony that

24 because of the urgency which Representative Wright

1 Q Okay. Now, are you familiar with the Community

2 Health Center?

3 A Yeah, I'm very familiar with it.

4 Q Okay. Could you just--just explain to the members

5 of this Committee exactly what the Community Health

6 Center did and was?

7 A The Community Health Center was--it's a federally

8 funded, you know, community health center. It is

9 set up to--to provide health care, fairly

10 comprehensive basic care to residents in

11 particularly the low-income, African-American areas

12 of New Hanover County, and it provided basic

13 primary medical care, dental care, pharmacy care,

14 and provided a lot of social support for patients

15 beyond that.

16 Q And you were aware that Representative Wright had

17 helped to put that--that organization into

18 existence?

19 A Yes. I worked with him on it.

20 Q Right. And, indeed, at that point he was serving

21 as the chair of the board of that organization; is

22 that correct?

23 A That's correct.

24 Q Now, what was your role specifically in helping to

1 start that--that organization?
 2 A Well, I worked--our office, basically committed,
 3 you know, some of my time to work with, you know,
 4 Representative Wright and other folks in Wilmington
 5 to put together a federal application to get those
 6 federal funds to get the center developed and--and
 7 operated. And, again, as I said earlier, that--
 8 that happened in, I think, 1994. It was
 9 successfully funded and--and then developed.
 10 Q All right. And, in fact, your office also provided
 11 some funds to that--to that operation, did it not?
 12 A After--after it became operational, we provided--
 13 the best I recall, we provided some funds to--both
 14 on the facility piece, to do some expansion, and on
 15 operation, where they--they wanted to bring in a
 16 other physician and we provided some seed money to
 17 do that. And--so, you know, we had provided funds
 18 several times since the Center started, yes.
 19 Q And as a part of--of that expansion that you--you
 20 just mentioned, you were aware, were you not,
 21 that--that the organization had kind of outgrown
 22 its capacity?
 23 A Yes.
 24 Q And that they needed some additional space to be

1 recess I spoke with Bill Dowdy, who is present in
 2 the room, who is an investigator for Colon
 3 Willoughby at the Wake County District Attorney's
 4 office. He checked with Colon Willoughby and
 5 people from his office, and he has assured me that
 6 the entire district attorney's file, which includes
 7 every bit of the SBI file has, in fact, been turned
 8 over to Representative Wright, and that
 9 specifically Torlen Wade's interview reports are
 10 Bates-stamped pages 6799 through 6804, and that was
 11 part of the material that was turned over at the
 12 end of December of 2007.
 13 THE CHAIR: All right. Thank you very
 14 much. I think that concludes that matter.
 15 Cross-examination will continue. Dr. Joyner?
 16 PROF. JOYNER: Well, let--I still don't
 17 have the statement, so it doesn't conclude it, to
 18 that extent. The request that we had was to have
 19 it.
 20 THE CHAIR: Dr. Joyner, are--I
 21 understand, though, that the material was handed
 22 over to you, to Mr. Harris. So I--it seems to me
 23 that concludes the matter. It's in your files, and
 24 I--I don't know what else to do. I'm not--

1 able to maximize the program effort that they were
 2 engaged in at that time?
 3 A Yes, I was certainly aware of that.
 4 Q Right. What--
 5 THE CHAIR: I'm going to interrupt you a
 6 minute, Dr. Joyner. I think--unless you want to go
 7 with a few more questions, is this a good time to
 8 take a break for lunch, since we need to do that at
 9 some point?
 10 PROF. JOYNER: It's always a good time to
 11 break for lunch.
 12 THE CHAIR: All right. What we're going
 13 to do, then, is--Mr. Wade, your subpoena continues.
 14 We'll need you back right after lunch.
 15 We're going to take a break for one hour,
 16 and we'll be resuming at two o'clock. This
 17 Committee stands in recess until two P.M.
 18 _____
 19 (LUNCH RECESS)
 20 _____
 21 THE CHAIR: All right. Mr. Wade, just a
 22 reminder that you are under oath. And cross--I'm
 23 sorry. Mr. Hart?
 24 MR. HART: Mr. Chairman, during the lunch

1 PROF. JOYNER: No, it's--it's not--it's
 2 not in my files. Mr. Chairman, we have--and this
 3 is not the Wake County Superior Court. This is the
 4 North Carolina General Assembly, working with the
 5 rules that you created. And among the rules that
 6 you created was a discovery one which said that you
 7 had to provide me with that information, not that
 8 Colon Willoughby had to provide it.
 9 Now, I presume that if you used that
 10 information as the basis for getting these charges
 11 that you have that information from the--from the
 12 outset. But at any rate, I'm still entitled to get
 13 from this body that information so that I can
 14 complete my examination--cross-examination of this
 15 and other witnesses.
 16 I mean, if--if the investigator came from
 17 Colon Willoughby's office, all he had to do was
 18 make a copy of the document and bring it up--and
 19 bring it up here and deliver it.
 20 THE CHAIR: Mr. Hart, would you please
 21 repeat for Mr. Harris the copy of the statement and
 22 the pages--the Bates stamps that are in their file
 23 that has been handed to them in December of 2007?
 24 MR. HART: Yes, sir. The Bates-stamp

1 numbers are 6799 through 6804, and that information
2 was actually provided to Representative Wright, I
3 believe, on December 31st of 2007.

4 THE CHAIR: The statement is in your
5 possession. It is in Representative Wright's
6 possession. It has been for months. We are moving
7 on. Cross-examination, Dr. Joyner.

8 PROF. JOYNER: Well, I'm still going to
9 state my objection to this Committee not providing
10 me with a copy of the statement that the rules of
11 this Committee indicate that I am entitled to
12 receive.

13 THE CHAIR: Objection is--I'm sorry.
14 Mr. Hart?

15 MR. HART: Mr. Chairman, the rules
16 actually provide that we have to provide
17 Representative Wright with a copy of everything we
18 intend to introduce. We have done that.

19 THE CHAIR: I understand and agree.
20 Dr. Joyner, cross--I mean, I'm sorry--your
21 objection is--

22 PROF. JOYNER: Mr. Chairman--

23 THE CHAIR: Dr. Joyner, your objection is
24 overruled. The exception is noted. Does any

1 member of the Committee seek to overrule the ruling
2 of the Chair? Seeing none, please proceed with
3 cross-examination.

4 PROF. JOYNER: Mr. Chairman, I want to
5 respond. This witness has testified that the basis
6 of his testimony was recorded in a statement that
7 presumably was in the possession of this Committee.
8 Now, to suggest that that statement is irrelevant
9 to our going forward belies the reality. Now, you
10 can--you're the Chair. You can do whatever you
11 want to do. But I want to note my objection to
12 these proceedings and the failure of this Committee
13 to live up to the obligation and requirements of
14 the rules that it established.

15 THE CHAIR: The objection is overruled.
16 The Chair finds that the Committee counsel has
17 fully complied with the rules set out. It also
18 finds that the statement that is being referred to
19 has been and is in the possession of Representative
20 Wright for the last three months. The objection is
21 overruled. The objection is noted as frivolous.
22 Exception to the ruling is noted. You may continue
23 your cross-examination.

24 MR. HARRIS: Before you go any further,

1 when you say "to Representative Wright," I suppose
2 you're really talking about to me. And Colon
3 Willoughby has repeatedly sent me letters and said
4 that if I notice anything that's missing, to let
5 him know, and he'll supply it. Now, I'd like to
6 note that in order to determine where these matters
7 were, they would have had to go through--they would
8 have had to go in a file, look at the numbers, flip
9 through and see it went from this number to that
10 number, then--then a man has come all the way down
11 here from Colon Willoughby's office, which is some
12 blocks away.

13 So in the time we've spent messing with
14 this, they could have Photostatted the thing and
15 brought the doggone thing, just to be just a tiny
16 bit fair--just a tiny bit fair. Now, I've said
17 repeatedly I don't have that. I'm going to ask for
18 it. I don't have it. I've looked at his file.
19 And I don't like the Chair repeatedly saying we--we
20 have it when we say we don't have it.

21 THE CHAIR: Mr. Hart?

22 MR. HART: Mr. Chairman, first of all,
23 Mr. Dowdy was here in the hearing room, and I
24 simply talked with him at--at the lunch recess. He

1 conferred with Mr. Willoughby to confirm what he
2 already believed to be true, and that is that the
3 entire district attorney's file had been turned
4 over.

5 I'd also let the Chair know that on
6 Friday, as Mr. Harris has indicated, he received a
7 faxed communication from Mr. Willoughby which not
8 only included the fact that he was going to try to
9 reset the trial for March 31st, included the
10 corrections that Torlen Wade--a couple of minor
11 corrections, apparently, to the statement that
12 Mr. Willoughby had that Mr. Wade reviewed, and he
13 also at that time told him that if there was
14 anything that he did not have, to please let him
15 know. And as of lunch today Mr. Willoughby had not
16 heard anything from Mr. Harris or Mr. Joyner as to
17 not having Mr. Wade's statement or any other item.

18 THE CHAIR: Mr. Harris?

19 MR. HARRIS: As noted, I received that
20 Friday. In fact, just for the record, because I
21 was occupied in other cases, I received my mail
22 very late Friday, after--after the close of
23 business. Am I to understand that in the midst of
24 this hearing I was supposed to run over there to

1 Mr. Willoughby and tell him what I've already told
2 this Chair, that we need that?
3 I mean, this Chair requested it. It
4 could be provided to us if--if we hadn't been
5 provided. And instead of being provided, we're
6 getting a little song and dance about why it can't
7 be provided. Now, we're talking about fifty pages
8 here. Can nobody run a Photostat machine? I
9 mean--I mean, how far are we prepared to go in this
10 sham to make this look like a fake hearing? How
11 far are we prepared to go?
12 THE CHAIR: Mr. Harris, do you have your
13 Bates-stamped file present in the courtroom--in
14 this room?
15 MR. HARRIS: I've got such portions of
16 the file as I needed for this hearing, and that--
17 we're talking about--we're talking about, at this
18 point, four boxes of stuff. No, I haven't brought
19 the whole Bates-stamped file, no.
20 THE CHAIR: Well, my understanding, and
21 my question, is this: I know that you spent a good
22 portion of your holiday break reviewing that
23 discovery that came in December and January from
24 Mr. Colon Willoughby's office. I assume that at a

1 Dr. Gottovi, I believe it was, in work with the
2 Community Health Center in--in Wilmington. How
3 extensive was your contact with the two of them
4 around the specific healthcare needs existing
5 in--in Wilmington?
6 A Yeah, it was very extensive during the period '92
7 through '94.
8 Q All right. Well, subsequent to '94 and up until
9 2006--2005, what kind of contact did you have with
10 the--with the two of them?
11 A After that it was more sporadic. I had, you know,
12 contact here in the General Assembly with, you
13 know, Representative Wright on different issues.
14 And as I mentioned earlier, we also, you know,
15 helped getting a health center down in Columbus
16 County, and I worked with him on that. And I've
17 worked with Dr. Gottovi off and on for, you know,
18 twenty--twenty plus years.
19 Q All right. And Dr. Gottovi was also involved in
20 the Columbus County--
21 A No, he was not involved in that.
22 Q He was not involved in that?
23 A No. But he's very involved in New Hanover
24 Community Health Center.

1 minimum you've gone and just made sure that the
2 Bates-stamped pages are sequenced.
3 If you could let me know specifically
4 which pages of the Bates-stamped pages are missing
5 sequentially, I would appreciate that. And if you
6 will let me know that in the morning, we'll proceed
7 to seeing what we need to do. But if you will
8 check your file just to find out what pages are
9 missing by number--I don't know what's on them,
10 don't care what's on them, just want to know the
11 sequencing numbers that are missing.
12 MR. HARRIS: The numbers you were just
13 given, I don't have. If--if somebody will get us
14 those numbers you were just given just a moment
15 ago, that's what I need.
16 THE CHAIR: Do you have any other numbers
17 in the seven thousand pages that are missing?
18 MR. HARRIS: Yes.
19 THE CHAIR: Will you please get us the
20 numbers of the pages that are missing in addition?
21 Thank you. Now, we'll proceed again with cross-
22 examination. Thank you.
23 Q (By Prof. Joyner) Mr. Wade, you indicated earlier
24 that you've worked with Representative Wright and

1 Q Has Dr. Gottovi worked with you as a--as a health
2 consultant--
3 A Yes.
4 Q --on projects?
5 A Yes.
6 Q And in what counties did that work cover?
7 A That--that work covered a five-county area, New
8 Hanover, Columbus, Pender, Bladen, and Brunswick
9 County, around developing a Medicaid network in
10 that--in that area.
11 Q Now, do you recall having some conversations with
12 both Representative Wright and Dr. Gottovi about
13 the 1898 Wilmington race rebellion issues and
14 concerns?
15 A Yes, I do.
16 Q And--and in those conversations, I believe you
17 indicated that you were supportive of their efforts
18 and the kinds of things that they were doing around
19 those issues. Is that correct?
20 A That's correct.
21 Q Do--do--do you recall how much--how extensive your
22 conversations with the two of them were about--
23 around those issues?
24 A Well, I don't--I don't remember discussing it with

1 Dr. Gottovi. I do remember discussing it with
 2 Representative Wright and--and did have--at one
 3 point I recall him taking me over and showing me
 4 the building and talking about his--you know, his
 5 plans and so forth.
 6 Q Okay. And this was down--down in Wilmington?
 7 A Yes, that was in Wilmington.
 8 Q So you actually saw the building--
 9 A Oh, yes.
 10 Q --that--that they were talking about?
 11 And did you go into the building?
 12 A I--I think so. I can't--I don't remember for sure,
 13 but I think so.
 14 Q All right. Now, did this occur before there was
 15 the request for this letter--
 16 A Yes.
 17 Q --from--from you?
 18 A That's my recollection, yes.
 19 Q Do you--can you say about how long before you had
 20 those conversations you went down to see the--the
 21 building?
 22 A My recollection was, you know, a month or so before
 23 or something like that.
 24 Q And you knew that--that not only was the Community

1 on the purchase of the building and the conversion
 2 into the museum, and then the use of additional
 3 space for the Community Health Center and the
 4 Community Health Foundation?
 5 A Yes.
 6 Q Okay. So when Representative Wright came to you to
 7 talk about the need for this letter and the urgency
 8 as--as--as you've described it, you were fully
 9 familiar with the background of the building and
 10 the people who were going to be involved in it?
 11 A I wouldn't say "fully." You know, it was at that
 12 point still, you know, an idea. It wasn't--there
 13 wasn't a firm plan as to what was going to go where
 14 and--I mean, that had not been, you know, laid out
 15 at that point.
 16 Q Well, I guess in its broader--in a broader sense,
 17 you were familiar with what the goal of the
 18 individuals and organizations were with respect to
 19 securing this building?
 20 A Yes.
 21 Q Okay. Now, in the past--and I'm referring now from
 22 1991 up to 2001--had you received other requests
 23 from Representative Wright for grants or support,
 24 assistance in other projects and programs that he

1 Health Center involved, at least in the plans
 2 around this--in the securing of this building ,but
 3 also was the Community Health Foundation?
 4 A Well, I don't--I don't recall--the Community Health
 5 Center had--was trying to get additional space
 6 'cause of crowding. So the issue of space was
 7 certainly on their agenda. I don't know if they
 8 specifically had any involvement in the--in the--in
 9 the building, though.
 10 Q All right. Now, the--the building that we're
 11 talking about is right across the street from the
 12 Community Health Center; is that correct?
 13 A Correct. Yes.
 14 Q All right. Now--and you are familiar with the--at
 15 least some of the work of the Community Health
 16 Foundation, are you not?
 17 A Not--I'm not familiar with the work. I don't--you
 18 know, the point I knew about it, I think it was
 19 still being put together.
 20 Q You knew about its--well, at the time that you knew
 21 about it, it was in a formative state?
 22 A Correct.
 23 Q All right. And the formative state, as you
 24 understood it, had to do with--or had--was focused

1 was involved in?
 2 A The only two requests that I recall were for the
 3 New Hanover Community Health Center, for help on
 4 operations, and then, you know, a capital project,
 5 and then the request for help to put together a
 6 health center in Columbus County.
 7 Q All right. And--and on occasions when
 8 Representative Wright had come to you to make
 9 requests for assistance or support or help, on some
 10 occasions you--you've had to turn him down; isn't
 11 that correct?
 12 A I--probably. I don't recall, you know, any
 13 incidents, though, right now.
 14 Q All right. But you have a general recollection
 15 that on some occasions you've said "no" to him?
 16 A I can't recall any specific right now.
 17 Q All right. Now, you indicated that once the letter
 18 was prepared--and this tracked what you identified
 19 as Exhibit 2 in the--in the book--that you then
 20 sent the letter--well, let me--did you mail the
 21 letter to Representative Wright, or did you
 22 physically hand it to him?
 23 THE CHAIR: Let me interrupt for one
 24 second. Are we talking Exhibit 2 or Exhibit 3?

1 PROF. JOYNER: Well, I'm using Exhibit 2
2 as the basis for what Exhibit 3 is.
3 THE CHAIR: All right. Thank you.
4 A I recall giving it to my secretary, who typed it,
5 and then she, I think, sent it to, you know,
6 Representative Wright.
7 Q (By Prof. Joyner) Okay. Do you recall if she put
8 it in--in--in the mail and mailed it to him?
9 A I--that's my recollection, but I do not--it wasn't
10 hand--hand-delivered, no.
11 Q Okay. And that letter is--is basically Exhibit 3?
12 A Yes.
13 Q All right. Now, you indicated in that letter that
14 the funding will be awarded by June 30th, 2002.
15 Now, at the time, were you under the impression
16 when you wrote that--that letter that funding would
17 be acquired by Representative Wright by that time?
18 A That was my understanding.
19 Q All right. But you knew that that--whatever the
20 funding was, it was not a commitment that binded
21 [phonetic] you in any way?
22 A Well, it certainly wasn't--was not an expectation
23 that--that I would pay this money, right.
24 Q All right. So then to say that--to suggest that

1 All I know is that--my work with him, he always--
2 when he said he would do something, he did it.
3 And--and so that's what I was basing it on.
4 Q And in the past, he had been able to get
5 appropriations and grants and other financial
6 support that undergirded or supported the
7 organizational efforts that he was engaged in--
8 A Yes.
9 Q --is that correct?
10 All right. And that was the history that
11 you had had with him?
12 A Correct.
13 Q And there was no reason at this point for you not
14 to believe that he could, in fact, do that?
15 A Correct.
16 Q So the only part about this letter that is not
17 truthful is the--your endorsement that your office
18 was committing a hundred and fifty thousand dollars
19 (\$150,000) in funding?
20 A Correct.
21 Q Okay. You indicated, I believe, that as far as you
22 know, the letter was sent only to Representative
23 Wright?
24 A That--that's my understanding.

1 the money would be awarded by June 30th--that was
2 then based upon what Representative Wright had said
3 to you about his ability to obtain these funds by
4 that date?
5 A Well, that plus the--you know, my commitment is
6 based on a fiscal year, so I couldn't--I had funds
7 during this fiscal year that I could commit.
8 Beyond June 30th, I had no--you know, I had--I
9 didn't know what kind of funds I'd have at that
10 point. So it's probably a standard--you know, a
11 standard commitment letter, as well.
12 Q All right. Now--well, what I'm asking you now is,
13 it was your understanding that Representative
14 Wright was going to be able to get this money from
15 some other source; is that correct?
16 A That's correct.
17 Q And you were operating under the assumption that he
18 was going to be able to get this money from some
19 other source?
20 A Yes.
21 Q Had--in the past, had Representative Wright
22 demonstrated his ability to get large sums of money
23 for various projects?
24 A I--I don't know, you know, large sums of money.

1 Q And you don't have any information about what
2 happened with that letter once it was received by
3 him?
4 A No, I don't.
5 Q And did you have any other conversation with him
6 about this letter?
7 A Not that I recall.
8 PROF. JOYNER: Mr. Chairman, could I just
9 have a moment?
10 THE CHAIR: Sure.
11 (DISCUSSION OFF RECORD)
12 PROF. JOYNER: Mr. Chairman, we have no
13 further questions of this witness at this time. We
14 do want him to remain on standby until we can
15 resolve this question about the prior statement and
16 if there is to be some further questioning of him
17 pursuant to that.
18 THE CHAIR: Well, we're--and--and we'll
19 get to that, actually, when we get through the rest
20 of the questions on him, so I appreciate that.
21 Redirect examination, Mr. Hart?
22 MR. HART: Thank you, Mr. Chairman.
23 REDIRECT EXAMINATION BY MR. HART:
24 Q Mr. Wade, you said that, in response to

1 Mr. Joyner's question, that the only part of the
 2 letter that was not true was the commitment of a
 3 hundred and fifty thousand dollars (\$150,000) in
 4 funds; is that--is that correct?
 5 A No, I mean, the part that wasn't true was the
 6 funding would be awarded by June 30th.
 7 Q Okay. You never attended to award funding by
 8 June 30th, did you?
 9 A No.
 10 Q And that was in his e-mail to you, that it had to
 11 be--that the funds would be forthcoming by June
 12 30th, correct?
 13 A Well, I don't know.
 14 Q You can refer back to the e-mail.
 15 A Yeah, it says no later than July or--or August.
 16 Q Okay. So that statement that you put in the letter
 17 which was false, that the funding would be awarded
 18 by June 30th, was in response to that portion of
 19 the e-mail that the funding would be forthcoming by
 20 July or August, correct?
 21 A That, plus, as I said to Mister--Dr. Joyner, that
 22 our fiscal year ends June 30th, so our
 23 commitment--you know, I could commit funds beyond
 24 that. So it was a combination of, you know, our

1 it. Overruled for the time being.
 2 Q (By Mr. Hart) Mr. Wade?
 3 A I was--I was given--after this Board of Elections
 4 hearing, I was put on administrative leave and then
 5 given--basically given the option of retiring or
 6 going on leave without pay. But that was not
 7 open-ended and not--so I elected to--with--with
 8 strong encouragement, elected to retire.
 9 Q And was--and was that based upon your having given
 10 Representative Wright this false letter?
 11 A Yes.
 12 MR. HART: That's all the questions I
 13 have, Mr. Chairman.
 14 THE CHAIR: Recross? Thank you.
 15 RECCROSS-EXAMINATION BY PROF. JOYNER:
 16 Q Mr. Wade, in--in your conversations with
 17 Representative Wright, do you recall a conversation
 18 in which he indicated that it was his intention to
 19 be able to get an appropriation to cover the
 20 hundred and fifty thousand dollars (\$150,000)?
 21 A No, I don't recall what--the source of the money
 22 that he--he said he had lined up, I don't recall
 23 that.
 24 Q But he did indicate that it was his intention to

1 process plus the request from Representative
 2 Wright.
 3 Q Okay. So that commitment was false, not only in
 4 the amount of a hundred and fifty thousand, but
 5 that it was going to be done by June 30th?
 6 A (Nods head.)
 7 Q And you conveyed--I'm sorry. You need to answer
 8 that question--
 9 A Yes.
 10 Q All right. And you had conveyed that information
 11 to Representative Wright, correct, that that was
 12 false, that there would be no money forthcoming
 13 from you?
 14 A Well, he--he expressly said he didn't need the
 15 money, so I didn't--I didn't restate that.
 16 Q Okay. Now, Mr. Wade, what is the reason you're no
 17 longer with state government?
 18 PROF. JOYNER: Objection. Objection.
 19 THE CHAIR: Basis?
 20 PROF. JOYNER: Irrelevant.
 21 THE CHAIR: Mr. Hart?
 22 MR. HART: I think if you allow him to
 23 answer, Your Honor, you'll see that it is relevant.
 24 THE CHAIR: I will allow you to connect

1 have that by the--by July or August?
 2 A Correct.
 3 Q And you--as to--as to--as to that promise, you had
 4 no reason to believe that he was not able to--he
 5 was not going to be able to deliver on that?
 6 A Correct.
 7 PROF. JOYNER: I have no other questions.
 8 THE CHAIR: All right. That concludes
 9 the counsel's examination. I'll now go in order of
 10 the Committee members. And, Mr. Wade, we're in
 11 a--since it's a Committee hearing, the Committee
 12 members also get to ask questions, and then we'll
 13 conclude with one last round of counsel, questions
 14 if there are any.
 15 First, Representative Stam.
 16 REP. STAM: No questions.
 17 THE CHAIR: All right. Representative
 18 Lucas?
 19 REP. LUCAS: No questions.
 20 THE CHAIR: All right. Representative
 21 McGee?
 22 REP. MCGEE: No questions.
 23 THE CHAIR: Representative Warren?
 24 REP. WARREN: No questions.

1 THE CHAIR: Representative Wiley?
 2 REP. WILEY: One question.
 3 THE CHAIR: Certainly.
 4 REP. WILEY: And this may be--I'm not
 5 sure who to direct this to.
 6 On this letter, Exhibit 3, is that a
 7 legally binding letter if Representative Wright
 8 insisted on the hundred and fifty thousand dollars
 9 (\$150,000) in funding?
 10 THE CHAIR: If you can answer, Mr. Wade--
 11 THE WITNESS: It's not a--it would not be
 12 sufficient to convey the funds, no.
 13 THE CHAIR: Further questions,
 14 Representative Wiley?
 15 REP. WILEY: No. Thank you,
 16 Mr. Chairman.
 17 THE CHAIR: All right. And the Chair has
 18 several questions, Mr. Wade.
 19 If you'll look at Exhibit Number 3, in
 20 the first paragraph you note that you're
 21 enthusiastically endorsing the effort of the
 22 Community Health Foundation to move into the
 23 Foundation offices, the health center, and a
 24 museum. Did you have any capacity to endorse, in

1 your position, the history museum?
 2 THE WITNESS: No.
 3 THE CHAIR: So that also was something
 4 outside of the ability of your office to engage in
 5 any letter?
 6 THE WITNESS: Well, definitely awarding
 7 funds for it. If--I guess I could--I could write a
 8 letter of support for a history museum and, you
 9 know, there's no commitment beyond that.
 10 THE CHAIR: All right. In your
 11 conversation with Mr. Wright--Representative Wright
 12 early on, just so that I'm clear in my notes, I
 13 think you indicated, did you not, that you told him
 14 that funds would not be available for this project.
 15 Is that correct?
 16 THE WITNESS: Well, I told him that--that
 17 funds could not be made available for the museum
 18 part, but of the health pieces, I had authority and
 19 funds to do that.
 20 THE CHAIR: And that was based on filing
 21 for the process that you laid out--
 22 THE WITNESS: Correct.
 23 THE CHAIR: --in order to get that?
 24 THE WITNESS: Correct.

1 THE CHAIR: And that was never done?
 2 THE WITNESS: No.
 3 THE CHAIR: All right. Thank you. Any
 4 questions that that leaves--Mr. Hart, any further
 5 from you?
 6 MR. HART: No, sir.
 7 THE CHAIR: Dr. Joyner, any further from
 8 you?
 9 PROF. JOYNER: Yes, Mr. Chairman.
 10 FURTHER RE-CROSS-EXAMINATION BY PROF. JOYNER:
 11 Q And I just want to--just for clarification, in
 12 terms of your ability and your authority as the
 13 director of the Office of Rural Health Development,
 14 you were able, had you chosen to do so, make a
 15 commitment to fund the Community Health Center?
 16 A Correct.
 17 Q And efforts, programs under the rubric of the
 18 Community Health Center?
 19 A Yes.
 20 Q But you were not able in the capacity that you were
 21 in to provide funding for the renovation of the
 22 building or the purchase of the building--well, the
 23 renovation of the building to a history museum or
 24 the purchase of the building?

1 A Corr--yes. I could not.
 2 Q But you were able to provide and had the present
 3 ability to provide funds to support the Community
 4 Health Center?
 5 A Yes.
 6 Q Okay.
 7 PROF. JOYNER: Thank you.
 8 THE CHAIR: I think that's all the--I'm
 9 sorry. Mr. Hart?
 10 MR. HART: I have a couple of questions
 11 based on the new area that Mr. Joyner went into.
 12 THE CHAIR: Re-redirect.
 13 FURTHER REDIRECT EXAMINATION BY MR. HART:
 14 Q Mr. Wade, you had authority to fund projects for
 15 the Community Health Center, but only if you went
 16 through the proper process that your office had set
 17 up; is that correct?
 18 A That's correct.
 19 Q So in doing this letter, you were actually outside
 20 of that proper--
 21 A Yes.
 22 Q --process and had no authority to fund that Center,
 23 even though you stated so in the letter, correct?
 24 A I could not convey the funds based on that letter,

1 right.
2 Q So that was a false letter, regardless of whether
3 it was for the Community Health Center or the
4 museum?
5 A Yes.
6 THE CHAIR: All right.
7 MR. HART: That's all.
8 THE CHAIR: Any re-recross?
9 PROF. JOYNER: No.
10 THE CHAIR: Thank you, Mr. Wade. You may
11 step down. Mr. Hart, if you'll call your next
12 witness please--
13 MR. HART: Before doing that, sir, I'd
14 like to move to introduce Exhibits Number 2 and 3
15 that were identified by Mr. Wade.
16 THE CHAIR: Any objection, Dr. Joyner?
17 PROF. JOYNER: No objection.
18 THE CHAIR: No objection. Both Exhibits
19 2 and 3 are admitted.
20 MR. HART: The next witness for Special
21 Counsel is Dan Rose.
22 THE CHAIR: All right. The court
23 reporter will swear the witness, please.
24 * * * * *

1 A Yes, sir.
2 Q Tell--tell the Committee a little bit about what
3 that involves.
4 A Well, IRC Section 501(c)(3) allows exempt from--
5 exemption from federal income taxes based on their
6 activities such as charitable, educational,
7 literary, scientific research, that type of thing.
8 Q Okay. And what exactly does "IRC" mean?
9 A Internal Revenue Code. I'm sorry.
10 Q All right. And essentially, does that allow a
11 corporation that wants to be a charitable
12 corporation to receive contributions from anyone
13 and have those contributions be tax-exempt--
14 A Well, it allows--
15 Q --or deductible for tax purposes?
16 A It allows donor deductibility for those
17 contributions for those purposes, correct.
18 Q Okay. What does a corporation that wants to be a
19 charitable corporation, a 501(c)(3) corporation,
20 have to do to obtain that status?
21 A In general, organizations that want to be exempt as
22 described in Section 501(c)(3) are required to fill
23 in a Form 1023 and submit it to the Internal
24 Revenue Service for consideration.

1 _____
2 Whereupon,
3 DAN ROSE,
4 having been first duly sworn,
5 was examined and testified
6 as follows:
7 _____
8 THE CHAIR: All right. Thank you.
9 Mr. Hart?
10 DIRECT EXAMINATION BY MR. HART:
11 Q Would you tell us your name, please, sir.?
12 A My name is Daniel Rose.
13 Q Mr. Rose, how are you employed?
14 A I'm employed at the Internal Revenue Service.
15 Q And what is your job with the Internal Revenue
16 Service?
17 A I'm the group manager of the Internal Revenue
18 agents in Greensboro, North Carolina, and in South
19 Carolina that examine exempt organizations.
20 Q All right. And how long have you been with the
21 Internal Revenue Service?
22 A Nineteen eighty-six (1986), very end of it.
23 Q Are you familiar, sir, with charitable corporations
24 under 501(c)(3)?

1 Q And is--is--does that have anything to do with
2 obtaining an identification number?
3 A No.
4 Q What does--tell us about an identification number.
5 A An employer identification number is--it's
6 analogous to a Social Security number for an
7 individual. It identifies the entity by number.
8 So it's--that's all. But they can be obtained--
9 it's an SS-4 form, I believe. It's not something I
10 normally get involved in, but I've seen the form.
11 It can be obtained through submitting that form.
12 It can be obtained--or it could have been obtained
13 years ago through a telephone number and this kind
14 of thing. But it's simply an identification
15 number.
16 Q Okay. So if a corporation--someone forming a
17 corporation were to send in an SS-4 number--an SS-4
18 form or call a certain location, they could get an
19 identification number, but that would not make them
20 a 501(c)(3) corporation; is that correct?
21 A That's correct.
22 Q You indicated a Form 1023, 1-0-2-3; is that
23 correct?
24 A Yes, sir.

1 Q What--what exactly is that form?
 2 A It's a form that is submitted that identifies the
 3 organization by name and address and--and gives
 4 them the general outline of their activities, their
 5 purposes, and this kind of thing so they can be--
 6 that would purport them to follow the guidelines as
 7 described in 501(c)(3).
 8 Q Okay. Once a corporation submits that Form 1023,
 9 is there an approval process that has to be gone
 10 through at the IRS?
 11 A There is. It's considered as to whether their
 12 activities conform to those guidelines, and they're
 13 either approved or denied.
 14 Q And if--if that process is approved, how is--how
 15 would we know that?
 16 A There are various public places where the
 17 organizations identified--the Internal Revenue
 18 Service has a publication that's probably as thick
 19 as a phone book called the Publication 78, and the
 20 501(c)(3) organizations are listed there. There
 21 are, you know, in recent years Web sites--public
 22 access Web sites have come available that you can
 23 look organizations up there. And I use those Web
 24 sites regularly.

1 filed and it is not granted exempt status, there is
 2 no record of that filing.
 3 Q Okay.
 4 MR. HART: That's all the questions I
 5 have of Mr. Rose.
 6 THE CHAIR: Cross-examination,
 7 Dr. Joyner?
 8 CROSS-EXAMINATION BY PROF. JOYNER:
 9 Q Yes, Mr. Rose. Just for clarity, first of all, you
 10 said that you checked the records for "The
 11 Community Health Center"?
 12 A It's the Community's Health Center, yeah,
 13 Foundation.
 14 Q Okay. Now, are--are--
 15 A I've got it written down if you--
 16 Q Okay. Do you want to look at your notes, then, and
 17 figure out which one it is?
 18 A The Community's Health Foundation, Incorporated.
 19 Q The Community's--
 20 A The Community's, T-Y, apostrophe, S.
 21 Q You didn't look under "The Community"--
 22 A I'm sorry.
 23 Q Did you look under "The Community Health
 24 Foundation"?

1 Q Okay. I'm going to ask you if you--if there's come
 2 a time where you have been asked to look to
 3 determine whether or not a corporation called the
 4 Community Health Foundation, Incorporated, in
 5 Wilmington, North Carolina, ever filed for
 6 501(c)(3) status.
 7 A Yes.
 8 Q And what did you determine from that investigation?
 9 A There's a--the determinations process is centered
 10 in Cincinnati, Ohio. That's what we call our
 11 records unit, and I have reason to call them every
 12 once in a while. And I've called and asked about
 13 this--it's Community's Health Center, I believe.
 14 We have no record of that organization being given
 15 exempt status under 501(c)(3).
 16 Q Have you checked through other means, as well?
 17 A I checked on the Web sites, and they don't show up
 18 there. We've looked in Publication 78 that--the
 19 Internal Revenue Service document. It does not
 20 show up there.
 21 Q Do you have any way of determining whether or not
 22 anything was ever even filed to obtain that status?
 23 A Well, I was wondering about that, and I asked the
 24 records unit. Apparently, if an application is

1 A I looked under several variations. At first I
 2 thought it was "Communities," as in plural. We
 3 looked under that. We looked under "Community."
 4 We looked under "Community's," as in possessive.
 5 And there was no record--no record of it.
 6 Q Okay. So you didn't find a record of that?
 7 A Correct.
 8 Q Now, you said you've been an IRS agent for how
 9 long?
 10 A Well, I've been with the Internal Revenue Service
 11 since 12-29 of '86. I became a Revenue agent in
 12 May of '94. I came to North Carolina July 1st of
 13 '05.
 14 Q And, now, 501(c)(3) status, as--as you understand
 15 it, is conferred upon organizations that are
 16 engaged in charitable and community activities; is
 17 that correct? Or at least it meets the criteria
 18 for a 501(c)(3) status?
 19 A Well, the--Section 501(c)(3) has several areas that
 20 it confers the exempt status on. It's--
 21 Q Well--
 22 A I can't promise you I remember every one of them,
 23 but they're such as charitable, educational,
 24 scientific research, literary, this kind of thing,

1 med--medical care, this kind of thing.
 2 Q But 501(c)(3)--
 3 A Right.
 4 Q --is specific as to corporations that are operated
 5 exclusively for religious, charitable, scientific,
 6 testing for public safety, literary, or educational
 7 purposes; is that correct?
 8 A Yes, if it's awarded.
 9 Q And if a corporation meets that criteria, then it
 10 is a 501(c)(3) organization?
 11 A No.
 12 Q It's not?
 13 A No. That's the--that's the reason for the
 14 application process. It comes in, and we--we--it's
 15 a letter called a determination letter that is sent
 16 out once we have determined that the application
 17 meets the criteria.
 18 Now, there's--the first one you mentioned
 19 was a religious organization, and churches, I
 20 believe, are the only ones that do not--are not
 21 required to file an application. It's the
 22 separation-of-church-and-state thing. So churches
 23 don't have to file a Form 990, which is the
 24 information return, and they do not have to apply

1 about a piece of paper, should they not be given a
 2 copy of the piece of paper?
 3 THE CHAIR: Well, I'm going to let
 4 Dr. Joyner ask his question, and then if we think
 5 that--that it will help Mr. Rose to see that, then
 6 we can do that. But I'll let Dr. Joyner go ahead
 7 and ask his question.
 8 PROF. JOYNER: Well, I'll let him--I only
 9 have one copy of this, but I'll let him see it. I
 10 mean, he's supposed to be an expert. That's what I
 11 understand.
 12 A Well, let me explain something--
 13 PROF. JOYNER: But I'll let him see it.
 14 THE CHAIR: No, no, no. Let's let there
 15 be a question first.
 16 THE WITNESS: I'm sorry.
 17 THE CHAIR: So why don't we go ahead and
 18 let him take a look at the paper and then--let him
 19 read it for a minute, and then if you'll--after you
 20 read it, let me know--return it to Dr. Joyner, and
 21 we can proceed with the questions. Thank you.
 22 A (Examines paperwritings.) I guess whether I'm
 23 familiar--
 24 THE CHAIR: Are you done reading?

1 for exempt status, but all of the others do.
 2 Q Well, are you familiar with Section 508(a) of
 3 the--of the Code?
 4 A Not very much, no.
 5 Q You're not familiar with that?
 6 A No.
 7 Q 508(a) says that new organizations must notify the
 8 Secretary that they are applying for recognition of
 9 501(c)(3) status. Are you familiar with that?
 10 A Well, I'm familiar with the requirement, yeah.
 11 Q And--
 12 A That's what the Form 1023 is for.
 13 Q But this notification procedure in--in the--by law
 14 creates two mandatory exceptions, does it not?
 15 A Well, you asked me if I was familiar with it, and
 16 I'm not that much, so--
 17 Q Oh, you're not. Okay. Well, let me--
 18 A 508(a) or (e), you said?
 19 Q Well, five--let's look at 508(c).
 20 A Okay.
 21 Q 26 USCA 508(c)(1)--
 22 REP. STAM: Mr. Chairman, I have a--
 23 THE CHAIR: Representative Stam?
 24 REP. STAM: If someone's being asked

1 THE WITNESS: Yeah, but I can't remember
 2 everything I've read here. This is not a section
 3 we deal with. That's what I'm trying to tell you.
 4 THE CHAIR: Let's hang on for a minute.
 5 All right. If you'll return that to Dr. Joyner,
 6 please--all right. Dr. Joyner, if you'll go ahead
 7 and pose the question, Mr. Rose, then you can
 8 answer the question.
 9 Q (By Prof. Joyner) All right. Let me--let me start
 10 with this, then. 26 USCA 508--that is a statute
 11 enacted by Congress dealing with Internal Revenue
 12 matters; is that correct?
 13 A Yes, looks to be.
 14 Q And specifically it refers back to the recognition
 15 of 501(c)(3) organizations; is that correct?
 16 A It looks to, yes.
 17 Q All right. And that is under 501--508--I'm sorry--
 18 (c), a section called "Exceptions to the
 19 Notification Process." Do you recall seeing that?
 20 A Yes.
 21 Q And one of those exceptions, as you indicated,
 22 deals with churches, their integrated auxiliaries,
 23 conventions, and associations; is that correct?
 24 A Church organizations, yes.

1 Q And as to them, they need not file or notify the
2 Secretary of the claim of 501(c)(3) status. Is
3 that your understanding?
4 A Yes.
5 Q And--because there is a presumption--well, not that
6 there's a presumption, but they are treated
7 differently, and if challenged, then they have to
8 establish their--the fact that they are a
9 legitimate 501(c)(3) organization; is that correct?
10 Or you're not familiar with that, either?
11 A No. You say if they're challenged--I don't
12 understand your question, if you'd restate it.
13 Q You do understand that religious organizations,
14 based on the statute--
15 A Yes.
16 Q --don't have to notify or apply--
17 A Correct.
18 Q --for 501(c)(3) recognition?
19 A Correct.
20 Q And in addition to that, it says any organization
21 which is not a private foundation and the gross
22 receipts of which in each taxable year are normally
23 not more than five thousand dollars (\$5,000), they
24 need not apply for recognition either, doesn't it?

1 Q And I'm talking about now organizations.
2 A Other than churches?
3 Q Isn't that what the statute says, Mr. Rose?
4 THE CHAIR: All right. We're--
5 A It says--it looks like there's two exceptions
6 there. One is churches.
7 THE CHAIR: We're going to take a break
8 at this point. I'm going to recess us for ten
9 minutes, staff, sergeant-at-arms, if you'll make
10 copies, please, of that statute, give it to
11 Mr. Rose, to Mr. Hart, to the Committee members.
12 We're in recess for ten minutes until a copy of the
13 statute can be made.
14 _____
15 (TWELVE-MINUTE RECESS)
16 _____
17 THE CHAIR: All right. We'll come back
18 to order, and I'm going to take my coat off, so I'm
19 certainly going to allow anybody else who wants to
20 to do that. All right. We're back on cross-
21 examination with Dr. Joyner. I think everyone has
22 a copy of the statute. Committee members should
23 have it. Mr. Hart and Mr. Peters should have it.
24 Dr. Joyner, the witness is back with you.

1 A I remember seeing that just now, yes.
2 Q All right. And that's what--and that's what the
3 statute says?
4 A I remember seeing that just now, yes.
5 Q Okay. And is that what the statute says?
6 A It's what it says there, yes.
7 Q All right. Is there anywhere else that this
8 information would be?
9 A Well, see, this is the determination process. You
10 know, to put this into context, when we go to find
11 if an organization has been granted exempt status,
12 we look it up in various places. We might even
13 call that records unit that I was mentioning. But
14 this is not an area that our group gets into, you
15 know. We're not in the determination process.
16 Q Okay.
17 A That's centralized in Cincinnati.
18 Q Okay. Well, I wasn't asking you about that. I was
19 just asking, is there not, based on United States
20 Code Annotated statutes, an exception for
21 organizations, just like churches, that they need
22 not register for 501(c)(3) status?
23 A Correct. Churches do not need to register or
24 apply.

1 Q (By Prof. Joyner) All right. Mr. Rose, have you
2 had a chance now to review the federal law?
3 A I'm looking at it, yes.
4 Q You're looking at it now? Have you had a chance to
5 read it?
6 A This part, yes.
7 THE CHAIR: Hang on. You're going to
8 need to speak into the microphone so the court
9 reporter can hear. Thank you.
10 A Yes.
11 Q Do you see 508(b)?
12 A 508(b), yes.
13 Q (B). All right. And does not that section
14 basically stand for the proposition that if--if the
15 notification of 501(c)(3) status is not given to
16 the Secretary, that there should be a presumption
17 that the organization is a private foundation?
18 A Yes. That's what it says.
19 Q All right. And by giving notification of 501(c)(3)
20 eligibility, that authorizes the Secretary to
21 designate the organization as a public or a
22 charitable foundation; is that correct?
23 A There are two designations of 501(c)(3). On is a
24 private foundation. One is a public charity.

1 They're determined by the range of donations coming
2 in. So organizations are private foundations until
3 they're determined to be public charities. That's
4 what 509(a) talks about, yes.

5 Q But if it's deemed to be a private foundation
6 without notifying the Secretary of 501(c)(3)
7 status, then it is not tax-deductible--tax-exempt?
8 A Yes. I believe you're correct.

9 Q I mean, the law is right there in front of you.
10 A Yeah, but the way you said it is what I'm
11 questioning.

12 Q Well, a private foundation that has been designated
13 as a 501(c)(3) organization is tax-exempt?
14 A Yes.

15 Q And a private foundation which has not received a
16 501(c)(3) notification is not tax-exempt?
17 A Correct.

18 Q All right. And the private foundation becomes
19 tax-exempt because it gives notice to the Secretary
20 in the form of your Form 1023; is that correct?
21 A It applies for exempt status through Form 1023.

22 Q Then the statute goes on to make mandatory
23 exceptions to that requirement?
24 A Yes.

1 A If they do not apply, then they're presumed to be a
2 private foundation and--which negates 508(c)(b).
3 Q Well, let's see if I can help you with your--with
4 your reading of this. Do you see (c)(1)?
5 A Yes.

6 Q And do you see right next to the term "mandatory
7 exceptions"?
8 A Sure.

9 Q What does--what does that say?
10 A "Subsections (a) and (b) shall not apply to."
11 Q Okay. So that means those two organizations need
12 not comply with either 508(a) or 508(b)?
13 A Correct.

14 Q So that's correct?
15 A That is correct.

16 Q Okay.
17 A That's what it says.

18 Q So all we have to do is to show that the
19 organization fits into the (c)(1)(b) designation,
20 and it need not file a Form 1023?
21 A It does not need to file a 1023 if it doesn't wish
22 to have exempt status, correct.

23 Q Mr. Rose, you're--you're trying to redraft in your
24 mind--

1 Q One is for religious organizations or churches,
2 because it really doesn't say "religious
3 organizations," it says "churches"--
4 A Correct.
5 Q --right?
6 A And for any organization which is not a
7 private foundation and the gross receipts of which
8 is--in each taxable year are normally not more than
9 five thousand dollars (\$5,000)--
10 A Yes.
11 Q Do you see that there?
12 A Yes.
13 Q So those two groupings would not be required to
14 notify the Secretary for 501(c)(3) classification;
15 is that correct, based on the statute?
16 A Well, I think you're missing that 508--508(b) says
17 that if you do not--"does not notify the Secretary
18 that it is not a private foundation shall be
19 presumed to be a private foundation"--and the
20 exceptions--you're saying that an organization that
21 is not a private foundation--now, if they do not
22 apply, they're presumed to be a private foundation.
23 This is the way I'm reading this.
24 Q Well--

1 A No, I'm trying to understand--
2 Q --the statute.
3 A --your questions, sir.
4 Q Do you want me to go back again?
5 A Well, let's start from the section where it says,
6 "Subsections (a) and (b) shall not apply to (a) and
7 (b)."
8 Q All right. Well, let's--let's--let's--let me ask
9 you this way: When it says, "Subsection (a) and
10 (b) shall not apply," that means that it is
11 mandatory from Congress--
12 A Right.
13 Q --that those two groupings need not file a Form
14 1023?
15 A Correct. You're right. Okay. All right.
16 Q So once we have determined that the organization
17 fits into the (c)(1)(b) exception, it need not file
18 a Form 1023?
19 A Doesn't need to file one, no.
20 Q So the fact that you looked for and did not find a
21 designation for the Community Health Foundation, if
22 it received less than five thousand dollars
23 (\$5,000) normally per year, means absolutely
24 nothing with respect to a determination of whether

1 it's a 501(c)(3) organization?
 2 A See, I'm getting hung up on where it says--in (b)
 3 it says, "Any organization which is not a private
 4 foundation and the gross receipts of which in each
 5 taxable year are normally not more than five
 6 thousand dollars (\$5,000)"--"any organization which
 7 is not a private foundation"--but when you look
 8 under 508(b), if they do not notify the Secretary
 9 that it is not a private foundation, it shall be
 10 presumed to be a private foundation.
 11 And I also want to tell you--I'm trying
 12 to answer this the best I can, but this is not an
 13 area we get into. But by the reading of this, it
 14 seems, honestly--it seems they have to tell us that
 15 they are not a private foundation before exception
 16 (b) fits.
 17 Q Well, let's--let's go back, because I know this
 18 reading sometimes is hard. I understand--
 19 A Sorry.
 20 Q --it's hard sometimes.
 21 A I'm trying to follow you.
 22 Q All right. 508(c), 508(c)(1)--
 23 A Yes.
 24 Q --says, "Subsections (a) and (b) shall not apply."

1 are normally not more than five thousand dollars
 2 (\$5,000)." I have no idea what the revenue of this
 3 organization was, so the five thousand dollars to
 4 me doesn't mean anything.
 5 But it says, "Subsections (a) and (b)
 6 shall not apply to any organization which is not a
 7 private foundation." If--(b) says that if they do
 8 not notify us that it is not a private foundation,
 9 it shall be presumed to be a private foundation.
 10 So an organization that does not apply
 11 for (c)(3) status is presumed to be a private
 12 foundation. And (c)(b) looks to me to be--the
 13 conditions are not met. That's the way I'm
 14 reading.
 15 Q All right. Mr. Rose, let's work through this
 16 again, now.
 17 A All right.
 18 Q Subsection (1)(b)--(c)(1)(b)--
 19 A (C)(1)(b). Yes.
 20 Q --relates to an organization which is not a private
 21 foundation as defined--you do see that there, don't
 22 you--
 23 A Sure.
 24 Q --in Section 509(a)?

1 So in spite of that mandatory language,
 2 now you want to read into this statute some
 3 requirement that it apply or that it utilize
 4 Section (b) when the statute says that it shall not
 5 apply? Do you see that section that says
 6 "Subsections (a) and (b) shall not apply"?
 7 A Yeah.
 8 Q So if it says "shall not apply," then how can you
 9 go back to (b) and use that as justification for a
 10 requirement that there be some notification?
 11 A What I'm questioning is whether (b) is met. It
 12 says, "Mandatory exceptions. Subsections (a) and
 13 (b) shall not apply to." Let's leave (a) alone. I
 14 think we can agree (a) is irrelevant; is that
 15 right?
 16 Q Well, we--we--however you want to read it.
 17 THE CHAIR: Okay. And, Mr. Rose, you
 18 answer the question, but we're not going to engage
 19 in--
 20 MR. ROSE: I'm sorry.
 21 THE CHAIR: Okay. Thank you.
 22 A All right. "Subsection (b) shall not apply to any
 23 organization which is not a private foundation and
 24 the gross receipts of which in each taxable year

1 A Correct.
 2 Q Now, do you know what 509(a) says?
 3 A 509(a) says that an organization is presumed to be
 4 a private foundation unless it fits one of the
 5 criteria of (a) (1), (2), (3), or (4). And (a)(1)
 6 and (2) have to do with the type of funding that
 7 they receive.
 8 Q Well, do you have 509(a) there in front of you?
 9 A No. I've seen it.
 10 Q Oh, you've seen it?
 11 A That one I'm--
 12 Q Well, do I need to show you a copy of that?
 13 A No. What do you feel it says? Which--I'm not
 14 understanding your question about 509(a).
 15 Q Well, "any organization which is not a foundation
 16 as defined by 509(a)"--
 17 A Right.
 18 Q --that's one criteria--"and the gross receipts of
 19 which in each taxable year are normally not more
 20 than five thousand dollars (\$5,000)"--
 21 A Uh-huh (yes).
 22 Q --and my question was, assuming that the income in
 23 each taxable year is normally not more than five
 24 thousand dollars, would that organization be

1 required to file a Form 1023?
 2 A Well, there's two conditions in (b), and you're
 3 only alluding to the second one. It says, "Any
 4 organization which is not a private foundation and
 5 the gross receipts"--I don't know what the gross
 6 receipts--if the gross receipts--if it's not a
 7 private foundation and gross receipts are not more
 8 than five thousand dollars (\$5,000), you're
 9 correct, they do not have to apply.
 10 Q All right. So you do agree--
 11 A Yes, sir.
 12 Q --you do agree that that--that that would apply and
 13 you would not have to file--
 14 A If they--
 15 Q --a Form 1023?
 16 A If they meet both of those criteria, I agree with
 17 you.
 18 Q Okay. So--so those are at least two mandatory
 19 exceptions?
 20 A Yeah, (a) and (b) you're talking about. Yes.
 21 Q And then the statute goes on to say that the
 22 Secretary may, by regulation, exempt other
 23 organizations. Have you checked the Secretary's
 24 exemptions to see if they might apply in this

1 those exceptions?
 2 A I'm looking at Number 2 here. Just a moment,
 3 please. (Examines paperwritings.) Well, it says
 4 it may exempt from those provisions (a) and (b) or
 5 both, educational organizations, which is, a,
 6 described in 170(b)(1)(A)(iii), and, b, any other
 7 class of organizations with respect to which the
 8 Secretary determines the full compliance with the
 9 provisions of Subsections (a) and (b) is not
 10 necessary to the efficient administration of the
 11 provisions--okay. Okay. Well, to answer your
 12 question, now that I read this, no, I have not
 13 looked at the regulations.
 14 Q Okay. And that--and that--and that--and that was
 15 my question.
 16 A Okay.
 17 PROF. JOYNER: Mr. Chairman, I don't have
 18 any other questions.
 19 MR. CHAIR: I'm sorry. Redirect
 20 examination?
 21 MR. HART: No questions, sir.
 22 THE CHAIR: All right. Actually, we've
 23 got a slightly different process. Hang with me.
 24 You may or may not be done. Question,

1 situation?
 2 A The regulations? Well, where it says--no, I
 3 haven't looked at the regulations recently. To be
 4 honest with you, when these things come up, I read
 5 the regulations. I don't try to commit--
 6 Q So if an organization--
 7 REP. STAM: Dr. Joyner, let's let him
 8 finish his answer.
 9 A To be honest with you, when these things come up, I
 10 look at the regulations. I don't try to commit
 11 them to memory.
 12 Q And looking at this statute--
 13 A Yes.
 14 Q --which is not a regulation--
 15 A Correct.
 16 Q --but the law--
 17 A Yes.
 18 Q --it says that the Secretary can exempt other
 19 organizations not mentioned and not covered by (a)
 20 and (b); is that correct?
 21 A Yes.
 22 Q And you have not checked the Secretary's
 23 regulations to see how the Community Health
 24 Foundation might or might not apply to those--to

1 Representative Stam?
 2 REP. STAM: Thank you, Mr. Chair. In
 3 looking at Exhibit 1, which is the name of the
 4 entity in question, the Community's Health
 5 Foundation, Inc., my question is this: We've had a
 6 forecast of evidence that this corporation, the
 7 board of directors never met, that the--there were
 8 no bylaws and that the chairman--that the chairman,
 9 Mr. Wright, Representative Wright, deposited in his
 10 own personal bank account contributions of several
 11 thousand dollars to his own account. Could a
 12 corporation like that qualify as a corporation to
 13 which contributions are tax-deductible under
 14 501(c)(3)?
 15 PROF. JOYNER: Objection.
 16 THE CHAIR: Basis for the objection?
 17 PROF. JOYNER: One, I don't know that
 18 this--this witness is qualified to interpret the
 19 statute and to make designations of--of tax-exempt
 20 status. That's not what he was represented to be
 21 able to do when he was presented as a witness.
 22 THE CHAIR: Mr. Hart?
 23 MR. HART: He's just spent twenty minutes
 24 asking the witness for his interpretation of the

1 statutes, Mr. Chairman.
 2 THE CHAIR: I agree, and the objection on
 3 that grounds is overruled. You can answer the
 4 question if you can.
 5 THE WITNESS: Organizations are required
 6 to provide organizational documents--there's--
 7 there's two tests to be designated an exempt
 8 organization. One is the organizational test. One
 9 is the operational test.
 10 The organizational test is demonstrated
 11 by organizational documents. We require the
 12 organizational documents to identify the purpose of
 13 the organization, and it has to comply with the
 14 purposes described in the particular subsection.
 15 So if they don't have bylaws, I don't--I don't--
 16 that's not fatal to their exempt status.
 17 501(c)(3) goes on, after it describes the
 18 various purposes of the--the section or
 19 organizations described in the section--it goes on
 20 to ban certain activities. There's an absolute ban
 21 on political activities. There's a ban on
 22 substantial legislative activities, and there's a
 23 ban on inurement of funds to any shareholder--is
 24 the word they use, but it means that--inurement

1 fifteen hundred dollars that went straight into the
 2 pocket of Representative Thomas Wright, would that
 3 mean that this corporation--that contributions to
 4 this corporation would not be tax-exempt under
 5 federal tax law?
 6 THE WITNESS: Contributions would be not
 7 tax-exempt--I think--would they be not deductible?
 8 REP. STAM: I'm sorry. Not be deductible
 9 against the income tax.
 10 THE WITNESS: Well, the--what happens
 11 when an organization applies for exempt status and
 12 is granted the exempt status, the--as I alluded to
 13 before, the organization's identified in
 14 Publication 78 and--and other various places. If
 15 an organization gives a donation to--if a company,
 16 Anheuser-Busch, whoever, gives a donation to an
 17 organization that is listed by the Service in its
 18 Publication 78, for example, they get the donation.
 19 They get the donation because they're taking the
 20 Service's word that it is an exempt organization
 21 under 501(c)(3).
 22 REP. STAM: A final question, if I could?
 23 THE CHAIR: Certainly.
 24 REP. STAM: Well, in this case where

1 means excess benefit or benefit beyond reasonable
 2 benefit to people that have control of the
 3 organization.
 4 We have--you know, we do examinations of
 5 these organizations, and several--often what we
 6 find is the people that control the organizations
 7 use the money for their own purposes. This is what
 8 inurement is. And this is what can cause the exempt
 9 status of the organization to be--proposed to be
 10 revoked.
 11 THE CHAIR: Representative Stam?
 12 REP. STAM: Looking at Page 2 of
 13 Exhibit 1, if you look under "Prohibited
 14 Activities"--and this is the articles filed by
 15 Representative Thomas E. Wright--is that what
 16 you're referring to, "No part of the net earnings
 17 of the corporation shall inure to the benefit of or
 18 be distributable to its members, directors,
 19 officers, or other private persons"?
 20 THE WITNESS: Yes.
 21 REP. STAM: So if--if the testimony
 22 that's to come later under the forecast of evidence
 23 would be that AstraZeneca gave twenty-four hundred
 24 and Anheuser-Busch gave five thousand and AT&T gave

1 there is no listing, if these corporations had
 2 given this money thinking that it was going for the
 3 charitable purpose, would they now have to amend
 4 their returns and instead of claiming charitable
 5 contributions, just not claim that deduction?
 6 THE WITNESS: I don't examine for-profit
 7 organizations, sir. I--I believe you're correct,
 8 but--but I don't examine for-profit corporations.
 9 THE CHAIR: Any further questions,
 10 Representative Stam?
 11 REP. STAM: No, sir.
 12 THE CHAIR: All right. Representative
 13 Lucas?
 14 REP. LUCAS: No, sir.
 15 THE CHAIR: Representative McGee?
 16 REP. MCGEE: No questions.
 17 THE CHAIR: Thank you. Representative
 18 Warren?
 19 REP. WARREN: No questions.
 20 THE CHAIR: Representative Wiley?
 21 REP. WILEY: No questions.
 22 THE CHAIR: All right. And the Chair has
 23 no questions. Now, redirect examination as the
 24 result of any questions asked by Committee members,

1 Mr. Hart?

2 MR. HART: No questions.

3 THE CHAIR: All right. Thank you.

4 Any recross, Dr. Joyner?

5 RECROSS-EXAMINATION BY PROF. JOYNER:

6 Q Mr. Rose--

7 A Yes, sir.

8 Q --in your search of the records, did you find any

9 record which showed that the 501(c)(3) status of

10 the Community Health Foundation had been revoked?

11 A Had been revoked?

12 Q Right.

13 A No, sir.

14 Q Now, my understanding of the law is that once the

15 501(c)(3) status is granted--

16 A Yes.

17 Q --by whatever method it's granted, that the

18 organization keeps it until such time as it's been

19 revoked; is that correct?

20 A Yes.

21 Q Okay.

22 PROF. JOYNER: No further questions.

23 THE CHAIR: All right. Thank you very

24 much, Mr. Rose. You may step down.

1 THE CHAIR: Mr. Burbank, if--when you

2 speak, you will need to speak into the mic, since

3 everyone needs to hear you and the court reporter

4 is taking it down. Thank you. Mr. Hart?

5 DIRECT EXAMINATION BY MR. HART:

6 Q Would you tell us your name, please, sir?

7 A Ronnie L. Burbank.

8 Q Mr. Burbank, how are you employed?

9 A I'm currently employed with North State Bank as a

10 commercial lender.

11 Q And prior to North State Bank, how were you

12 employed?

13 A I was employed by Coastal Federal Bank from October

14 2001 until February 2007.

15 Q And where is that located, sir?

16 A It--our office was located at 109 Market Street in

17 Wilmington. It's since been closed.

18 Q All right. While you were with Coastal Federal

19 Bank, did you have occasion to come into contact

20 with Representative Thomas Wright?

21 A I did.

22 Q At some point in the year 2002, have conversations

23 with him about a piece of land that he wanted to

24 purchase?

1 The next witness, Mr. Hart?

2 MR. HART: May Agent Rose be excused,

3 please?

4 THE CHAIR: Let me--hang on, Agent Rose.

5 Any reason, Dr. Joyner, he cannot be excused?

6 PROF. JOYNER: There's no reason he can't

7 be excused.

8 THE CHAIR: And Mr. Hart?

9 MR. HART: Yes.

10 THE CHAIR: Thank you very much. You're

11 excused from your subpoena. Thank you, Agent Rose.

12 Next witness, please?

13 MR. HART: Special Counsel calls Ronnie

14 Burbank.

15 THE CHAIR: Mr. Burbank? If the court

16 reporter will go ahead and swear Mr. Burbank in,

17 please?

18 * * * * *

20 Whereupon,

21 RONNIE L. BURBANK,

22 having been first duly sworn,

23 was examined and testified

24 as follows:

1 A I did.

2 Q Do you remember about when that was in that year?

3 A January, maybe. It could have actually been late

4 2006, November or December. I'm not real certain

5 on the date.

6 Q Two--2001?

7 A I'm sorry. Yes, 2001.

8 Q Okay. All right. And tell us--tell us a little

9 bit about that. How did you know Representative

10 Wright, and how did you come to have conversations

11 with him about that property?

12 A Well, I had met Representative Wright through a

13 couple of social functions. I had served on the

14 board of a nonprofit organization called Wilmington

15 Downtown, Incorporated, and I had the pleasure to

16 meet him on a couple of social occasions. So

17 that's really how I was introduced to

18 Representative Wright.

19 Q Okay. And in regard to the possible purchases of

20 land and a loan, how did that come about? Did you

21 approach him, or did he approach you?

22 A I'm not real sure. I know that at one point we did

23 tour the Community Health Center. I had been

24 calling in that area on North Fourth Street trying

1 to develop business, and so he was gracious to give
 2 us a tour of that one afternoon. And I think this
 3 came about as a--as part of that visit.
 4 Eventually, he called me when he had a need to
 5 purchase some property.
 6 Q Okay. And do you remember much about the
 7 conversation when he did call about the purchase?
 8 A No, sir. I really can't give a lot of detail other
 9 than he did want to buy a building to eventually
 10 renovate and commemorate--commemorate the 1898 race
 11 riots, and to use it for some office space for the
 12 health center.
 13 Q Okay. And after that conversation, did you become
 14 interested in possibly providing a loan for that
 15 purpose?
 16 A I did.
 17 Q And can you tell us about that? What--what kind of
 18 a process did you go through, and what transpired
 19 between you and Representative Wright?
 20 A Well, we took a look at the request and--and
 21 overall need for purchasing the building and the
 22 fact that it would be good for the neighborhood.
 23 And certainly we asked for how we were going to get
 24 repaid, how it would be collateralized, obviously.

1 along with an offer to purchase and contract on the
 2 subject property. And the determination to make
 3 the loan was made either by a loan officer with the
 4 appropriate loan authority or a committee. In this
 5 case, it was me. I had the authority to approve
 6 the loan request.
 7 Q All right. And did you have a--an amount limit
 8 that you could--could approve by yourself, or--
 9 A Yes, I did. I can't give you the specifics, but it
 10 certainly was at least a hundred fifty thousand
 11 dollars (\$150,000) at the time.
 12 Q Okay. All right. I want to ask you, if you would,
 13 sir, if you'll look at the notebook in front of you
 14 and go to Exhibit Number 4. Do you recognize that
 15 one-page document, sir?
 16 A I do.
 17 Q And what do you recognize that as being?
 18 A That is our Report of Loan. That is my basic loan
 19 application, if you will.
 20 Q All right. And is that particular document,
 21 Exhibit Number 4, regarding the loan that you have
 22 begun--begun to discuss with us here today about
 23 Representative Wright?
 24 A It is.

1 And--and the conversations went on to where we
 2 ended up approving the loan.
 3 Q All right. Now, you said the conversation included
 4 how the loan was going to be collateralized. What
 5 do you mean by that?
 6 A Well, obviously we were going to have a deed of
 7 trust on the property that was being purchased.
 8 The bank was secured by first deed of trust on the
 9 property that ultimately was purchased by the
 10 Community Health Foundation.
 11 Q Okay. And was--well, let me just back you up just
 12 a little bit. When you talk about collateral for a
 13 loan, for those of us who may not fully understand
 14 that process, what--what is the purpose of
 15 collateral for a loan?
 16 A Well, it's protection for the bank in the event
 17 the--the loan defaults.
 18 Q Okay. And by a loan defaulting, that's the
 19 borrower does not pay the payments; is that
 20 correct?
 21 A That's--that's correct.
 22 Q Okay. And at--how did--how did the loan process
 23 work at Coastal Federal Bank?
 24 A Well, the--the loan request was submitted to me,

1 Q And is that your signature in the lower left-hand
 2 corner of that document?
 3 A It is.
 4 Q All right. If you would, walk us through that--
 5 well, let me ask you this: Is that an accurate
 6 copy of the actual document that you filled out
 7 regarding the loan that you discussed with
 8 Representative Wright?
 9 A It does appear to be, yes.
 10 Q All right.
 11 MR. HART: Your Honor--Mr. Chairman, at
 12 this time I would move to introduce Exhibit
 13 Number 4.
 14 THE CHAIR: Any objection, Dr. Joyner?
 15 PROF. JOYNER: No objection.
 16 THE CHAIR: Without objection, it is
 17 admitted. Thank you.
 18 Q (By Mr. Hart) If you would, sir, walk us through
 19 that document, and--and tell us a little bit about
 20 what's in there. For instance, the--the purpose of
 21 the credit and amount, what--what did you put in
 22 there, and what does that mean?
 23 A Well, the purpose of the credit states that it is
 24 to purchase a lot and building for the 1898

1 memorial on North Fourth Street.
 2 Q And what was the loan amount?
 3 A One hundred and fifty thousand dollars (\$150,000).
 4 Q And the next block is "Source of Repayment," is
 5 that correct?
 6 A That is correct.
 7 Q And you have a primary and a secondary source.
 8 What is--was the primary source that was indicated
 9 as the loan?
 10 A Grant money from state and federal government.
 11 Q And the secondary source?
 12 A Conversion of assets.
 13 Q And when you say "conversion of assets," what does
 14 that mean?
 15 A Well, basically, liquidation of the collateral.
 16 Q Foreclosure on the property?
 17 A Yes, sir.
 18 Q Okay. But at least for the primary source, you
 19 were looking for, according to here, grant money
 20 from state and federal government?
 21 A That is correct.
 22 Q Is that information that was provided to you from
 23 Representative Wright?
 24 A That is correct.

1 A It is, indeed.
 2 Q You did not require a guarantor on this particular
 3 loan, did you?
 4 A No, sir, I did not.
 5 Q And why is that?
 6 A Because it was to a nonprofit, and it was for
 7 community development. At this stage, I didn't
 8 think one was necessary.
 9 Q All right. And was it also based, in part, on your
 10 knowledge of Representative Wright?
 11 A In part. I--I can't say that I knew Representative
 12 Wright that well at that time, but, in part, yes.
 13 Q Okay. All right. You said this--this was the
 14 paperwork that you filled out initially, and you
 15 signed it. Did you have to submit that to anyone
 16 else for approval?
 17 A No, sir.
 18 Q And you--was that because this was within your
 19 limits?
 20 A That is correct.
 21 Q All right. The--the actual loan and the purchase
 22 of the property took--was about another month
 23 later; is that correct?
 24 A I think that's correct, yes.

1 Q At the time that you filled out this particular
 2 paper, was that March 5th, 2002, as indicated on
 3 the top of that sheet?
 4 A It is.
 5 Q Was that the first part of the loan application
 6 process?
 7 A Yes.
 8 Q At that time, did you know what the grant was going
 9 to be?
 10 A Specifically, I'm not certain. Yes, I knew that it
 11 was going to be from a state agency, but I can't
 12 say specifically the agency at that time, on the
 13 5th of March.
 14 Q Okay. On some loans, sir, do you have a--what's
 15 called a guarantor?
 16 A Yes, we do.
 17 Q Tell us what a guarantor is.
 18 A A guarantor is someone who will pledge personal
 19 assets, in essence, to--in case the loan to the
 20 company defaults, they guarantee repayment of the
 21 loan.
 22 Q And what is the reason for having a guarantor?
 23 A Well, it's additional security for the bank.
 24 Q All right. Is that pretty important?

1 Q Early April?
 2 A I think that's correct.
 3 Q Okay. Was there further discussion between you and
 4 Representative Wright about the grants and any kind
 5 of documentation of the grants?
 6 A At some point prior to closing, I received a copy
 7 of the letter from Mr. Wade.
 8 Q All right. And when you speak of "the letter," I
 9 want to ask you to look at Exhibit Number 3 that's
 10 before you. Have you had a chance to look at that,
 11 sir?
 12 A Yes, sir, I have.
 13 Q And do you recognize that?
 14 A I do.
 15 Q What do you recognize that as being?
 16 A That appears to be the letter that I received to
 17 confirm grant money was the primary source of
 18 repayment for our loan request.
 19 Q All right. And you did receive that letter or see
 20 that letter from--received it from Representative
 21 Wright; is that correct?
 22 A I--I recall receiving the letter. I can't
 23 specifically say that Representative Wright handed
 24 it to me or delivered it to me, but I do recall

1 getting a copy, as I stated in my interview.
 2 Q All right. And did you take that letter at face
 3 value?
 4 A I did.
 5 Q Did you call, in any way, to check with the
 6 Department of Health and Human Services, or Torlen
 7 Wade, or anybody else?
 8 A I did not.
 9 Q And why is that?
 10 A I didn't feel the need to do so.
 11 Q Did you--did you trust Representative Wright to be
 12 giving that to you in good faith?
 13 A I did.
 14 PROF. JOYNER: Objection.
 15 THE CHAIR: Overruled.
 16 Q Mr. Burbank, would you have authorized this loan
 17 without a guarantor if it had not been for that
 18 letter, Exhibit Number 3?
 19 A Possibly not. I don't think so. I really can't
 20 answer that, because I had the letter. I--
 21 Q All right. Let me ask you this: As--as a banker
 22 and as someone concerned with repayments,
 23 collateral, as you said, guaranteeing the loan, was
 24 this letter at least a factor in your approval

1 problem with payment of the--the loan amount?
 2 A There did, yes.
 3 Q And what--what happened on that?
 4 A It--we were not paid at maturity. So therefore--I
 5 think it--we may have renewed the note a couple of
 6 times past maturity, waiting on the grant money to
 7 come in. But ultimately it never did, and, of
 8 course, the loan was declared in default. And I
 9 had no further contact with the loan at that time.
 10 Q Okay. So--and when you say the loan went into
 11 default, that means that the loan was not paid
 12 back, and--and Coastal Federal Bank was out that
 13 money unless it foreclosed on the property; is that
 14 correct?
 15 A That's correct. At some point, interest payments
 16 were no longer being made to renew, and we
 17 defaulted the loan, yes.
 18 Q Okay. You indicated that there was some efforts
 19 during that time period of the default to try to
 20 keep the--the loan going; is that right?
 21 A Indeed, yes.
 22 Q And was that both Representative Wright and Dan
 23 Gottovi, Dr. Gottovi?
 24 A I believe that would be correct, yes.

1 process?
 2 A Yes.
 3 Q Did you rely upon this letter to grant the loan?
 4 A Yes.
 5 Q And I believe you indicated earlier that at some
 6 point the loan was, in fact, granted and the
 7 property was purchased. Is that correct?
 8 A That is correct.
 9 Q At some point after that, sir--now, this--this was
 10 not a thirty-year mortgage or a fifteen-year
 11 mortgage, as we usually think about it; is that
 12 correct?
 13 A That is correct. It was a short-term note.
 14 Q And was that a ninety-day note?
 15 A I believe. I'm trying to get back to my exhibit,
 16 but I do believe that was correct, yes.
 17 Q So that the note would have come due sometime in
 18 July and August--July or August of 2002?
 19 A Excuse me. The schedule of repayment on the March
 20 5th note was a hundred and eighty days, which would
 21 have made it a six-month loan.
 22 Q Six-month loan? Okay.
 23 A Yes.
 24 Q All right. Did there come a time where there was a

1 Q All right. And as--as you indicated, there was
 2 still some discussion about still trying to get
 3 grant money; is that correct?
 4 A Yes, that's correct.
 5 Q If you would, sir, look at Exhibit Number 5, which
 6 is the next exhibit. That one-page document,
 7 "Notice of Foreclosure," is that a document that
 8 was from your bank?
 9 A It appears to be, yes.
 10 Q And that's the foreclosure notice that you
 11 indicated on the--the actual property because of
 12 nonpayment on the loan; is that correct?
 13 A It does appear to be, yes.
 14 MR. HART: Your Honor, please, I
 15 introduce Exhibit Number 5.
 16 THE CHAIR: I appreciate the promotion,
 17 but--Dr. Joyner, any--any objection?
 18 PROF. JOYNER: No objection.
 19 THE CHAIR: No objection? Without
 20 objection, Exhibit 5 is admitted. Thank you.
 21 MR. HART: Sorry, Mr. Chairman. Force of
 22 habit. That's all the questions I have for this
 23 witness, Your Honor.
 24 THE CHAIR: Thank you very much,

1 Mr. Hart. Dr. Joyner, cross-examination?
2 CROSS-EXAMINATION BY PROF. JOYNER:
3 Q Mr. Burbank, with respect to the loan process
4 involved here, did you have an independent
5 recollection of your conversations with the people
6 who were involved in conversations with you about
7 this--this loan?
8 A Other than Representative Wright?
9 Q No, I said did you have an independent--did you
10 have an independent recollection of your
11 conversations with people who were involved in this
12 loan process?
13 A Other than what I've testified to, no. I can't--
14 Q Well, now, did--is your recollection of what
15 happened based on your review of the file?
16 A Yes, sir. Most of my memory was from the review of
17 the file, yes.
18 Q All right. So without referring to the file
19 itself, you didn't have an independent recollection
20 of any conversations that you had with people
21 involved with this loan?
22 A Not in great detail.
23 Q Not in great detail?
24 A Not in great detail, no.

1 done business with Wayne prior to Coastal Federal.
2 Q Okay. And what was your previous bank?
3 A It was Carolina First Bank.
4 Q And--and, in fact, you and Mr. Loftin had, I guess,
5 contact outside of the banking business; is that
6 correct?
7 A Occasionally we would play golf, yes.
8 Q All right. So you had a--a personal relationship,
9 as well?
10 A Yes.
11 Q All right. And the--the property that was the
12 subject of this mortgage was property owned by
13 Mr. Loftin's parents?
14 A That is correct.
15 Q All right. And--and, in fact, Mr. Loftin was
16 intimately involved in the discussions leading to
17 the granting of this loan; isn't that correct?
18 A He may have been involved, but he had nothing to do
19 with the loan approval.
20 Q Well, did not Mr. Loftin make the initial contact
21 with you about securing a mortgage for this
22 building?
23 A That's very possible, yes.
24 Q And is it not true that you had some discussion

1 Q Okay.
2 A It had been--
3 Q Let me--
4 A --six years.
5 Q Let me just kind of walk through this just a little
6 bit. Did Representative Wright have a banking
7 relationship with the Coastal Federal Bank?
8 A Not at the time, no, sir.
9 Q And your testimony was that prior to this time you
10 had met Representative Wright at a couple of
11 social--social events in Wilmington?
12 A Yes, sir.
13 Q All right. And did you have any extended
14 conversations with him on any of these occasions?
15 A I wouldn't say "extended," just general
16 conversations about Wilmington, and particularly
17 North Fourth Street and that area. Yes.
18 Q Now, are you familiar with Wayne Loftin [phonetic]?
19 A I am.
20 Q And how are you familiar with Wayne Loftin?
21 A Wayne was a customer of mine at the time.
22 Q So Wayne Loftin had a banking relationship at the
23 Coastal Federal Bank; is that correct?
24 A That is correct, and at my previous bank. I had

1 with him about the particulars of this purchase and
2 the--the particulars of the purchase and the
3 purpose for the building being purchased from--from
4 his family?
5 A We did have that discussion, yes.
6 Q All right. And the--well, in the bank file, did
7 you have a copy of the offer to purchase?
8 A I'm assuming, sir. I--I don't have the file here.
9 I would think there would be a copy in there, yes.
10 Q All right. So you don't have a copy of that with
11 you?
12 A No, sir, not that I'm aware of. No.
13 Q Do you recall if you gave a copy of that to the
14 investigator involved in--in--in questioning you
15 about this matter?
16 A I provided nothing to anyone during this
17 investigation. The bank was--the bank that I
18 formerly worked for, I assume, provided the loan
19 file to the investigators. I've not provided
20 anything to anyone.
21 Q At the point that you--I think you were interviewed
22 by Mr. Umphlet?
23 A Umphlet. Yes.
24 Q Did he provide you with the documents which

1 purported to come from the file in this--for this
2 loan?
3 A I'm not certain, at the initial interview. I think
4 when another interview took place with Agent Rufus
5 Brown, I do believe at that time they had the file
6 documents or some of the file documents at that
7 time.
8 Q Okay. But you don't--you don't remember that?
9 A I remember the interview when they did have some of
10 the loan documents. It was not the initial
11 interview. It may have been the second interview
12 that we had.
13 Q All right.
14 A But they did come to Wilmington with some of the
15 loan files.
16 Q Okay. And in that second interview, did they
17 provide you with a copy of the offer--offer to
18 purchase and contract?
19 A Sir, I would--I'm not sure if it was in the
20 documents that they showed me. I do not have
21 copies of any documents. But it may have been in
22 there. I'm not certain.
23 Q Okay. What about the--the item that's been
24 introduced as Exhibit 4, was that provided to you

1 A That is correct.
2 Q All right. And does your signature here attest to
3 the fact that the loan was approved?
4 A It does.
5 Q And it was approved on the date given on the--on
6 this document; is that correct?
7 A That appears correct.
8 Q Okay. And it was for a hundred and fifty thousand
9 dollars (\$150,000), which was the amount of the
10 loan?
11 A Yes, sir.
12 Q All right. Now, you indicated that--well, in the
13 file, the bank file dealing with this loan, did you
14 have a--did you have closing documents?
15 A Yes.
16 Q And do you recall who closed the loan?
17 A The attorney may have been Alan Solana. He did
18 some work for our bank at the time. I'm not real
19 confident of that, though. But it's possible.
20 Q And in the--in the closing process, there is
21 typically closing instructions?
22 A That is correct.
23 Q And--and those closing instructions are given to
24 the closing attorney. So you're not involved in

1 as a part of the file?
2 A Yes, sir, it was. I recall seeing this Report of
3 Loan.
4 Q Okay. So you specifically remember the
5 investigator providing you with that document?
6 A Yes, I do.
7 Q And you can identify that document as one
8 that--that you--that you completed?
9 A Yes, sir.
10 Q All right. Now, the title of that report is the
11 "Report of Loan"?
12 A That is correct.
13 Q Right. This--this is not the loan application?
14 A Technically, no, it is not. It's an internal bank
15 document to identify what the loan is.
16 Q All right. Now, where is the loan application?
17 A There is no loan application.
18 Q There is no loan application?
19 A For a commercial loan, we typically did not take a
20 loan application as you would for a consumer loan
21 or a credit card or mortgage loan. No.
22 Q All right. Now, looking further now at Exhibit
23 Number 4, it indicates at the bottom of this that
24 the loan was approved; is that correct?

1 the--in the--I'm sorry--you need to answer that
2 question.
3 A Yes. That is correct.
4 Q Okay. And you're not involved in the closing of
5 the loan?
6 A That is correct.
7 Q Okay. So it was the closing of the loan that took
8 place a month later; is that correct?
9 A Yes. That's correct.
10 Q All right. And in that--in those closing
11 instructions, you would have any requirements that
12 the person who was receiving the loan had to
13 provide to the closing attorney?
14 A Correct.
15 Q Okay. Now, I want to just kind of take us back.
16 You had indicated that you had seen a copy of this
17 letter identified here as Exhibit 3?
18 A Yes, sir.
19 Q Okay. When did you see that letter?
20 A As I told the Agent, I can't pin that down. I
21 don't recall. I believe it was between March the
22 5th and the closing, however, 'cause it confirmed
23 the repayment source of the loan as being grant
24 money.

1 Q Well--
2 A But I can't give you a date. I--I--it's been six
3 years. I really cannot recall.
4 Q Okay. Now, you don't have with you the closing
5 instructions for this loan?
6 A No, sir, I do not.
7 Q Okay. And you don't have a present recollection of
8 what the closing instructions were?
9 A Other than the general things that go in it, no,
10 sir, I do not.
11 Q Okay. And so you--you're not able to say that a
12 condition of the closing or a closing instruction
13 was that this letter be provided?
14 A It would typically not have been in the closing
15 letter. No, sir.
16 Q That would not have been in the closing letter?
17 A No, sir. That is not something I would have
18 typically required to be in a closing letter.
19 Q All right. Now, do you recall the date that this
20 loan was closed?
21 A Sir, I cannot without looking at the loan
22 documents.
23 Q Just to refresh my recollection--
24 A Sure.

1 not have discussed any of those loan deals with
2 him.
3 Q But he was the one who first approached you about
4 making the loan?
5 A That could be the case, yes. Or providing loan
6 funding for it, yes.
7 Q And you were aware that--that the Loftins took a
8 second position on the--on--on the security for
9 this loan?
10 A Yes, I was made aware of that.
11 Q Okay. Now what--just explain to the members of the
12 Committee what that means.
13 A Well, that means they took a second deed of trust
14 for typically your equity portion in the property,
15 which is, again--I don't know how to explain it any
16 better than that. They--they basically put their
17 interest behind the bank to allow us to make the
18 loan.
19 Q All right. So that was a--now, typically it's done
20 the other way?
21 A Meaning? I'm not sure--
22 Q That--that the--the seller, if there is an equity
23 deed of trust, would take the first position?
24 A Not with bank funding. I would not have done that

1 Q --did--did you see those closing documents--
2 A Did I see the closing--
3 Q You don't have a present recollection that you saw
4 those closing documents?
5 A Since the loan was done, no, sir. I--I think that
6 maybe the note and security agreement may have been
7 provided by the agents in the file when they came
8 for the second interview. They may have had the
9 complete file, but I don't recall all the documents
10 that were in it. I do believe that the note,
11 security agreement, and so forth, maybe the deed of
12 trust, was in that file, along with the Report of
13 Loan that we've already discussed.
14 Q Now, during this--this process, this loan-granting
15 process, can you identify how many conversations
16 you had with Wayne Loftin about it?
17 A No, sir, I cannot.
18 Q But you do know that there were several
19 conversations that you had with him?
20 A I wouldn't say "several." I would probably say
21 that we certainly had the one to get the detail as
22 to what the transaction was about, but he had
23 absolutely nothing to do with the loan that I made
24 to Community Health Foundation. Therefore I would

1 in a second position, no.
2 Q You would not have done that?
3 A No, sir. I would not have made the loan in a
4 second position.
5 Q Okay. But typically that's--that's the way it's
6 done?
7 A Well, it can be done that way, but I don't know
8 that many banks will follow a second on a
9 commercial mortgage.
10 Q All right. So that means basically that if there
11 was a problem with the loan, the bank would have
12 the first dibs at any recovery of funds from the
13 sale, and then the person with the second deed of
14 trust would then come in to take what was left?
15 A That is correct.
16 Q All right. And then in this instance, the Loftins
17 had the second position?
18 A That is correct.
19 Q Now, did--did the Loftin family also bank at
20 Coastal Federal?
21 A No, sir.
22 Q Okay. So just Wayne Loftin was the only one?
23 A That is my recollection.
24 Q Okay. And did not Wayne Loftin sign the offer to

1 purchase?

2 A Sir, I'm not sure. I don't know. Until I saw the

3 offer to purchase, I couldn't say. I can't

4 remember who signed it.

5 Q Now, you indicated that you--you saw the letter,

6 but you don't know where the letter came from?

7 A That is correct.

8 Q Or when you saw the letter?

9 A That is correct.

10 Q Okay. So you don't have a present recollection

11 that Representative Wright gave you that letter?

12 A That's correct, sir.

13 Q You also indicated that the--the initial loan was

14 for a six-month period?

15 A Yes.

16 Q And this was a interest-only loan?

17 A A single-pay note with all principal and interest

18 due at maturity.

19 Q Okay. So at--so at the outset, at the end of six

20 months, then the entire hundred and fifty thousand

21 dollars (\$150,000) plus interest was due?

22 A That's correct.

23 Q And when the hundred and fifty thousand dollars was

24 not available at the end, then it was extended by

1 he came in and paid the interest for it. So I--

2 that's the only one I can specifically remember.

3 Q Okay. And you don't have a recollection of meeting

4 specifically with Representative Wright and his

5 paying the--the interest?

6 A It's very possible. I just can't recall that

7 specifically, no.

8 Q All right. Now, is it possible that the extension

9 would have been three times?

10 A It's very possible, yes.

11 Q All right. The extensions would have covered

12 ninety days, or six--six months?

13 A I would suspect ninety days, though, again, without

14 looking at the documentation, I can't say.

15 Q All right. Now, do you recall if those documents

16 were in the file that the investigators provided to

17 you?

18 A Sir, they should have been. If they had the

19 complete file, they should have been. I can't

20 specifically say I recall seeing them during my

21 interview with them, but they should have been in

22 the file. Yes.

23 Q All right. But you were given the file to look

24 through for the various documents in there; is that

1 the payment of the interest?

2 A That is correct.

3 Q All right. Do you recall how many times the loan

4 was extended?

5 A Without the file, my best recollection is maybe

6 twice.

7 Q All right. And do you--do you recall how it was

8 extended?

9 A Well, the interest was paid, and of course, a

10 modification agreement would have been done at that

11 time to extend it for an additional period of time.

12 Q Okay. And do you have a present recollection of

13 extending that--of providing that modification?

14 A Yes, sir, I do.

15 Q And whom did you provide that with?

16 A Representative Wright, and Dr. Gottovi, I think,

17 signed the modification agreement.

18 Q All right. And did they come in and provide the

19 interest--monies for the interest on that loan?

20 A Yes, sir. That would have had to have been done.

21 Q Okay. Now, do you have a present recollection of

22 either or both of them coming in to provide

23 the--the interest payment?

24 A I can only recall one meeting with Dr. Gottovi when

1 correct?

2 A I was given the file to review some documents, yes.

3 Q Right. And--but you don't have a credible

4 recollection that any of those documents were in

5 it?

6 A I can't recall those--no, sir--specifically.

7 Q So the answer to that is that--

8 A No.

9 Q --no, you don't have a present recollection?

10 A No.

11 Q Okay. Now, with respect to--I just want to take

12 you back to Exhibit 4. Do you have a present

13 recollection of the specifics of the conversation

14 that you had with Representative Wright

15 regarding--regarding the source of repayment?

16 A No.

17 Q Just in general you have a notion, from looking at

18 what's on the document, that that was the

19 information that was provided?

20 A That is correct.

21 Q All right. So the specific conversation you don't

22 remember?

23 A No.

24 Q Is--was there anything other than--than this

1 document in the file that would have refreshed your
2 recollection about the specific conversation that
3 you had with Representative Wright?
4 A Unless there were some handwritten notes, which I
5 don't recall seeing, no.
6 Q Now, in this loan, the value of the--the building
7 far exceeded the loan amount; is that correct?
8 A That is correct.
9 Q And that's why it was a good source of security for
10 the--for this loan?
11 A Well, I'm not real certain as to the value on this
12 Report of Loan, other than I knew the tax value by
13 New Hanover County tax assessed records at the time
14 was a hundred and nine--a hundred and eighty-four
15 or a hundred and eighty-five thousand dollars,
16 which gave us a very good margin at a hundred-and-
17 fifty-thousand-dollar loan, yes.
18 Q And you also required, based on the report--your
19 loan report--your loan approval form, that the
20 Foundation open an account at the Coastal Federal
21 Bank?
22 A Yes. We were hoping to establish a relationship
23 with the Foundation and asked for their checking
24 account to be a part of the loan process.

1 held with the Foundation.
2 Q Well, and did you have conversations with both of
3 them regarding this--this loan?
4 A I don't recall any pre-conversations with
5 Dr. Gottovi till he signed the loan documents.
6 Q All right. And by signing the loan documents,
7 what--what are you referring to, the closing?
8 A I believe at closing they were required-- I know
9 one, possibly both, were required to sign the loan
10 documents.
11 Q So you don't recall any individual conversation
12 with--with Dr. Gottovi, but you do recall--well,
13 let me just ask you that first. You don't recall
14 any individual conversation that you had with
15 Dr. Gottovi before the loan closed?
16 A No.
17 Q And your recollection of Dr. Gottovi's involvement
18 in the loan was at the point that he signed the
19 closing documents, which would have been with
20 the--with the closing attorney?
21 A That is correct.
22 Q Now, you weren't present at the closing?
23 A No, sir, I was not.
24 Q Typically, you're not there for that?

1 Q All right. Well, in the--do you have Exhibit 4 in
2 front of you?
3 A Yes, sir. I--yes, sir, I do.
4 Q And would you just look down at the section dealing
5 with required accounts relationship?
6 A Yes.
7 Q Now, are you--is your testimony here that that was
8 not a requirement but a suggestion?
9 A It was a requirement, but unenforceable. We can't
10 force them to do that, but we did ask that the
11 account be opened at Coastal Federal Bank, yes.
12 Q But you couldn't require that, so it was required
13 that they open up an account at the Coastal Federal
14 Bank?
15 A That's just boilerplate language on the bank form,
16 and so that was put into the proper section on the
17 form.
18 Q Now, you have listed as the principals on the loan
19 Thomas Wright and Dan Gottovi. What--what does
20 that mean?
21 A They were the ones that were part of the
22 Foundation. I'm--I'm assuming that we had
23 Foundation incorporation documents or something
24 that would identify those were the positions they

1 A No, sir, I'm not.
2 Q So you didn't actually see anyone sign the closing
3 document?
4 A No, sir, I did not.
5 Q And, in fact, you didn't have--you didn't review
6 the documents involved in the closing in this
7 matter until the SBI agent brought it to you; is
8 that correct?
9 A No. I think--I would say that we probably reviewed
10 them post-closing to ensure if my signature was in
11 the proper places. I had a loan assistant who did
12 doc preparation for us on loan closings and so
13 forth, so it would have been reviewed by her to
14 make sure all signatures were in place and so forth
15 before it was sent to--to our home office.
16 PROF. JOYNER: Could I have a moment--
17 THE CHAIR: Sure.
18 PROF. JOYNER: --Mr. Chairman?
19 (DISCUSSION OFF RECORD)
20 Q (By Prof. Joyner) All right. Mister--Mr. Burbank,
21 do you have a present recollection regarding the
22 distribution of the funds from the--in the closing
23 of this loan?
24 A Without reviewing the HUD statement, I'm certain

1 some of the funds went to pay off a previous
2 mortgage on the subject property.
3 Q Okay. But you--you don't have an independent
4 recollection?
5 A No, sir, I--no.
6 Q You're just speculating on that?
7 A Yes.
8 Q Okay. So you--you don't know how the loan proceeds
9 were divided?
10 A No.
11 Q And so you can't say Representative Wright received
12 any of the loan proceeds?
13 A No, I cannot.
14 Q Okay. Would--would that information have been in
15 the file?
16 A It should be on the HUD-1 statement from the
17 closing.
18 Q Oh, so there was a HUD-1 statement that should have
19 been in the file that should be available for--for
20 everybody to see?
21 A And that would--yes. That's correct.
22 PROF. JOYNER: No further questions at
23 this time.
24 THE CHAIR: Thank you. Redirect

1 yes.
2 Q Okay. And so I take it that the letter that you
3 said you got from Representative Wright was one of
4 the things that occurred between the time you
5 filled out this paper and the time of closing; is
6 that correct?
7 A That's correct.
8 Q And Mr. Joyner asked you some questions about
9 the--the letter. Did you get this from someone
10 other than Representative Wright?
11 A Sir, as I told Agent Umphlet, I can't be certain
12 who gave it to me. I'm assuming it came from
13 Representative Wright or his office, but I cannot
14 specifically say.
15 Q Okay. And it came sometime prior to the actual
16 closing, correct?
17 A Yes, to confirm my repayment source. Yes.
18 Q Okay.
19 MR. HART: That's all I have,
20 Mr. Chairman.
21 THE CHAIR: I'm sorry. Recross?
22 RECROSS-EXAMINATION BY PROF. JOYNER:
23 Q Mr. Burbank, when you--when you reviewed the
24 file--when you reviewed the file provided by the

1 examination?
2 MR. HART: Thank you, Mr. Chairman.
3 REDIRECT EXAMINATION BY MR. HART:
4 Q Mr. Burbank, do you know the date of default of the
5 loan?
6 A No, sir, I do not. That was not handled by me.
7 Our collections department makes that
8 determination, not me.
9 Q How long before notice of foreclosure would--would
10 that actually be? Is there a set time?
11 A I--I'm not certain. There is a time period where
12 the borrower is notified of default, and they have
13 a period of time to correct the default before
14 proceedings are taken. But I can't give you the
15 specific time frame.
16 Q Okay. The application, Exhibit Number 4, the--not
17 an application, but the form that you filled out,
18 the Report of Loan, that's a contingency; is that
19 correct? You fill that out, but there are still
20 things that have to be done before a loan will
21 actually be processed; is that right?
22 A It's actually--it was an internal bank requirement
23 that it be filled out, but, yes, there were things
24 that had to take place beyond this to--to close,

1 SBI officers when they were investigating this
2 matter, was a copy of this letter in the file?
3 A No, sir, it was not.
4 Q Now, typically, all of those documents that are
5 important and required and involved in a closing
6 would be in the file; isn't that correct?
7 A Yes, sir, it is.
8 Q But this letter was not in the file?
9 A No, sir, I did not see it in the file.
10 Q With respect to this Report of Loan form, now, you
11 indicated--and I'm--and I'm somewhat confused--that
12 even though the loan--this form, says "approved,"
13 that it was now--it's now contingent. In response
14 to Mr. Hart's question, you say that this was a
15 contingent report, yet the form itself says that it
16 was approved.
17 A Sir, I don't--semantics. The letter--the loan was
18 not--trying to word this correctly. There's
19 nothing--there's nothing on this form that says
20 there's any contingencies to close a loan. Does
21 that answer your question?
22 Q Right.
23 A Yes, sir. That would be a correct statement.
24 Q Right. So the document does not require from its

1 face the presentation of anything else to effect
 2 the approval of it?
 3 A That's correct. If you'll pay attention to the
 4 bottom right-hand corner of that document, where it
 5 says "conditions of approval," had there been any
 6 contingencies that were required to be met, I would
 7 have put them in that box.
 8 Q All right.
 9 PROF. JOYNER: No further questions.
 10 THE CHAIR: Representative Stam?
 11 REP. STAM: Thank you, Mr. Chairman.
 12 Recommended Risk Grade 5, what does that
 13 mean?
 14 THE WITNESS: Loans are graded based on
 15 risk for our loan-loss provision. Risk Grade 5 was
 16 based on the risk in the loan, which we knew that--
 17 I knew that there was some going into the loan, was
 18 the lowest risk grade possible without putting it
 19 on the watch list. So again, that just indicates
 20 the level of risk that I assess in a particular
 21 debtor.
 22 REP. STAM: All right. Low risk, and
 23 then the interest rate is prime--looks like prime
 24 plus one and a half.

1 REP. STAM: --we've seen the indication
 2 about the state grant money.
 3 Why do you have the federal grant money
 4 there?
 5 THE WITNESS: I can't recall, unless it
 6 was part of the conversation I had with
 7 Representative Wright. But I can't honestly answer
 8 that question.
 9 REP. STAM: Well, did you talk to anybody
 10 other than the borrower about the sort--would you
 11 have talked to anybody other than the borrower
 12 about the source of repayment?
 13 THE WITNESS: No.
 14 REP. STAM: Okay. When you have, at the
 15 bottom left, "loan policy exceptions requested,"
 16 you mentioned non-recourse financing, what is that?
 17 THE WITNESS: That we required no
 18 guarantors on the loan.
 19 REP. STAM: Okay. Was the sellers, the
 20 Loftins, who took a second deed of trust?
 21 THE WITNESS: I think that's correct,
 22 yes.
 23 REP. STAM: All right. Is that maybe the
 24 non-recourse financing for the secondary financing?

1 THE WITNESS: That would be correct, I
 2 think. Yes.
 3 REP. STAM: So that reflects fairly low
 4 risk; is that--
 5 THE WITNESS: No, that--that reflects
 6 fairly high risk. Risk Grade 1 is the lowest risk
 7 loan. That's basically secured by cash or CDs.
 8 And then, of course, they go down accordingly so.
 9 Risk grade does have a reflection in the pricing.
 10 REP. STAM: Oh. When you say recommended
 11 risk grade is low, you mean low risk or low--low--
 12 THE WITNESS: No. Five (5) would be not
 13 necessarily a high-risk loan, but it is certainly
 14 one of the more risky loans that we would do.
 15 REP. STAM: Okay. More risky?
 16 THE WITNESS: Yes.
 17 REP. STAM: Okay.
 18 THE WITNESS: The lower the number.
 19 Number 1 would be no risk whatsoever.
 20 REP. STAM: All right. I understand.
 21 Now, two places I see state and federal grant
 22 money, both under "Source of Repayment" and under
 23 "Debt Service Coverage"--
 24 THE WITNESS: Yes.

1 THE WITNESS: That has nothing to do with
 2 that.
 3 REP. STAM: So, no guarantors?
 4 THE WITNESS: That just meant I did not
 5 require Representative Wright or anyone else to
 6 give a personal guarantee.
 7 REP. STAM: All right. The sales price
 8 was three hundred and fifty thousand, apparent--
 9 according to the item about two-thirds of the way
 10 down on the left, which I guess you got from the
 11 contract?
 12 THE WITNESS: Sir, I can't say at this
 13 point in time. Yeah, that's what it says on this
 14 form. But I'm assuming that's where I got that
 15 number, yes, sir.
 16 REP. STAM: Did--did the borrower,
 17 Community Health Foundation, put any money into it
 18 at all, or was it all hundred and fifty from you
 19 and seller financing from the seller?
 20 THE WITNESS: I can't answer that
 21 question without reviewing the HUD.
 22 REP. STAM: Okay. The--I want to talk
 23 about the gross receipts for this corporation for
 24 this year and the following year. At closing,

1 y'all provided, I presume, a loan check of a
2 hundred and fifty thousand; is that correct?
3 THE WITNESS: It would have been provided
4 to the closing attorney, yes.
5 REP. STAM: And the corporation received
6 that hundred and fifty thousand; is that right?
7 Maybe that's redundant.
8 THE WITNESS: I don't think that would be
9 the case.
10 REP. STAM: Well, it was provided on or
11 on behalf of it to purchase property?
12 THE WITNESS: Well, yes. But--
13 REP. STAM: I'm not saying that a check
14 was written to them.
15 THE WITNESS: Yes, sir. The check was
16 provided to the trustee in trust for the Community
17 Health Foundation.
18 REP. STAM: In order to provide property?
19 THE WITNESS: That's correct.
20 REP. STAM: All right. So the
21 corporation received it. Now, in approximately--I
22 understand that they went into default in the fall
23 of '02. Is that right?
24 THE WITNESS: Looking at the--

1 remember?
2 THE WITNESS: Sir, without my calculator,
3 I could not. And not knowing what prime rate at
4 the time was, there'd be no way for me to--to do
5 that.
6 REP. STAM: All right. But it would be
7 more than five thousand dollars (\$5,000), wouldn't
8 it?
9 THE WITNESS: I'm not certain that that
10 would be the case, again. I rely--I rely on a
11 calculator for that. I really am not good enough
12 at math to calculate it in my head. So I'm very
13 sorry. I don't know that it would have been five
14 thousand dollars. It could have been, sir. I
15 don't know. I can't answer your question without
16 my calculator.
17 REP. STAM: I would think it would
18 just--it could not be less than, or it would be
19 below zero.
20 So the only source of repayment was grant
21 money, that you know of?
22 THE WITNESS: That would be incorrect.
23 The secondary source would have been the
24 liquidation of collateral. That's something that

1 REP. STAM: It was a six-month note, and
2 they immediately went into default?
3 THE WITNESS: That doesn't constitute
4 default, because the loan was not paid in six
5 months. Yeah, it was extended on multiple
6 occasions; therefore, the loan would not be in
7 default due to the extensions that we gave at the
8 time.
9 REP. STAM: Okay. The time, then, when
10 they paid the--when Dr. Gottovi and Representative
11 Wright paid, do you recall, was that the next year,
12 in 2003?
13 THE WITNESS: I would guess the first one
14 had to have been six months or shortly thereafter
15 the original note date. Again, looking at the
16 modifications, whatever dates the modifications are
17 dated would be when the interest was paid.
18 REP. STAM: And they did that--the
19 foreclosure was mid-2004, so as far as you know,
20 they also paid the interest in 2003?
21 THE WITNESS: Yes, sir.
22 REP. STAM: All right. Well, what is the
23 yearly interest, prime plus one and a half, on a
24 hundred and fifty thousand, back in 2003? Do you

1 all bankers take in consideration.
2 REP. STAM: Okay.
3 THE WITNESS: Not that we wanted to, but
4 certainly it was a consideration.
5 REP. STAM: No bank--no bank looks only
6 at foreclosure in deciding whether to--
7 PROF. JOYNER: Objection--objection to
8 what no bank--
9 REP. STAM: Well, your bank. I'll ask--
10 I'll withdraw that and make it to your bank.
11 THE CHAIR: Yeah. Sustained.
12 REP. STAM: Your bank, for any loan, you
13 would never grant a loan where your only source of
14 repayment was foreclosure?
15 THE WITNESS: That's correct.
16 REP. STAM: All right. No further
17 questions.
18 THE CHAIR: All right. Thank you.
19 Representative Lucas?
20 REP. LUCAS: No questions.
21 THE CHAIR: Representative McGee?
22 REP. MCGEE: One question, if I may.
23 THE CHAIR: Certainly.
24 REP. MCGEE: I think that we have that

1 Wayne Loftin was one of the guarantors.
 2 THE WITNESS: No, sir, he was not. He
 3 was--his family, I think, was the seller of the
 4 property, but he had nothing to do with this loan.
 5 REP. McGEE: One further question: I
 6 noticed that--that one of the officers or the
 7 incorporators was James Loftin. Is James Loftin
 8 and Wayne Loftin one and the same, or are they not?
 9 THE WITNESS: Sir, I don't think so. I
 10 think that may be his father, but I'm not certain.
 11 REP. McGEE: Thank you.
 12 THE CHAIR: Is that it, Representative
 13 McGee?
 14 REP. McGEE: Yes, sir.
 15 THE CHAIR: All right. Representative
 16 Warren?
 17 REP. WARREN: No questions.
 18 THE CHAIR: Representative Wiley.
 19 REP. WILEY: Thank you, Mr. Chair. I'm
 20 not an attorney, so I may be a little more clumsy
 21 at this. I'm trying to go back and establish in
 22 between when this--it's not an application, but
 23 your notes here stated that the basis of credit
 24 here was going to be grant money from the state--

1 receive?
 2 THE WITNESS: Well, that funding would
 3 still be forthcoming, so we continued to extend the
 4 note. I--at that point, we were already into the
 5 loan. And it was my hope that we would eventually
 6 get repaid with grant money or any source of funds
 7 so that we didn't have to go to foreclosure. So
 8 the extensions were done to--to give time for the
 9 funding to take place.
 10 REP. WILEY: Okay. Who told you that the
 11 grant money was still possibly forthcoming?
 12 THE WITNESS: Well, Representative
 13 Wright, in our conversations, had indicated grant
 14 money was forthcoming, so we agreed to extend--
 15 REP. WILEY: One last question--I'm
 16 sorry--
 17 THE WITNESS: --from what--from what
 18 source--what source I can't specify at that time,
 19 but there would be funding forthcoming.
 20 REP. WILEY: I guess it'd be more
 21 accurate--did anybody call Mr. Wade to verify that
 22 those monies were forthcoming?
 23 THE WITNESS: No, ma'am. By that time,
 24 there would be no need. We didn't--it was already

1 THE WITNESS: Yes, ma'am.
 2 REP. WILEY: --and federal, correct?
 3 THE WITNESS: Yes, ma'am.
 4 REP. WILEY: In between that time and
 5 filing, would it be accurate to say that that
 6 letter would have been presented to someone in
 7 order to facilitate that closing as proof of
 8 monies?
 9 THE WITNESS: That would be accurate.
 10 REP. WILEY: Third question, if I may.
 11 THE CHAIR: Yeah.
 12 REP. WILEY: At the first extension, I--
 13 let me back up. I would assume this is part of the
 14 record now, this letter. At the first extension,
 15 would it be a normal course of banking business to
 16 look down and say the--read the letter--"The
 17 funding will be awarded by June 30th, 2002." Would
 18 someone question why that grant did not come
 19 through before granting the extension? Would
 20 someone question that?
 21 THE WITNESS: Yes.
 22 REP. WILEY: Did anyone question that?
 23 THE WITNESS: Yes. I did.
 24 REP. WILEY: And what answer did you

1 past the date of the letter, so--
 2 REP. WILEY: Thank you.
 3 THE CHAIR: The Chair has several
 4 questions.
 5 Did you ever, at any occasion, speak to
 6 Torlen Wade?
 7 THE WITNESS: No, sir. I do not recall
 8 ever speaking to Mr. Wade.
 9 THE CHAIR: Have you ever met him
 10 physically, other than seeing him in the courtroom
 11 today?
 12 THE WITNESS: No, sir. I do not.
 13 THE CHAIR: Do you recall ever receiving
 14 a fax or letter from Mr. Wade, directly from him?
 15 THE WITNESS: No, sir. I can't say that
 16 I have.
 17 THE CHAIR: All right. When you put on
 18 the Exhibit 4 that you have, "grant money"--and we
 19 later saw a copy of the letter from Mr. Wade--did
 20 you understand that that letter was committing
 21 funds for the project consistent with what you were
 22 told would be grant funds?
 23 THE WITNESS: Yes, sir.
 24 THE CHAIR: Were you ever dissuaded of

1 that notion by anything that Representative Wright
2 said to you?
3 THE WITNESS: No, sir.
4 THE CHAIR: Was it Representative Wright
5 who told you that grant money would be forthcoming?
6 THE WITNESS: In our initial
7 conversations, yes.
8 THE CHAIR: That's all the questions the
9 Chair has. Did my questions lead to any questions
10 further, Mr. Hart?
11 MR. HART: No, sir.
12 THE CHAIR: Dr. Joyner?
13 PROF. JOYNER: Yes, Mr. Chairman.
14 THE CHAIR: I'm sorry. No--no--
15 PROF. JOYNER: Yes.
16 THE CHAIR: Oh, I'm sorry. Go ahead.
17 FURTHER RE-CROSS-EXAMINATION BY PROF. JOYNER:
18 Q Okay. I'll just try to get some clarifications
19 here again, and this is with respect--when you say
20 that Representative Wright told you that grant
21 monies would be forthcoming, is that statement
22 based on your review of the notes that's here as
23 opposed to your present recollection of the
24 conversation that you had with Representative

1 have been grant money.
2 Q Okay. And that specifically Representative Wright
3 told you that?
4 A Yes. During our initial conversation about how we
5 were going to finance the building, yes.
6 Q Did he indicate that that--that that--that they
7 had--that he was trying to get an appropriation for
8 this money?
9 A Correct.
10 Q Okay. He did not indicate that he had the grant
11 money in hand?
12 A No. And that I did not have a specific agency at
13 this time that was going to provide it.
14 Q And--but your recollection is that he told you that
15 he was seeking an appropriation that would cover
16 this--this amount?
17 A That is correct.
18 Q Okay. Now, when you answered the question
19 regarding the risk grade at 5, it--did not that
20 risk--that determination--was not that
21 determination based on the fact that grant money
22 had not been received at that point?
23 A No, sir, not necessarily. The risk was based on my
24 assessment of--we were making a loan to a nonprofit

1 Wright?
2 A I'm not sure--when you say "present recollection,"
3 I remember our initial conversation, sir, to know
4 that grant monies were going to be a source of our
5 repayment. I'm not sure if I answered your
6 question properly, but--
7 Q No, I'm just saying if your testimony today
8 regarding grant money is based upon your review of
9 the document and the reference here to "grant
10 money" under "primary source"--or is it based on
11 your present recollection of the conversation that
12 you had with Representative Wright at that time?
13 THE CHAIR: I'm sorry. Let me ask, do
14 you understand the question, of what he means by
15 "present recollection"?
16 THE WITNESS: I'm not sure I do, sir, no.
17 No.
18 THE CHAIR: All right. All right. Could
19 you explain a little better to him in the question,
20 Doctor--
21 Q Is this based on your personal memory, or on your
22 review of the document?
23 A Well, I have a personal memory that when the loan
24 requests began, that the source of repayment would

1 that didn't have cash flow, didn't have a typical
2 stream of operating cash flow, and that the source
3 of repayment was a little unusual. And therefore,
4 there was some risk involved, and that's why it was
5 graded accordingly.
6 Q Well, let me ask you, do you have a present
7 recollection that you asked Representative Wright,
8 "What source of payment do you have if the
9 appropriation doesn't come through?"
10 A I can't give you a--no, I don't recall a present
11 recollection of that.
12 Q So you don't recall asking him that?
13 A No, sir. I can't say that.
14 Q But you were aware that he was seeking an
15 appropriation for this?
16 A That is correct.
17 Q All right. Now, when you got to the modifications
18 of the loan, the extensions of the loan, which, I
19 guess, ran somewhere from April 2002 through June
20 2004, did you have further inquiries about the
21 presence of the--of the appropriation?
22 A Beyond the first renewal, I can't say, no.
23 Q All right. Were you--were you aware that the
24 legislative session had ended in August 2002?

1 A Sir, I can't say that I was aware of that, no.
 2 Q Okay. At some point when this loan went into
 3 foreclosure, you had some conversation with Wayne
 4 Loftin and his mother; is that correct?
 5 THE CHAIR: And I'm going to issue my own
 6 sustained objection on that. I think we're, at
 7 this point, only asking questions that follow the
 8 questions of the Committee as opposed to engaging
 9 in new territory. So unless you can explain to me
 10 where we questioned that--
 11 PROF. JOYNER: Well, the--the question
 12 was raised about Wayne Loftin or James Loftin and
 13 their association with this loan--
 14 THE CHAIR: I think the only question
 15 that was asked on Committee questions was James
 16 Loftin and Wayne Loftin the same person. And the
 17 answer was no, I think it was not. Now, if your
 18 question goes directly to that, I'll be glad to
 19 allow it. But if it's engaging a new area, I don't
 20 want to reopen it--
 21 PROF. JOYNER: Well--
 22 THE CHAIR: --after everybody's
 23 questioning.
 24 PROF. JOYNER: Well--

1 THE CHAIR: But go ahead, if--
 2 PROF. JOYNER: That's what I was hoping--
 3 hoping to do.
 4 THE CHAIR: Okay. But--I'll let you ask
 5 it again and see if it just focuses on that.
 6 Thanks.
 7 Q (By Prof. Joyner) You had conversation with
 8 Wayne--Wayne Loftin, and his mother about the
 9 foreclosure; is that correct?
 10 A I do recall a conversation with them, yes.
 11 Q All right. And this was sometime--this was after
 12 the foreclosure had occurred, or at least the
 13 property had gone into foreclosure?
 14 THE CHAIR: Well, again, I don't--the
 15 objection is sustained. We're--again, if it just
 16 relates to--
 17 PROF. JOYNER: If I can ask my next
 18 question, Mr. Chairman--
 19 THE CHAIR: All right. Don't answer that
 20 question. Go ahead and ask your next question,
 21 Doctor.
 22 Q (By Prof. Joyner) Did you have--well, first, do
 23 you know who James Loftin is?
 24 A I'm not sure I've ever met Mr. Loftin, James

1 Loftin, no.
 2 Q Okay. So you--so the conversations you had did not
 3 include James Loftin?
 4 A That is correct.
 5 PROF. JOYNER: That's my questions.
 6 THE CHAIR: Oh, I'm sorry. Anything
 7 further--I'm sorry. Did you say you were finished?
 8 I'm sorry.
 9 PROF. JOYNER: I mean, I could go on.
 10 THE CHAIR: No, no. No, no. That's
 11 okay. If that's it, then we are--we are done with
 12 this witness. And thank you very much. You may
 13 step down.
 14 MR. HART: May this--may this witness be
 15 excused, Mr. Chairman?
 16 THE CHAIR: Let me just ask. Is there
 17 any reason that this witness may not be released
 18 from the subpoena? All right. And--
 19 PROF. JOYNER: I know of no reason.
 20 THE CHAIR: And Mr. Hart?
 21 All right. Thank you very much,
 22 Mr. Burbank. You're released from the subpoena. I do
 23 just want to ask this before we take a break: I do
 24 want to try and get through one more witness if we

1 can, but only if it's going to be a fairly short
 2 witness. Mr. Hart, can we do that?
 3 MR. HART: I do have one witness who I
 4 think will take a very short period of time, at
 5 least for my questioning.
 6 THE CHAIR: All right. Well, let's take
 7 a ten-minute break to--for everybody, and then
 8 we'll be back to try to do one more witness today,
 9 and then we'll finish up. Thank you.
 10 _____
 11 (FOURTEEN-MINUTE RECESS)
 12 _____
 13 THE CHAIR: All right. And we are all
 14 back. A couple of logistics matters. This is the
 15 last witness of the day that we're going to do.
 16 Secondly, what we're going to do this evening is
 17 this room, after everyone clears, will be locked,
 18 so you can leave anything that you want in here in
 19 the positions that they're in. There'll be no one
 20 and no access to it until tomorrow morning when we
 21 reconvene. That'll save everybody from having to
 22 pull everything and move everything that they don't
 23 want to take home.
 24 Third, Committee members, if you'll leave

1 your notebooks here, there's one document that we
 2 need to redact some information from, and we'll
 3 deal with that overnight so that we do that.
 4 Number 4, as to the motion to dismiss
 5 that was made earlier today on the basis of
 6 disparate treatment, Dr. Joyner, if you want to
 7 pursue that motion, if you will file, please, by
 8 tomorrow morning at nine A.M., the motion in the
 9 clerk's office that sets out those grounds--I don't
 10 expect--you don't have time to be briefing the
 11 motion, but I certainly would want it in writing to
 12 be able to set it out. You can attach whatever
 13 evidentiary material you want us to consider.
 14 Mr. Hart, it will then be available and
 15 served, I'm sure, on you at that point. I know
 16 there won't be time for you to respond before ten
 17 o'clock. I'll take a look at it between nine and
 18 ten. If I think that a response is needed, then
 19 I'm going to set it for either the end of the day
 20 or Wednesday morning to be heard and--and dealt
 21 with, but giving you time to--to at least formulate
 22 an oral response. If I--if I think that it--it is
 23 not something that needs a formal response, then
 24 we'll proceed from there. But at this point, I

1 DIRECT EXAMINATION BY MR. HART:
 2 Q Will you state your name, please, sir?
 3 A Yes. T. John Policastro.
 4 Q Mr. Policastro, how are you employed?
 5 A I'm currently employed with the North Carolina
 6 Automobile Dealers' Association as general counsel.
 7 Q All right. And that is--is that here in Wake
 8 County?
 9 A It is.
 10 Q When were you employed there?
 11 A Beginning January of 2006, January 1st or 2nd,
 12 2006.
 13 Q Prior to that, at some point did you work for the
 14 corporation called AT&T?
 15 A I did.
 16 Q And do you recall the time period that you worked
 17 for them?
 18 A Yes. It would have been some point in late 1997
 19 through December of 2004.
 20 Q Okay. What was your position with the--with AT&T
 21 while you were with them?
 22 A I held various positions. I started as a
 23 legislative manager representing AT&T, or assisting
 24 in representing AT&T, before the North Carolina

1 obviously don't have anything before me. So we'll
 2 do that, and I think that takes care of the
 3 logistics matters so that when we're clear with
 4 this witness, everyone can actually leave and we
 5 can get the room locked.
 6 Is there any other logistics matter I
 7 need to note? Mr. Reagan, Miss--anybody? Anything
 8 else?
 9 REP. STAM: I believe we start at ten
 10 tomorrow.
 11 THE CHAIR: We do start--we do start at
 12 ten o'clock tomorrow in this room. All right.
 13 With that, Mr. Hart, your next witness?
 14 MR. HART: Thomas John Policastro,
 15 please.
 16 THE CHAIR: And the court reporter will
 17 swear Mr. Policastro.
 18 * * * * *
 19
 20 Whereupon,
 21 THOMAS JOHN POLICASTRO,
 22 having been first duly sworn,
 23 was examined and testified
 24 as follows:

1 General Assembly, but quickly took on regulatory
 2 duties, as well, representing the company in North
 3 Carolina before the North Carolina Utilities
 4 Commission, and then at some point, I think in
 5 2003, became the state director of--of AT&T's Law
 6 and Government Affairs Department here in the
 7 state.
 8 Q And what did that position entail?
 9 A It basically entailed the same duties. I ended up
 10 pretty much taking on that role as the sole person
 11 remaining in the government affairs office of North
 12 Carolina. It was pretty much the same role.
 13 Q All right. During the time that you were with
 14 AT&T, did you come to know the respondent in this
 15 action, Representative Thomas Wright?
 16 A Yes, I did.
 17 Q And in what capacity did you come to know him?
 18 A As a member of the North Carolina General Assembly.
 19 Q Did you have much interaction with him?
 20 A From time to time. I'm not sure what "much" would
 21 be, but from time to time, sure, certainly.
 22 Q All right. Did there come a time when you became
 23 aware that he had in some way sought a charitable
 24 contribution from AT&T to a group called the

1 Community's Health Foundation, Incorporated?
 2 A Yes, sir.
 3 Q Do you recall about when you became aware of that?
 4 A I think it would be in the late fall, September
 5 time frame of 2003.
 6 Q And what--what do you remember--how--how do you
 7 remember finding out about that?
 8 A I recall--the best of my recollection is that
 9 the--an inquiry or a recommendation into this
 10 entity was relayed to me through one of our outside
 11 consultants at the time, with the--with the query
 12 being along the lines of what was needed to make a
 13 formal request. I recall vaguely relaying that
 14 back, that certain things were needed to do that,
 15 and then receiving documentation after that with
 16 that formal request.
 17 Q All right. And was--was that--the information you
 18 had and relayed to the person you were talking to,
 19 was it with the idea that it would be sent back to
 20 the person making the request?
 21 A That or the underlying entity.
 22 Q Okay.
 23 A It was--our understanding that--that it was for the
 24 Community Health Center in Wilmington.

1 the payment system, to establish a kind of vendor
 2 ID number and that kind of thing, and then also a
 3 tax ID number to be identified on an IRS W-9 form.
 4 Q All right. And at--at some point did you become
 5 aware that an invoice had been submitted by the
 6 Community Health Foundation, Incorporated?
 7 A Yes. At some--at some point in that time frame, I
 8 did receive this.
 9 Q All right. I want to point you to Exhibit Number
 10 11 in the book that's before you, a single-page
 11 document. Do you recognize that, sir?
 12 A I do.
 13 Q What do you recognize that to be?
 14 A I recognize this as being the invoice that we
 15 received at that time to process this formal
 16 request for this--this contribution.
 17 Q All right. Now, when you first observed that, had
 18 you personally had any conversation with anybody
 19 from the Community Health Foundation, Incorporated,
 20 or specifically, Thomas Wright?
 21 A I don't recall specifically talking to
 22 Representative Wright about this particular--this
 23 particular donation. I recall it coming through
 24 this--this third party. I'm not sure if--I don't

1 Q Okay. Was it Community Health Center, or the
 2 Community's Health Foundation, Incorporated?
 3 A Well, I--it--it ended up being the Community's
 4 Health Foundation. When it was first relayed to
 5 me, it was described as, as I recall, as being on
 6 behalf of the--of the Community Health Center down
 7 there.
 8 Q Okay.
 9 A And then these--the information that was received
 10 specifically identified the organization's name.
 11 Q All right. And the formal request that you had
 12 indicated, how did you indicate that that should be
 13 made?
 14 A AT&T's process at the time was to--for these kind
 15 of things was when--when it was--certainly, when it
 16 was an obvious thing, like a health center, or we
 17 had given to other small entities like a battered
 18 women's shelter, soup kitchens, homeless shelters,
 19 that kind of thing--was to acquire an invoice to be
 20 submitted. It didn't have to be detailed. It
 21 could be simple, it could be extensive, whatever.
 22 It just needed to be--it was required, it's my
 23 understanding, through the corporate requirements,
 24 in order to establish the--the entity in the--in

1 recall ever having a specific conversation. That
 2 doesn't mean down the road it wasn't mentioned as
 3 a, you know, "thank you for--for contributing to
 4 that organization," that kind of thing. But I
 5 don't recall discussing it specifically. I just
 6 recall getting this--getting this back from them.
 7 Q All right. Were you involved in the approval
 8 process for this charitable contribution to that
 9 foundation?
 10 A Not specifically in the approval process. I--I
 11 would have sent this on up to our folks--the people
 12 who handle contributions like this from, basically,
 13 AT&T's corporate, I guess, accounts, so to speak,
 14 and--or AT&T's foundation. Our direct liaisons
 15 were our public--public relations department, so
 16 this would have been passed on to our--our PR folks
 17 in the normal process. And then that would be
 18 submitted on up--up the chain, up AT&T's corporate
 19 levels for approval.
 20 Q All right. Looking at Exhibit Number 11, is that
 21 an accurate copy of the document that--that you
 22 observed at that time?
 23 A It is without the handwriting with the circling.
 24 Q And did--did you make those notations--

1 A No, I did not.
 2 Q --or were those done after you--
 3 A I did--I don't--no, I did not make these. I
 4 think--I believe these were done at some point in
 5 the approval process.
 6 Q All right. I'd also ask you to look at Exhibit
 7 Number 12. Do you recognize that document, sir?
 8 A I don't specifically recognize it. I recognize
 9 what it is.
 10 Q And what is that?
 11 A The--what it--what it reads to be is a supplier
 12 order to pay accounts payable third-party request.
 13 This, I believe, is a form that--well, I don't--we
 14 didn't usually receive it our--back at our level.
 15 This was kind of an internal--appears to be
 16 internal documentation on this request that--after
 17 it went on up the chain.
 18 Q All right.
 19 A So I would not have received a copy of--of this--
 20 Q All right.
 21 A --necessarily.
 22 Q All right. Was that a form that was typically used
 23 to authorize payments, charitable contributions, to
 24 agencies--

1 being one of the people who would authorize--
 2 A Yes.
 3 Q --payments of charitable contributions?
 4 A Yes. I had seen his name on other documents that--
 5 PROF. JOYNER: Objection to the
 6 characterization of approving charitable
 7 contributions.
 8 THE CHAIR: Can you rephrase the
 9 question?
 10 Q (By Mr. Hart) Did you recognize him as being a
 11 person within AT&T who authorized charitable
 12 contributions to various agencies?
 13 A Yes.
 14 PROF. JOYNER: Objection.
 15 THE CHAIR: Basis?
 16 PROF. JOYNER: The characterization as
 17 someone who would approve contributions to
 18 charitable organizations.
 19 THE CHAIR: Overruled.
 20 A I--I recognize him as--as--the--the name that was
 21 usually on these--on these forms for approval,
 22 on--on forms beyond this form here.
 23 Q All right. I'd ask you to look at Exhibit Number
 24 13. And do you recognize that particular document,

1 A I believe it was.
 2 Q --by AT&T?
 3 A I--I believe it was.
 4 PROF. JOYNER: Objection to what he
 5 believes.
 6 THE CHAIR: I'm sorry. Objection--
 7 PROF. JOYNER: Objection to what he
 8 believes. If he knows, he can answer.
 9 THE CHAIR: Sustained. Do you know?
 10 THE WITNESS: I don't specifically know.
 11 THE CHAIR: All right, sir.
 12 THE WITNESS: But--
 13 THE CHAIR: Thank you.
 14 A I do recognize one of the names on here.
 15 Q (By Mr. Hart) All right. And--and what name is
 16 that?
 17 A I don't know the--I never met the gentleman
 18 specifically, but I do remem--recognize Robert
 19 Show--Shower's [phonetic] name as being an
 20 upper-level person in the AT&T public relations
 21 department at that time, a very higher-level
 22 off--not officer, but a higher-level person in the
 23 corporation.
 24 Q All right. And do you--do you recognize him as

1 sir?
 2 A I can't say I recognize this--this particular
 3 document. I don't know for certain if I ever
 4 received this check back in--
 5 PROF. JOYNER: Objection.
 6 THE CHAIR: I'm sorry. Basis?
 7 PROF. JOYNER: He said he didn't know.
 8 THE CHAIR: Would you repeat the
 9 question, please, Mr. Hart?
 10 MR. HART: Yes, sir.
 11 Q Mr. Policastro, do you recognize the document
 12 that's shown in State's--in Special Counsel's
 13 Exhibit 13?
 14 A Yes. It appears to be a check written--
 15 PROF. JOYNER: Objection as to what it
 16 appears to be. Does he know that this is what it
 17 is?
 18 THE CHAIR: Objection is overruled. I'm
 19 going to let him answer, but I will hear you on a
 20 motion to strike if it's not hooked up. Go ahead.
 21 You can answer, Mr. Policastro.
 22 A It appears to be a check from AT&T's corporate
 23 account, or one of AT&T's corporate accounts,
 24 written to the "Community's Health Foundation, I."

1 I suppose the line was too long, and it was
 2 supposed to be "Incorporated."
 3 Q Okay. And did you--
 4 PROF. JOYNER: Move to strike.
 5 THE CHAIR: Denied.
 6 Q Do you recognize that as being the form that checks
 7 issued by AT&T came in during that time period?
 8 PROF. JOYNER: Objection to what form the
 9 checks came in.
 10 THE CHAIR: Do you know, Mr. Policastro,
 11 the form--
 12 THE WITNESS: I have seen--I--yes. Yes,
 13 Mr. Chairman, I have seen other checks in other
 14 circumstances beyond charitable contributions that
 15 look like this check.
 16 THE CHAIR: All right. Overruled.
 17 Q (By Mr. Hart) Mr. Policastro, are you aware, was,
 18 in fact, an approval made for a fifteen-hundred-
 19 dollar donation, charitable contribution, to the
 20 Community Health Foundation, Incorporated, by AT&T
 21 back in April of 2004?
 22 A I know the approval was--was openly made. I'm not
 23 sure the--I'm not sure--aware of the specific date.
 24 Q Okay.

1 organizations for being a board member?
 2 PROF. JOYNER: Objection, Mr. Chairman.
 3 Relevancy.
 4 THE CHAIR: I'm not--I'm not sure it's
 5 extraordinarily relevant, but I will allow it to go
 6 at least to the witness' credibility for whatever
 7 purpose it has for this testimony. I'll allow it
 8 for right now. Overruled.
 9 A No.
 10 THE CHAIR: I'm sorry. Would you repeat
 11 the--
 12 A I'm sorry. No. No.
 13 PROF. JOYNER: Move to strike.
 14 THE CHAIR: Denied.
 15 Q (By Mr. Hart) Mr. Policastro, from your knowledge
 16 involving this particular contribution, was it
 17 intended to be a charitable contribution to a
 18 501(c)(3) corporation?
 19 A Yes, sir.
 20 PROF. JOYNER: Objection--
 21 THE CHAIR: Basis?
 22 PROF. JOYNER: --unless he knows, but he
 23 said he knew.
 24 THE CHAIR: Well, could--let me ask.

1 A But, obviously, the check was written on that date.
 2 Q All right.
 3 A The approval could have happened some time before.
 4 Q Okay.
 5 MR. HART: Mr. Chairman, at this time I
 6 would move to introduce to Exhibit Number 11.
 7 THE CHAIR: Any objection to Exhibit
 8 Number 11, Dr. Joyner?
 9 PROF. JOYNER: No.
 10 THE CHAIR: All right. Without
 11 objection, Exhibit Number 11 is admitted.
 12 Q (By Mr. Hart) Mr. Policastro, over the years, have
 13 you been a board member in any charitable
 14 organizations?
 15 A I've been a board member in nonprofit
 16 organizations, not necessarily charitable.
 17 Q Okay. Any--approximately how many different
 18 nonprofit organizations have you been a board
 19 member in?
 20 A I'd say one or two.
 21 Q Okay. In that capacity, were you a volunteer board
 22 member?
 23 A Yes.
 24 Q Did you ever receive any compensation from those

1 Again, the question was, Did you intend it to be a
 2 contribution to a 501(c)(3)? And I understand you
 3 to say, "Yes." Is that correct?
 4 THE WITNESS: Yes.
 5 THE CHAIR: All right. Then that
 6 question subsumes that he does know and did then,
 7 so it's overruled.
 8 Q (By Mr. Hart) Regardless of whether it was a--
 9 specifically a 501(c)(3), did you intend it to be a
 10 charitable contribution to the Community's Health
 11 Foundation, Incorporated?
 12 A Yes, sir.
 13 MR. HART: That's all the questions I
 14 have, Mr. Chairman.
 15 THE CHAIR: All right. Cross-
 16 examination, Dr. Joyner?
 17 CROSS-EXAMINATION BY PROF. JOYNER:
 18 Q Mr. Policastro, I just need some--some
 19 clarification here. My understanding is that
 20 you--you did not approve this request. Is that
 21 correct?
 22 A That is correct, sir.
 23 Q All right. So what you intended to do is
 24 irrelevant, then?

1 A I'm not sure it's irrel--I'm not sure how to
 2 answer--
 3 Q You didn't approve this request?
 4 A That's correct.
 5 Q All right. You merely passed it on?
 6 A That's correct.
 7 Q And it was approved by someone who's not here
 8 today--
 9 A That is correct.
 10 Q --as far as you know, somebody that you don't know?
 11 A I know the name, but no, I don't know him
 12 personally, sir.
 13 Q Okay. Now, the general information is that AT&T
 14 makes grants to community groups, nonprofit groups,
 15 and charitable organizations; is that correct?
 16 A I believe--the overall corporation, not just in
 17 North Carolina?
 18 Q Yes, AT&T.
 19 A That's--that's my--I'm sure they do, yes. I'm sure
 20 they do--
 21 Q Well, I mean, this check was paid out of Illinois;
 22 is that correct?
 23 A (Examines paperwritings.) That--that is the
 24 address of the bank, yes, sir.

1 Q All right. So--
 2 A --I can't--I can't confirm that.
 3 Q So you can't confirm any of that?
 4 A That it was a nonprofit?
 5 Q That it--
 6 A No, sir.
 7 Q --was a nonprofit or charitable organization or--
 8 A No. I--I relied on the representations that were
 9 made to us.
 10 Q And the representation that was made--the
 11 representations that were made is contained--are
 12 contained in Exhibit 11; is that correct?
 13 A Those were not all the representations. Like I
 14 indicated earlier, when the--when the--when it was
 15 first relayed to me through our--through our
 16 outside consultant, it was described as a non--
 17 Q Well, let me--because, I mean, I don't know who
 18 your outside consultant was. Let me just ask--
 19 MR. HART: I ask he be allowed to finish
 20 his answer.
 21 THE CHAIR: The witness may allow--is
 22 allowed to finish his answer before--
 23 PROF. JOYNER: Well, Your Honor, to the
 24 extent that he is--

1 Q All right. So you make contributions to community
 2 groups, nonpublic groups, and nonprofit groups,
 3 charitable groups, as well?
 4 A Yes, sir.
 5 Q Is the approval process the same for each of the
 6 groups?
 7 A Not necessarily. I'm not sure--charitable
 8 contributions, I think, at times require different
 9 internal documentations. Not necessarily.
 10 Q All right. Let me just direct your attention to
 11 Exhibit Number 11 and ask you to identify what part
 12 of that document indicates that this is a 501(c)(3)
 13 organization.
 14 A There's no part of this particular document that
 15 does.
 16 Q Is there any part of this document which would
 17 indicate that this is a charitable organization?
 18 A Just the word "Foundation, Incorporated," would
 19 give me that--that thought.
 20 Q And is there anything about this document that
 21 would indicate this is a nonprofit?
 22 A Again, just the word "Foundation" would seem
 23 to--would give me the impression that it was a
 24 nonprofit, but--

1 THE CHAIR: No, sir. I want the witness
 2 to finish his answer, and then I'll hear you.
 3 PROF. JOYNER: Well, I want to object to
 4 the hearsay that the witness is preparing to
 5 testify to.
 6 THE CHAIR: All right. Go ahead and
 7 finish your answer, and then if he starts into the
 8 hearsay, I'll hear you on the objection. Go ahead.
 9 A What I was saying was that when it was first
 10 relayed to us what this entity was, was that--
 11 PROF. JOYNER: Objection.
 12 A --it was a nonprofit.
 13 PROF. JOYNER: It's hearsay.
 14 THE CHAIR: All right. Hold on. The
 15 objection's hearsay. Mr. Hart?
 16 MR. HART: Mr. Chairman, it doesn't go to
 17 the truth of the matter asserted. It goes to his
 18 understanding.
 19 THE CHAIR: I agree completely.
 20 Objection is overruled. It's not hearsay. You may
 21 answer.
 22 A I'm not sure where I finished. I'll start from the
 23 beginning again.
 24 When we--when it was first relayed to me

1 as to--as to what this was, was the--on behalf of
 2 the Community Health Center down there. I didn't
 3 see the Foundation's name, or for that matter,
 4 Representative Wright's name on this until we
 5 received the invoice. I mean, at the time I knew
 6 there was some connection with Representative
 7 Wright, but I didn't realize there was a direct
 8 connection till the invoice was--was received.

9 It was--I'm not sure it specifically said
 10 it was a 501(c)(3), but the terminology used was a
 11 non--charitable nonprofit, and that, to me, is a
 12 501(c)(3). We've seen other ones before.

13 PROF. JOYNER: Mr. Chairman, I would
 14 object and move to strike.

15 THE CHAIR: Basis?

16 PROF. JOYNER: It was hearsay--

17 THE CHAIR: All right.

18 PROF. JOYNER: --and it was offered for
 19 the assertion of the truth of the matter--it was
 20 offered for the truthfulness of the matter
 21 asserted.

22 THE CHAIR: Mr. Hart?

23 MR. HART: A response is before you
 24 [phonetic].

1 questions.

2 THE CHAIR: Redirect?

3 MR. HART: Nothing, Mr. Chairman.

4 THE CHAIR: All right. Representative
 5 Stam?

6 REP. STAM: Thank you, Mr. Chairman.
 7 Just a couple of things.

8 Who was the outside consultant?

9 THE WITNESS: It's a Mr. Lawrence Beally
 10 [phonetic].

11 REP. STAM: And had the Community Health
 12 Foundation, as far as you know, provided any
 13 services to AT&T for which Mr. Wright was asking
 14 for payment?

15 THE WITNESS: No, sir. No, sir.

16 REP. STAM: Had the Community Health
 17 Center provided services to AT&T for which you were
 18 recommending payment for services?

19 THE WITNESS: No, sir.

20 REP. STAM: And I--at the time you
 21 approved the invoice, did you understand the
 22 difference between the Community Health Center,
 23 which was an operating, functioning health
 24 provider, as opposed to the Foundation, from which

1 THE CHAIR: All right. The objection is
 2 overruled. Motion to strike is denied.

3 Q (By Prof. Joyner) Looking at Exhibit 11, that does
 4 not request a grant from AT&T, does it?

5 A It does not.

6 Q Okay. And you don't have a present recollection
 7 that you've ever had any conversation with
 8 Representative Wright about this invoice?

9 A That's correct.

10 Q And the only thing that remotely ties
 11 Representative Wright into this request is that he
 12 is listed and identified on the letterhead as the
 13 president?

14 A Well, on this particular document, that's correct.
 15 My understanding, as I indicated earlier, was that
 16 I had information beyond this document as to that.

17 Q And that was from this unidentified person that
 18 you've referred to?

19 A Certainly. Yes, sir.

20 Q Now, you in--(pauses)--

21 PROF. JOYNER: If I could have a moment--

22 THE CHAIR: Certainly.

23 (DISCUSSION OFF RECORD)

24 PROF. JOYNER: We have no further

1 you got the invoice, which did not have assets
 2 except one that was in foreclosure?

3 PROF. JOYNER: Objection.

4 THE CHAIR: Sustained. Representative
 5 Stam, you may want to--

6 REP. STAM: Shorten that?

7 THE CHAIR: --shorten that, yeah.

8 REP. STAM: At the time you--okay. At
 9 the time you approved the--

10 PROF. JOYNER: Mr. Chairman, I'm going to
 11 object to that because he testified he didn't
 12 approve anything.

13 THE CHAIR: Sustained.

14 REP. STAM: Excuse me. At the time you
 15 passed on the request to higher levels, did you
 16 understand the difference between the Community
 17 Health Center and the Community Health Foundation?

18 THE WITNESS: I'm not sure I could say I
 19 understood the difference. It was my impression
 20 this was directly related to it. And my thought
 21 was it was the fundraising arm or the charitable
 22 arm of that--of that entity.

23 REP. STAM: Would it have made a
 24 difference in your passing this on to higher levels

1 if--if AT&T knew through you that, in fact, this
 2 foundation had not received a charitable tax
 3 determination from the IRS?
 4 PROF. JOYNER: Objection. Speculation.
 5 THE CHAIR: I'm going to--I'm going to
 6 overrule it and let you answer, if you can answer
 7 with some certainty about whether it would have
 8 made a difference. If you cannot, please say so.
 9 THE WITNESS: Yes, sir. I would not
 10 have--I would've not passed this along had I not
 11 thought it was a 501(c)(3) charitable organization.
 12 REP. STAM: And finally--
 13 PROF. JOYNER: Move to strike.
 14 THE CHAIR: Denied.
 15 REP. STAM: Finally, in the notice-of-
 16 witness list, there was a statement of your
 17 proposed testimony that Mr. Policastro--"he
 18 recommended through AT&T's approval process that
 19 the contribution be approved to support Wright as
 20 a legislator by supporting Wright's local
 21 charity." How--
 22 PROF. JOYNER: Objection.
 23 REP. STAM: My question is, if that was
 24 why you did it, how does this support

1 Representative Wright as a legislator by
 2 supporting his charity?
 3 THE CHAIR: Okay. Let's--objection
 4 sustained. Let's break it up, if we can. First,
 5 do you want to break that into several questions?
 6 REP. STAM: First--yeah.
 7 The first question is, did, in fact, you
 8 tell the Special Counsel that you recommended
 9 through AT&T's approval process that the
 10 contribution be approved to support Wright as a
 11 legislator by supporting Wright's local charity?
 12 THE WITNESS: No, I did not.
 13 REP. STAM: Okay. No further questions,
 14 then.
 15 THE CHAIR: All right. Representative--I
 16 don't have my list. I'll just go in this order.
 17 Representative Warren?
 18 REP. WARREN: No questions.
 19 THE CHAIR: Representative McGee?
 20 REP. MCGEE: No questions.
 21 THE CHAIR: Representative Lucas?
 22 REP. LUCAS: No questions.
 23 THE CHAIR: Representative Wiley?
 24 REP. WILEY: No questions.

1 THE CHAIR: All right. Did the questions
 2 that were asked cause any further questions,
 3 Mr. Hart?
 4 MR. HART: No, Mr. Chairman.
 5 THE CHAIR: All right. Dr. Joyner?
 6 PROF. JOYNER: Yes.
 7 RECROSS-EXAMINATION BY PROF. JOYNER:
 8 Q You mentioned Mr. Beully [phonetic]?
 9 A Yes, sir.
 10 Q Is that someone different than the source of
 11 information that you were not able to identify
 12 earlier?
 13 A I wasn't asked to identify him. I mentioned he was
 14 an outside consultant. It is the same person.
 15 Q Okay. So you don't have any information that he
 16 was involved in any way in--in procuring this--
 17 this money?
 18 A Procuring the money?
 19 Q Right.
 20 A No, sir. I testified that, without mentioning his
 21 name until I was asked by Representative Stam--
 22 that it was my recollection that the initial
 23 inquiry into how this would--how formal requests
 24 would be made did come through Mr. Beully

1 [phonetic] to--to AT&T--to myself at AT&T.
 2 Q Okay. And is Mr. Beully [phonetic] still with
 3 AT&T?
 4 A No, he's--I do not believe he's a registered
 5 lobbyist for AT&T, or--or a consultant with AT&T.
 6 Q Do you know if he's alive?
 7 A Yes, sir, he is.
 8 Q But he's not here.
 9 A That's correct.
 10 PROF. JOYNER: No further questions.
 11 THE CHAIR: All right. That, actually,
 12 leaves the Chair having one other question, if the
 13 mic will--Mr. Poli--Mr. Policastro, are you aware
 14 from any conversations you've had with any other
 15 governmental relations colleagues--and I use that
 16 term broadly--of any other requests that your
 17 colleagues received for similar amounts of money
 18 or similar donations to the Community Health
 19 Foundation, Inc., in Wilmington?
 20 A Not through direct conversations. I've seen some
 21 of the evidence that's--
 22 Q Okay.
 23 A No. No, sir.
 24 Q All right. Thank you.

1 PROF. JOYNER: Move to strike his answer
2 and the question.
3 THE CHAIR: I'll certainly strike the
4 part about he's seen any--any in evidence. The
5 answer, as far as I take it, was, no, he does not
6 know that from any colleagues.
7 All right. I think that--thank you, Mr.
8 Policastro. Any--any reason Mr. Policastro cannot
9 be released from his subpoena, Dr. Joyner?
10 PROF. JOYNER: No.
11 THE CHAIR: Mr. Hart?
12 MR. HART: No, sir.
13 THE CHAIR: All right. You're released
14 from the subpoena. Thank you, Mr. Policastro.
15 All right. Anything before we adjourn
16 for the evening till tomorrow--or recess for the
17 evening until tomorrow? Anything else? No?
18 Okay. Yeah, let me do this. If I could,
19 Members of the Committee--I want to remind the
20 members of the Committee and the attorneys for the
21 Committee and Representative Wright,
22 Representative Wright and members of the public--
23 and I use the term "members of the public" in its
24 broadest sense--that because we are now in--

1 because we are now in deliberative, fact-finding
2 stage, I think it would be appropriate that the
3 members of the Committee refrain from discussing
4 this matter with the press, the Committee's
5 outside legal counsel, Representative Wright's
6 counsel, Representative Wright, until after the
7 Committee deliberations are completed.
8 And I will also ask all of those folks to
9 refrain from discussing evidence in the case with
10 Committee members other than the Chair during this
11 period of time.
12 I will also ask members of the public, in
13 its broadest sense, do not approach the Committee
14 members or witnesses in this matter until after
15 the deliberations are completed. I believe that
16 this hearing can proceed fairly to all parties
17 involved if we all follow these suggestions, and I
18 will ask the sergeant-at-arms to assist in
19 assuring compliance with this request.
20 With that, we are in recess until ten
21 o'clock tomorrow morning. Thank you.

22 (WHEREUPON, THE PROCEEDINGS WERE ADJOURNED AT 5:21 P.M.)

23
24

STATE OF NORTH CAROLINA -235-
COUNTY OF WAKE

C E R T I F I C A T E

I, Katherine M. Becker, a Notary Public in and for
the State of North Carolina, duly commissioned and
authorized to administer oaths and to take and certify
hearings, do hereby certify that these proceedings were
held before me at the time and place aforesaid, that all
parties were present as hereinbefore stated, and that the
record as set forth in the preceding Pages 2 through 234
represents a true and accurate transcription of the
proceedings, to the best of my ability and understanding.

IN WITNESS WHEREOF, I have hereto set my hand this
the 4th day of March, 2008.

Notary Public
Notary Public No. 20023570191

My Commission Expires 12-29-2012

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A L S O I N A T T E N D A N C E

Rep. Thomas E. Wright
Prof. Irving Joyner, Counsel to Rep. Wright
Mr. Douglas Harris, Counsel to Rep. Wright
Mr. William Hart, Outside Counsel to the Committee
Mr. Alexander Peters, Outside Counsel to the Committee

Ms. Carin Savel, Committee Clerk
Mr. O. Walker Reagan, Staff Attorney
Ms. Kory Goldsmith, Staff Attorney
Mr. Brad Krehely, Staff Attorney
Ms. Heather Fennell, Staff Attorney
Ms. Denise Huntley, Research Assistant
Ms. Amanda Smith, Research Assistant

E X A M I N A T I O N I N D E X

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MEETING OF THE HOUSE SELECT COMMITTEE
TO INVESTIGATE ALLEGED MISCONDUCT AND OTHER MATTERS
INCLUDED IN INDICTMENTS REGARDING
REPRESENTATIVE THOMAS E. WRIGHT

TRANSCRIPT OF THE PROCEEDINGS

(Volume II)

March 4, 2008

THE SELECT COMMITTEE:

Rep. Rick Glazier, Chair
Rep. Paul Stam, Vice-chair
Rep. Marvin Lucas
Rep. William McGee
Rep. Edith Warren
Rep. Laura Wiley

In Raleigh, N.C.
9:59 A.M.

Reported by:
Katherine M. Becker

1 THE CHAIR: If I could, I'm going to
2 very, very briefly call this meeting to order only
3 to do this: There's been a motion this morning
4 that I think that was just filed, and we need--I
5 think Mr. Harris hasn't arrived yet and will be
6 arguing the motion. Mr. Hart and Mr. Peters need a
7 little bit of time to read the motion and formulate
8 a response, so we will be in recess until
9 ten-thirty. And if we need a little more time
10 after that, we'll do it, but right now, we're in
11 recess until ten-thirty, and we'll pick up the
12 motion at that point. Thank you.

(THIRTY-SEVEN-MINUTE RECESS)

16 THE CHAIR: All right. This Committee is
17 now officially back in session at ten-thirty-seven
18 on Tuesday.

19 There was filed this morning--and I
20 appreciate the prompt filing of the motion by
21 Mr. Harris and Dr. Joyner--for Representative
22 Wright a motion for the Chairman to recuse himself
23 and for the Committee to stay this matter and refer
24 to the Speaker for further action. And with that,

1 what I will do at this point--I think since it's a
2 recusal motion, it ought to be heard up front.
3 And Mr. Harris, we waited for you,
4 obviously, and also to give counsel time to
5 prepare. What I'm going to do is let you go ahead
6 and argue that motion. I know there were
7 attachments. Committee members have received it,
8 so that they've had an opportunity to start looking
9 at it. Then what we'll do, Mr. Hart and
10 Mr. Peters, I'll have you respond, and then I'm
11 going to take a few minutes to read through
12 everything and--and rule, so that we can either
13 move on with a new chairman or otherwise move on.
14 Mr. Harris? You'll need to put that--
15 there you go.
16 MR. HARRIS: Thank you. Mr. Chairman,
17 Members of the Committee, sometimes something new
18 and different happens in the world, and when it
19 does, it's time to sit up and take notice. And
20 when you see Republicans coming forward to help
21 Democrats, as when you see cats coming forward to
22 help dogs, it's something new and different, and
23 you ought to--you ought to pay attention.
24 I was speaking to Fern Shubert this

1 morning, and I--I said to her, "I don't mean to
2 embarrass you, but this is something of a *Profiles*
3 *in Courage* moment, because, you know--for a
4 Republican to come out like this, and I know you
5 don't have anything great going with Representative
6 Wright. I know you've fought many times on the
7 floor, and you've--you've opposed each other almost
8 always. For you to come forward and help
9 Representative Wright under these circumstances
10 is--is really quite remarkable. I admire you for
11 it."
12 And she said, "Well, you know, what
13 they're doing to Representative Wright is just
14 wrong. To take a situation where"--she--she was
15 speaking--said, "When I make a complaint about
16 somebody, and I as a representative and as a former
17 senator come forward and say that somebody has
18 misled by written document all the--all the people
19 in the House, all--all the legislators in the
20 House, and there's not even a hearing, it's not
21 even anything, it's just dismissed for lack of
22 jurisdiction, and that person's white, and
23 then--and then Tom Wright comes along and the same
24 situation exists, there is no jurisdiction"--

1 MR. HART: Mr. Chairman, I object to the
2 testimony that Counsel is apparently trying to put
3 into the record.
4 MR. HARRIS: I'm not putting any
5 testimony. I'm--
6 THE CHAIR: Let--let me rule on the
7 objection, please, Mr. Harris.
8 MR. HARRIS: All right.
9 THE CHAIR: And I understand the
10 objection, and I--I'll--I'm going to give
11 Mr. Harris some significant leeway to make his
12 argument. But I would ask you if you would try to
13 limit it to matters that you do have in evidence in
14 terms of what's filed--and there's plenty, I think,
15 that's filed--
16 MR. HARRIS: Yes.
17 THE CHAIR: --and attached--okay.
18 MR. HARRIS: And then you take
19 Representative Wright, who is in the same
20 situation, without jurisdiction--as--as the members
21 of the Committee will remember, that your--your
22 Committee, when you were sitting as the Legislative
23 Ethics Committee, ruled there was no jurisdiction--
24 and take two people in identical situations and

1 treat them differently--one has a great, big
2 hearing, one even has a conclusion that he's
3 probably guilty, and the other has nothing, it
4 makes the most stark contrast.
5 And when you look for the difference,
6 it's hard to find any difference anywhere except
7 that one is white and one is black.
8 And that is what we lawyers call *prima*
9 *facie* evidence. And what that means is it may not
10 be true, but it puts the burden on the other side
11 to say why it's not true, to bring out some
12 satisfying explanation as to why somehow something
13 else is true other than black and white.
14 And when we look at the gravity of what
15 we are doing here, we are taking an elected
16 representative of the people who was put in his
17 place by the people from New Hanover County, as
18 each--as each of you were put in your place by--by
19 the people in your district, and we are proposing,
20 at least, to take him out of that seat, to take him
21 out of what the people--where the people put him, I
22 think it's important in that instance particularly
23 not only to have propriety, but not to have the
24 appearance--even the appearance of impropriety.

1 And I suggest to you that this is a strong
2 appearance of impropriety, if it is nothing else.
3 And I doubt very seriously that if,
4 indeed, there is some kind of explanation, lame
5 [phonetic] or otherwise, offered today as to why
6 this is okay--I doubt very seriously that--that
7 explanation will be very satisfying to the black
8 citizens of North Carolina. I doubt very seriously
9 it will be very satisfying to Fern Shubert and a
10 lot of Republicans that can see that this is
11 internecine war--warfare in the Democratic Party
12 and it ought not be conducted unfairly. And it
13 certainly won't be satisfying to me.
14 And a solution is at hand which I propose
15 which is very simple, and that is that this
16 Committee recognize that, unfortunately, you've
17 gone down this road too far. You've gone down this
18 road so far that no matter what you do, it's going
19 to have an appearance of impropriety. It will be
20 embarrassing to all concerned. It will be
21 something talked about for years, things people for
22 years say, "Look what they did to that black man
23 who got in a position of power from New Hanover
24 County. Look what they did to him, and look

1 what--how nothing happened to his counterpart who
2 was white." We don't need that in North Carolina.
3 We don't need it.
4 The easiest way to handle this is for you
5 to vote to say, "We think that this is a mistake.
6 We don't want the appearance of impropriety." I'm
7 not going to ask any of you to say that you did
8 anything wrong, just acknowledge that there is an
9 appearance of impropriety here.
10 This often happens to lawyers. It often
11 happens to judges. Sometimes we have to withdraw,
12 not because we did anything wrong, but because it
13 looks bad. For example, if I talked to--if I
14 talked to a client and, unbeknownst to me, I
15 inadvertently talked to someone on the other side,
16 I've got to get out of that case. It's an
17 appearance of impropriety. And that's what we have
18 here on--on different grounds.
19 And so what I'm asking this Committee to
20 do is to refer this back to Speaker Hackney and
21 say, "Because of what has occurred here, which we
22 did not intend, but because of what has occurred
23 here, we think, Speaker Hackney, you need to
24 appoint a brand-new committee, one that was not

1 involved with the Legislative Ethics Committee
 2 that--that made this double-standard error. We
 3 think that the Committee should not be chaired by
 4 the--by the--by the Chairman who made rulings that
 5 directly contradicted one another. We don't want
 6 the appearance of impropriety over something this
 7 important, taking someone out of office who was
 8 elected. And therefore, Speaker Hackney, we would
 9 like you to do one of two things. Either appoint a
 10 brand-new committee that has none of the taint of
 11 being associated with the Legislative Ethics
 12 Committee and--and decisions that went both ways,
 13 or, in the alternative, refer this in the
 14 legislature and let the legislature give guidance
 15 as to what they want."

16 Now, what could the legislature do?
 17 Well, they could do what was done down in Georgia.
 18 They could pass an act specially appointing a
 19 committee to consider this. They did that for
 20 Julian Bond [phonetic] many years ago. Now, that
 21 happened to be a free-speech issue, and maybe not
 22 the best example, because it turns out that that
 23 was a discriminatory act, too. But the fact is the
 24 Georgia legislature did go about it in a proper way

1 and--so that there can be a response.

2 First, complaints and actions on
 3 complaints filed with the Legislative Ethics
 4 Committee, which is a joint House and Senate
 5 Committee, are confidential, and they are not
 6 matters of public record until the matter is
 7 referred to the appropriate house or an evidentiary
 8 hearing before the Legislative Ethics Committee
 9 commences. As a matter of law, no member of the
 10 Legislative Ethics Committee can disclose the
 11 existence of the complaint or the contents of the
 12 complaint that is not of the public record.

13 Two. The confidentiality of the
 14 complaint lies with the respondent legislator and
 15 can only be waived by that respondent.

16 Three. Under North Carolina General
 17 Statute 120-103.1(g), if the Joint Legislative
 18 Ethics Committee determines at the end of its
 19 preliminary inquiry that the complaint does not
 20 allege facts sufficient to constitute a violation
 21 of matters over which the Committee has
 22 jurisdiction, the Committee must dismiss the
 23 complaint and provide written notice of the
 24 dismissal to the complainant and to the respondent.

1 in the sense that the legislature passed a law and
 2 made a committee, and a committee was specially
 3 made by the legislature. There could be no doubt,
 4 and they considered it from the first.

5 Now, whether you wish to do that or have
 6 Speaker Hackney take care of it, that's your
 7 business. But it is certainly somewhat beyond your
 8 business where we find ourselves. If you vote in
 9 this fashion, this will be a tainted decision. It
 10 will be a decision that's embarrassing. It could
 11 be a decision that makes us look like racists that
 12 we are not, make it look like a state we are not.
 13 And we don't need this in North Carolina.

14 So I ask you respectfully to look over
 15 these documents. I ask you respectfully to realize
 16 that they are--they have far too much in common to
 17 ignore and--and to vote accordingly. Thank you.

18 THE CHAIR: Thank you, Mr. Harris.
 19 Mr. Hart or Mr. Peters? Mr. Hart? Yes.
 20 Let me--let me--before Mr. Hart responds, obviously
 21 yesterday in the oral motion that was discussed, it
 22 discussed a particular member, and again the
 23 written motion today discusses a particular member.
 24 So let me make the following preliminary notes,

1 Four. Fern Shubert was the complainant
 2 in the case of Representative Pryor Gibson. She
 3 was not bound by the confidentiality limitations
 4 and was free to disclose the Legislative Ethics
 5 Committee disposition, and apparently did so. The
 6 Legislative Ethics Committee could only release the
 7 information and can only release the information
 8 upon Representative Gibson's waiver of his
 9 confidentiality right.

10 In order to--next number. In order to
 11 allow the Legislative Ethics Committee to respond
 12 today to Representative Wright's motion alleging
 13 disparate treatment based on race, Representative
 14 Gibson as the respondent has waived confidentiality
 15 with respect to certain documents contained in the
 16 Legislative Ethics Committee complaint entitled
 17 C-LEC-2007-001.

18 Next number. The jurisdiction of the
 19 Legislative Ethics Committee is defined by General
 20 Statute 120-103.1.

21 And at this point, I am going to hold at
 22 that. And I've given and told Mr. Hart and
 23 Mr. Peters of Representative Gibson's decision.
 24 They, therefore, are able to argue consistent with

1 Representative Gibson's waiver what--the action
2 involved and the consequences of that action, just
3 as Mr. Harris was able to based on what Ms. Shubert
4 alleged.

5 So with that, we'll hear a response from
6 Mr. Hart or Mr. Peters. Yes, please.

7 PROF. JOYNER: Mr. Chairman? We've--

8 THE CHAIR: Dr. Joyner?

9 PROF. JOYNER: Yes. We've not been
10 served with the response. Has--has--

11 THE CHAIR: There's been no--there's been
12 no written response.

13 PROF. JOYNER: No formal--okay.

14 THE CHAIR: Right. This is just
15 strictly--I've asked them to do an oral response.

16 MR. HART: Mr. Chairman, Members of the
17 Committee, we received this response just about
18 forty minutes ago, and so we have not had an
19 opportunity to provide a written response, but I
20 will be presenting our argument against the--the
21 motion.

22 Essentially, I think Mr. Harris did in a
23 nutshell what his motion says, and that is same
24 circumstances, one is white and one is black,

1 there's disparate treatment and therefore a strong
2 appearance of impropriety. We contend to you that
3 that's simply not the case. All this is is a bald
4 allegation of race without any--any facts to
5 support it. There's absolutely no similarities in
6 the two situations, and I'll address that--I
7 believe you may be getting copies of--of the
8 complaint disposition.

9 THE CHAIR: It is, and you may want to
10 wait till everyone gets that for a moment. I
11 apologize. You may proceed. Thank you, Mr. Hart.

12 MR. HART: Thank you, Mr. Chairman.
13 First of all, there--there are some distinctions
14 that need to be drawn between the Gibson case that
15 has been raised and the Wright case. And that is
16 that the LEC actually had a hearing and made a
17 disposition in the Gibson case, and there has been
18 no hearing--the matter of the--of Representative
19 Wright--there has been one matter, as you know,
20 retained by the LEC, but a decision was made by the
21 LEC that it did not have jurisdiction over the
22 matters that are pending before this Committee, and
23 the matters were referred to the House for any
24 possible treatment by the House. So there is a

1 distinction there just in terms of procedure and
2 how things were dealt with.

3 The importance then moves to the actual
4 disposition of the complaint against Representative
5 Pryor Gibson. A review of the materials there will
6 show that, first of all, the LEC found that it did
7 not have jurisdiction over a House Rules violation
8 due to the statutory constraints that were
9 involved. This Committee does not have statutory
10 restraints. We--we have discussed that in various
11 motions both before the LEC and the--and this
12 Committee in prior hearings. But the LEC did have
13 constraints of statutory provisions as to what it
14 could and couldn't consider.

15 The second situation that--that you need
16 to be aware of--and that's when you review the
17 actual disposition--is that the LEC determined that
18 there was insufficient basis to proceed forward on
19 any kind of an ethics violation because of the
20 confusion about what ethical standards were out
21 there regarding this kind of a representation of a
22 bill not being controversial and no specific
23 guidelines.

24 In the Wright case, on the contrary, you

1 had a situation where the LEC determined that it
2 did not have jurisdiction of the matters that were
3 set forth in the charges that had been brought by
4 the Wake County grand jury, but the LEC was aware
5 that not--that the Wake County grand jury had found
6 probable cause as to six serious felony charges
7 against Representative Wright, and that certainly
8 was more basis to proceed to send this matter to
9 the--to the House Committee than in the situation
10 that was present in the Gibson case.

11 In addition, the LEC was aware that there
12 had already been probable cause for further
13 investigation by the Board of Elections and was
14 also aware of the findings by the DHHS audit.

15 The next thing that I would ask you to
16 look at is the difference in the nature of the
17 charges. And again, Mr. Harris argues that these
18 are similar situations. These situations could be
19 further from similarity. There's absolutely no
20 relationship, whatsoever.

21 I would contend to you that in the Gibson
22 matter, what you have is at least, at best, an
23 opinion that the bill was not controversial and
24 then a dispute about that opinion. In the Wright

1 case we have, again, probable cause having been
 2 found by the Wake County grand jury that
 3 Representative Wright has committed six serious
 4 felony charges that are now before this Committee
 5 in similar form of drafting of the counts before
 6 the Committee.

7 On the claim of disparate treatment, the
 8 courts in looking at Constitutional violations have
 9 determined that more has to be involved than what
 10 Mr. Harris has told you. It's not simply one is
 11 white and one is black and there's an allegation of
 12 disparate treatment and an allegation that there
 13 are same circumstances. There actually have to be
 14 similar circumstances. And that is not present in
 15 this case. There actually has to be some *prima*
 16 *facie* case shown by the complaining party that--
 17 that there are similar circumstances, and that's
 18 not been shown. There simply are not similar
 19 circumstances here.

20 There's no pattern of conduct. That's
 21 another thing that--that the courts have looked to,
 22 whether there is a pattern of conduct on behalf of
 23 the particular person or body that's being alleged
 24 to--being involved in disparate treatment. And

1 pretrial rulings on motions involving different
 2 defendants or even the same defendants and
 3 appellate courts who sometimes consider cases
 4 involving the same defendant or similar defendants.

5 What the courts have held is that there
 6 must actually be shown some actual bias or some
 7 evidence that a judge cannot be fair and impartial,
 8 that there is an appearance of impropriety. And I
 9 suggest to that there has--has actually been no
 10 showing that anyone on this Committee or the Chair
 11 has in any way shown that it cannot be fair and
 12 impartial in this situation or that it has been
 13 involved in any kind of disparate treatment.

14 I'd like to cite a couple of cases, if I
 15 might. The first is the case of *State versus*
 16 *Mitchell John Pakulski*, which is a Court of Appeals
 17 case. And this--the Court of Appeals opinion
 18 was--was later appealed to the North Carolina
 19 Supreme Court and--or petitioned, and the petition
 20 was denied, no review. But in that case, the
 21 defendant made an allegation that the judge had
 22 made a statement prior to trial to the effect that
 23 the defense counsel needed to go ahead and--and
 24 plead his clients guilty because they--they were--

1 there simply is none. There's no showing by the--
 2 by Representative Wright that there is any pattern
 3 of conduct by the LEC, by Representative Glazier,
 4 or by any members on this Committee in their
 5 actions at the LEC or--or here that would show that
 6 there's any kind of disparate treatment between
 7 blacks and whites.

8 The third factor the courts have looked
 9 at to determine whether there's disparate treatment
 10 that would be a Constitutional violation is any
 11 evidence of insidious comments, that is any
 12 statements made by the accused party that would
 13 show that there was any kind of racial bias.
 14 There--there simply has been no showing to that
 15 effect as to Representative Glazier or any other
 16 member of this Committee or any member of the LEC.

17 The final thing that I want to discuss is
 18 the standard that the courts have used in terms of
 19 recusal motions for judges and some of the--some of
 20 the law regarding recusal. And first of all, I
 21 would argue that this is--this is similar,
 22 certainly, to the Judicial Standards Commission
 23 procedures. This is similar to situations where
 24 trial judges rule in cases every day and may make

1 they were guilty.

2 And a motion to recuse was filed in
 3 the--during the trial of the case, and the judge
 4 held a hearing and specifically found that he did
 5 not make the comments that the defendant had
 6 related. There were also other witnesses that
 7 testified that--that those comments were not made.
 8 And the Court held that the trial judge properly
 9 denied the recusal motion and that there was no
 10 necessity for that motion to be heard by another
 11 trial judge, since the judge was able to determine
 12 that the allegations were--were frivolous and had
 13 no merit.

14 And I think that's the same situation you
 15 have here. I think this--this Committee can
 16 determine, based on the lack of evidence that's
 17 been presented to the Committee, that there simply
 18 is no basis for any kind of finding of disparate
 19 treatment.

20 I'll simply cite a couple of other cases,
 21 also, to the Committee. One is *Love versus*
 22 *Pressley* in 34 N.C. Appeals 503, a 1977 case in
 23 which the Court found that rulings by a trial judge
 24 that were adverse to a defendant were no basis for

1 finding that the trial judge could not be fair and
2 impartial from that point forward.

3 And I know there has--have been a lot of
4 allegations in--in this case that the Committee has
5 already made determinations and has already decided
6 what it's going to do. I think coupled with the
7 allegations of disparate treatment, this Committee
8 can certainly find that there's absolutely no basis
9 to find that any of those allegations are true and
10 find no reason to find disparate treatment or that
11 anyone should be recused.

12 The last case I would cite is *State*
13 *versus Fie*, a Supreme Court case, 320 N.C. 626, and
14 that is simply the basic law dealing with recusal
15 motions. But again, it supports the--the same
16 basic findings that these other cases have--have
17 cited, and that is that there--there has to be some
18 legitimate basis, some evidence to show that there
19 is impropriety in continuing forward.

20 And I would submit to you the comparison
21 of these two cases should convince you that there's
22 simply no basis for a finding of disparate
23 treatment, no reason for recusal, and no reason for
24 this Committee to continue forward.

1 an ethical violation, then why wasn't it dealt
2 with? The Attorney General seems to be saying
3 it's--it's permissible to tell a lie to all the
4 legislators, and that's no problem. If that's not
5 an ethical problem, we've got a problem.

6 Next, it was represented there was a
7 hearing, and it was passed out this sheet saying
8 there were conclusions. Well, here's the
9 difference. There wasn't any sort of hearing. A
10 hearing is when the cameras are there and your
11 dirty laundry, for better or worse, is laid out in
12 front of everybody to see, and--and witnesses come
13 and witnesses testify on both sides. That's a
14 hearing.

15 Fern Shubert didn't know anything about
16 this. She didn't know when it was. She didn't get
17 a chance to tell her side of the story. The
18 legislators who were--represented that they had
19 given permission for him to introduce that local
20 bill, they weren't given an opportunity to testify.
21 This was not a hearing. It's just a private
22 meeting.

23 And so the fact remains that with the
24 allegation of serious ethical violations, one man,

1 THE CHAIR: All right. Thank you,
2 Mr. Hart. Any response, Mr. Harris?

3 MR. HARRIS: Yes, sir. Since
4 Representative Gibson has--Pryor Gibson has waived
5 his rights under this and we can discuss it, I--it
6 would be--it would be important to note precisely
7 what it is that he was accused of doing.

8 What was said was on the local bill,
9 which you're all familiar with, of course, that he
10 represented that he'd gotten permission from the
11 other people in his district to put that--to put
12 that bill out there in a--in a special session, in
13 a short session. How it came to light was that
14 when the bill came on the floor, members of the
15 House rose up and said, "Wait a minute. We don't
16 know anything about that. You don't have our
17 permission." That's how it came to light.

18 And you know, of course, what that means.
19 It means that in a written document, he told a lie
20 to his fellow legislators and all of them, to the
21 entire House, as to what was going on.

22 Now, I say to you that if it is the
23 Attorney General's position that that's not an
24 ethical violation, then why isn't it? And if it is

1 a black man, had to have a hearing out in public,
2 and there were conclusions out in public; the other
3 man, a white man, didn't have to have a hearing,
4 wasn't any hearing of any variety, any public
5 variety, and there were no conclusions.

6 And in each case, there was a finding
7 there was no jurisdiction. Well, if there's no
8 jurisdiction, what do you even--what are you even
9 having a hearing for? If there's no jurisdiction,
10 what kind of legal entity has a hearing and reaches
11 conclusions on something they've got no
12 jurisdiction on?

13 Because after all, you know--in the
14 package, you see there's a letter written by the
15 Chairman and signed by the Chairman to--to--to
16 Speaker Hackney, and it says, "This Committee has
17 no jurisdiction." And a day before that, also in
18 your packet, there is a letter also signed by this
19 Chairman saying that--that charges had been brought
20 and conclusions had been reached about Thomas
21 Wright. Well, there's either jurisdiction or
22 there's not. If there's not jurisdiction, what are
23 we reaching conclusions for? And if--and if there
24 is, why did it have to be moved over here because

1 there wasn't any jurisdiction?
 2 And wasn't one man told--wasn't Pryor
 3 told in the summertime, on July 24th of 2007, just
 4 this past year, that "with no jurisdiction, we
 5 can't do anything"? Well, wasn't Thomas Wright--
 6 said, "Well, with no jurisdiction, we can do
 7 something, by golly. We can rake you over the
 8 coals. We can have you out in front of the TV
 9 cameras. We can make conclusions. We can pass out
 10 stuff to the press. We can do a lot with no
 11 jurisdiction"--wasn't Thomas Wright told that?
 12 And you have the power. If you want the
 13 power, you can keep on going, if you think that's
 14 the wise choice. You've got the power. But you
 15 know, they say that discretion is the better part
 16 of valor, and I would suggest to you respectfully
 17 that discretion is the better part of the
 18 appearance of impropriety, too. I don't see how
 19 you get out of this thing untainted.
 20 I heard what the Attorney General had to
 21 say. Maybe it'll satisfy some people, maybe it
 22 won't. But wouldn't it be better--wouldn't it be
 23 better for all concerned if a different committee
 24 was to hear this and a different committee was to

1 (DISCUSSION OFF RECORD)
 2 THE CHAIR: All right. The Chair is
 3 ready to rule. Again I'm going to ask the
 4 Committee's indulgence. My ruling will be oral and
 5 going through a series of findings. Obviously, I'm
 6 going to reserve the right to add citations or
 7 change grammar or text within the writing. And
 8 I'll reduce this to a written form at a later date
 9 when I've had more opportunity to do that, but
 10 you'll get the general tenor of it so that we can
 11 make the decision and--and move on, one way or the
 12 other.
 13 The Chair has taken account--going to
 14 take into account the filings which he read this
 15 morning by Representative Wright, as well as the
 16 oral--brief oral motion yesterday, a review today
 17 and for a great deal of time last night of the full
 18 record in this case, the record in the Gibson
 19 matter, the law on recusal and disparate treatment,
 20 as I worked on with my clerk last night and again
 21 this morning, the cases cited.
 22 And with that, the first finding: This
 23 matter is before the Chair on motion of the
 24 Chairman to recuse himself and for the Committee to

1 make its own conclusions without any of this stuff
 2 involved here that I've just named? 'Cause we can
 3 eliminate this entire issue just by a different
 4 committee hearing it, another two or three days
 5 with that committee instead of this committee.
 6 Thank you.
 7 THE CHAIR: Thank you, Mr. Harris. Any
 8 member of the Committee wish to be recognized
 9 before the Chair considers--Representative Stam?
 10 REP. STAM: Yeah, Mr. Chairman, just very
 11 briefly before you rule, essentially the motion
 12 says that you should recuse yourself because of
 13 racial bias. And knowing the House, I would just
 14 like to posit the thought that I don't think
 15 there's any member of the House that would put any
 16 credence in an allegation that you are racially
 17 biased, and there's certainly been no evidence of
 18 it.
 19 THE CHAIR: Any other member of the
 20 Committee need to say anything or want to say
 21 anything at this point before I rule?
 22 All right. I want to take a moment, if
 23 you don't mind, to put some things together, so
 24 we're at ease for a moment.

1 stay this matter and refer to the Speaker for
 2 further action filed this morning at eight-fifty-
 3 nine A.M. by Representative Wright. The motion has
 4 been argued by both sides expertly and is ripe for
 5 disposition.
 6 Number 2. Representative Wright
 7 essentially argues that he is being treated
 8 differently than another representative, Pryor
 9 Gibson, against whom a complaint had been lodged in
 10 the LEC, with Representative Gibson's complaint
 11 being dismissed and Representative Wright's
 12 complaint being referred to the House of
 13 Representatives and this Committee being formed and
 14 prosecuting the case before us today. He argues
 15 that that is disparate treatment and, in addition,
 16 that that's a basis to--for the Chair, who was
 17 Chair of both this Committee and the LEC, to
 18 recuse.
 19 Number 3. Mr. Hart argues that there is
 20 no evidence of a need to recuse as the cases are
 21 not comparable and, in addition, that there is no
 22 basis under the law for a recusal to take place of
 23 either the Chair or the Committee, since there's no
 24 evidence that inappropriate decisions have been

1 made and, in addition, no evidence of racial bias
2 or prejudice exists.

3 Number 4. The issue, therefore, is
4 whether the ethics prosecution of Representative
5 Thomas Wright is disparately selective on the basis
6 of race in violation of the Equal Protection Clause
7 and similar North Carolina Constitutional
8 provisions, a subissue of which is whether for
9 almost identical basis and for any violation of
10 procedure the Chair or the Committee as a whole
11 should be recused.

12 Number 5. The only evidence presented in
13 support of the motion is the evidence with regard
14 to the prior complaint before the LEC of the
15 Representative Pryor Gibson.

16 Number 6. Representative Gibson is
17 Caucasian and Representative Wright is African-
18 American.

19 Number 7. No evidence has been proffered
20 that any member of the Committee, including the
21 Chair, is otherwise racially biased or prejudiced.
22 And in fact, the record will reflect that two weeks
23 ago--and the transcript will show--that that
24 specific issue was asked of Mr. Harris and

1 any member of the State Board of Elections was
2 racially biased, prejudiced, or in any way unfair
3 or impartial.

4 Next number. A second investigation was
5 conducted against Representative Wright by the
6 Department of Health and Human Resources [sic]. A
7 referral was made for consideration of prosecution
8 from that investigation. Again, no allegation, let
9 alone proof, exists today or filed in any motion
10 that any member of the HHS investigative team was
11 racially prejudiced, biased, or motivated to make
12 that conclusion.

13 Next number. The grand jury of Wake
14 County, made up of diverse citizens of Wake County,
15 found probable cause to believe that Thomas Wright
16 was--should be charged with six counts of a
17 violation of criminal law. No allegation has been
18 made, let alone proved, that any member of the Wake
19 County grand jury or the grand jury as a whole was
20 racially motivated, biased, or in any way unfair
21 and partial in their determination.

22 Next number. The Joint House and Senate
23 Legislative Ethics Committee met and found probable
24 cause to believe--probable cause to exist as to one

1 Mr. Harris conceded that there was no evidence of
2 racial prejudice or bias by any member of the
3 Committee. Nothing has occurred in the interim
4 which would change that, and no evidence was
5 presented today to show that.

6 Number--next number. The evidentiary
7 issue on this motion becomes how to view the Gibson
8 case, that is, is it a likely comparable. This
9 requires an examination of the Gibson file, which
10 you now show, as the waiver of his confidentiality,
11 the basis of that decision, the makeup of the LEC,
12 and the determination that was made.

13 In this case before us, Representative
14 Wright is charged with eight counts alleging
15 conduct of fraud, corruption, and in most counts, a
16 violation of the criminal law.

17 Next number. This conduct was found to
18 be questionable after full and fair hearings before
19 the State Board of Elections, who found probable
20 cause to believe that a number of state-law
21 violations had occurred by Representative Wright
22 and referred the matter for review for prosecution.
23 No allegation, let alone proof, has been made today
24 or exists in any motion filed that suggests that

1 count with regard to Thomas Wright and held that
2 the remaining counts against Thomas Wright before
3 the LEC they were without jurisdiction to proceed
4 on, but they should be referred to the House Select
5 Committee for--should be referred--I'm sorry--to
6 the House of Representatives for action by the
7 Speaker of the House of Representatives, who then
8 formed this Select Committee to proceed. The LEC's
9 referral indicated that they believed that the
10 conduct alleged before the LEC, if proven, would
11 constitute probable cause for further counts, which
12 is what the House Select Committee then found.

13 Next number. This Committee, which
14 contains three Democrats and three Republicans and
15 is diverse, then unanimously found probable cause
16 on eight counts of alleged misconduct, seven of
17 which are being proceeded on in this hearing.

18 Next number. As to the Pryor Gibson
19 matter, the Pryor Gibson matter was before the LEC
20 on a complaint from Former Senator Fern Shubert,
21 who filed a complaint with the Committee on
22 January 9, 2007, by delivery to Senator Dan
23 Clodfelter and Representative Nelson Cole,
24 co-chairs of the 2005 Committee. The complaint

1 alleged two things with regard to Representative
 2 Gibson, and it was all with respect to a House
 3 bill, 2726, that was filed on May 17, 2006.
 4 Specifically, the complaint alleged,
 5 number one, that Representative Gibson had filed
 6 House Bill 2726 for personal benefit. The
 7 allegation was a conflict of interest occurred in
 8 that Representative Gibson introduced the bill to
 9 move the date of a public referendum on the meals
 10 tax to a year in which he was not up for
 11 re-election; second, that in conjunction with the
 12 filing of the bill, Representative Gibson had
 13 falsified a local bill certificate for House Bill
 14 2726 in that he said the bill was not controversial
 15 when it, in fact, was, and that each member of the
 16 local delegation had not approved the introduction
 17 of the bill when the certification indicated that
 18 there was no controversy.
 19 Number 3 as to--I'm sorry. Next number
 20 as to Representative Gibson's complaint. The law
 21 defining jurisdiction and investigative procedures
 22 of the Joint Legislative Ethics Committee changed
 23 effective January 1, 2007. SL 2006-201, which
 24 changed the law in this area, provided that the new

1 represented the western part of Union County, which
 2 encompassed the towns of Wingate and Marshall
 3 [phonetic] and the western half of Monroe.
 4 Representative Blackwood, Curtis Blackwood,
 5 represented the eastern part of Union County, which
 6 encompassed the eastern half of Monroe. Senator
 7 Goodall represented the entirety of Union County
 8 and was the only senator to represent Union County.
 9 Next number. The complaint by Senator
 10 Shubert alleged that at the time the bill was
 11 filed, the other members of the Union County
 12 delegation did not approve the filing.
 13 Representative Blackwood wrote an e-mail to the
 14 House Principal Clerk on May 30, 2006, stating his
 15 opposition to the bill. Subsequently, so did
 16 Senator Goodall to the House Principal Clerk.
 17 Next number. Senate Joint Resolution
 18 1184 of the 2005 session, the adjournment
 19 resolution at the end of--for the 2005 session,
 20 stated in part that "any local bill that had been
 21 submitted to bill drafting must be accompanied by a
 22 certificate signed by the principal sponsor stating
 23 that no public hearing will be required or asked
 24 for by a member on the bill, that the bill is not

1 law would apply to offenses committed on or after
 2 January 1, 2007, and prosecutions for offenses or
 3 ethic violations committed before January 1, 2007,
 4 were not abated or affected by the new law. The
 5 statutes that were in effect prior to the effective
 6 date of the new law would remain applicable to
 7 prosecutions arising on or before January 1, 2007.
 8 All of the allegations against Representative
 9 Gibson arose from conduct committed before January
 10 1, 2007.
 11 Next number. Representative Gibson
 12 introduced House Bill 2726 on May 17, 2006, and the
 13 bill had two provisions: First, that Section 1
 14 would have allowed the Towns of Wingate and
 15 Marshville to exercise extraterritorial
 16 jurisdiction within one mile of their municipal
 17 borders without a vote of the Board of
 18 Commissioners of Union County, and second,
 19 Section 2 have allowed the Town of Monroe to hold a
 20 referendum on the prepared food and beverage tax
 21 authorized under Senate Law 2005-261 in either 2006
 22 or 2007. Senate Law 2005-261 required the
 23 referendum to be in 2006.
 24 Next number. Representative Gibson

1 controversial, and that the bill is approved for
 2 introduction by each member of the House of
 3 Representatives and Senate whose district includes
 4 the area to which the bill applies."
 5 Next number. The House principal clerk
 6 attached a local bill and certificate to House Bill
 7 2726 which Representative Gibson signed.
 8 The conclusions--next number. The
 9 conclusions that were made following any prolonged
 10 discussion in the Legislative Ethics Committee on
 11 this issue was, Number 1, that the law in effect
 12 prior to January 1, 2007, would apply to the
 13 matter; Number 2, that the conflict of interest
 14 under General Statute 120-88 is present when a
 15 legislator has an economic interest in the
 16 legislation. It would not be a conflict of
 17 interest as then defined under 120-88 for a
 18 legislator to act on legislation affecting issues
 19 on a ballot merely because the legislator is a
 20 candidate on the ballot. Acting on legislation
 21 that might result in possible political gain but no
 22 financial gain to a legislator did not present a
 23 conflict of interest under law for the legislator.
 24 Number 3. The local bill certificate

1 signed by Representative Gibson was required by a
 2 joint resolution of both the House and Senate. The
 3 rule concerning the introduction of local bills in
 4 the adjournment resolution was a rule of procedure
 5 and not a rule of ethics. The Committee lacked
 6 jurisdiction to consider whether a violation of a
 7 procedural rule would arise under old law to an
 8 ethical violation.

9 Next number. N.C. Gen. Stat. 121-03(a)
 10 directs the Committee on its own motion or in
 11 response to a sworn complaint to inquire into any
 12 alleged violation of the provisions of the
 13 Legislative Ethics Act, which is the bribery
 14 statute, the use of the legislative position to
 15 effect personnel actions, disclosure of
 16 confidential information, conflicts of interest,
 17 statements of economic interest [phonetic]
 18 violations, and the rules of ethics adopted by the
 19 House and Senate, or the criminal law by a
 20 legislator while acting in the legislator's
 21 capacity or participant in the lawmaking--as a
 22 participant in the lawmaking process.

23 Next number. The jurisdiction of the
 24 Committee did not include, found the LEC, the

1 and the motion before us is clear. First, as to
 2 the disparate treatment, in a disparate-treatment
 3 case, the movant attempts to demonstrate that he is
 4 the victim of intentional and often covert
 5 discrimination, that is, that he is being treated
 6 less favorably than others because of his race or,
 7 in other cases, color, religion, sex, or national
 8 origin.

9 Next number. In a disparate-treatment
 10 case, proof of discriminatory intent is critical,
 11 and the ultimate factual inquiry in this type of
 12 case is whether the defendant or, in our case,
 13 whether the House or this Committee intentionally
 14 discriminated against Representative Wright.
 15 Representative Wright maintains the burden of proof
 16 from which any fact-finder can infer that if the
 17 conduct remains unexplained, then more likely than
 18 not the action was based on discriminatory, illegal
 19 criterion. In other words, to establish
 20 discrimination on the basis of disparate treatment,
 21 it must be shown that the person being alleged as
 22 the discriminating official bore a racially
 23 discriminatory animus against Representative Wright
 24 and that the animus manifested itself in the

1 application and enforcements of rules of procedure
 2 in each individual house. Issues instead arising
 3 from the application of rules of procedure are
 4 within the exclusive jurisdiction of the house of
 5 which the legislator is a member, and an alleged
 6 violation of a rule or procedure is fundamentally
 7 subject to a point of order, which is subject to
 8 appeal in either the House or the Senate, an issue
 9 which is debatable and requires a vote of the
 10 chamber.

11 The Committee--the LEC then, by a
 12 unanimous vote of all present and voting, which
 13 included senators and representatives, Republicans
 14 and Democrats, black and white, voted, Number 1,
 15 that Allegation Number 1 against Pryor Gibson was
 16 to be dismissed, as alleging conduct that even if
 17 true would not constitute an ethics violation, and
 18 Number 2, Allegation Number 2 was dismissed as not
 19 being within the jurisdiction of the Committee.

20 Number 3. The complaint against
 21 Representative Gibson as filed by Fern Shubert was
 22 dismissed by the LEC with no further action by the
 23 Committee.

24 Now--next number--the law in this case

1 challenged action.

2 Next number. The analytical framework
 3 for claims governing--governing disparate treatment
 4 has been set forth at length by the United States
 5 Supreme Court in the case of *McDonnell Douglas*
 6 *Corporation v. Green*, as well as the *Fernco*,
 7 *Burdine* and *Aikens* [phonetic] cases that succeeded
 8 it. These cases suggest several ways that a
 9 plaintiff alleging discrimination may show and a
 10 court or, in this case, a Committee may find
 11 liability exists for disparate treatment.

12 First, Representative Wright could show
 13 discriminatory intent through direct evidence of
 14 discrimination, that is, by introducing invidious
 15 statements of any one of the Committee members, the
 16 Chair, or a member of the House of Representatives.

17 Second--or--second, since discriminatory
 18 intent is seldom capable of proof by direct
 19 evidence, indirect or circumstantial evidence can
 20 also be used to prove state of mind. Thus, the
 21 second method of establishing the *prima facie* case
 22 referred to by Mr. Harris is through the use of
 23 indirect evidence whose cumulative, probative
 24 force, apart from the operation of any presumption,

1 shows that as a reasonable probability, but for
2 the--in this case, Representative Wright's race, he
3 would not have suffered an adverse action.

4 The Supreme Court has also provided
5 explicit guidance for the order of proof in that
6 circumstance, and it goes like this--next number.
7 The plaintiff has the burden, in this case,
8 Representative Wright, of proving by a
9 preponderance of the evidence a *prima facie* case of
10 discrimination. If he succeeds, second, in proving
11 the *prima facie* case, the burden shifts to the
12 Committee and Committee counsel to articulate some
13 legitimate, nondiscriminatory reason for the
14 Committee's action.

15 And third, should the Committee counsel
16 have carried that burden, then the ultimate burden
17 is on Representative Wright to have an opportunity
18 to prove by a preponderance of the evidence that
19 the legitimate reasons offered were pretextual.

20 The burden of going forward--next number.
21 The burden of going forward and establishing a
22 *prima facie* case on behalf of Representative Wright
23 is not a heavy one. He need satisfy that burden
24 only by raising an inference that the Committee

1 acted with discriminatory intent, that is, that the
2 adverse action occurred under conditions which more
3 likely than not were based on impermissible racial
4 considerations.

5 Various circumstances can give rise to
6 this inference of discrimination, including
7 evidence of irregular or suspect procedures,
8 evidence of a general pattern of racial
9 discrimination within the decision-making process
10 of the Committee. In addition, an inference of
11 discrimination adequate to create *prima facie* case
12 of disparate treatment can be shown by meaningful
13 statistical evidence or by showing that decisions
14 that were made by the Committee depended largely on
15 excessively subjective factors.

16 Most frequently, however, the basis is
17 the *McDonnell Douglas* test, and that is to show
18 simply that Representative Wright is a member of
19 the protected class, that he was treated
20 differently because of his race, and that someone
21 of a different race was treated in a same category
22 in a different manner.

23 Next number. Applying that law to this
24 case, the Chair finds, first, the two cases cited,

1 that of Representative Gibson and that with
2 Representative Wright, are so incomparable that any
3 argument suggesting otherwise is profoundly absurd.
4 The rule-making authority issue in the House that
5 was the subject of the Gibson case was essentially
6 a political vote. This case involves allegations
7 of criminal misconduct, fraud, failure to report
8 campaign contributions, and corruption in office.

9 The Gibson case involved one incident in
10 one session regarding one House bill. This case
11 literally contains allegations of violations of
12 hundreds of campaign violations over twenty-two
13 reporting periods and seven years.

14 The Gibson case involves an
15 interpretation of what the Committee found to be an
16 ambiguous requirement on what is controversial and,
17 in fact, then issued a remedial order, which is
18 called a P and G [phonetic], which was circulated
19 to all members of the House and Senate following
20 that hearing to clarify what is meant by
21 "noncontroversial" and what the requirements are
22 for all House and Senate members to respond.

23 Here, campaign-contribution reporting
24 requirements at issue have been clear for years.

1 And the law, so far as I know, of fraud and
2 corruption has been in the civil law since the
3 common law. There is no ambiguity about the
4 requirements.

5 Thus, the two cases are not remotely
6 comparable on any plane, and even a cursory review
7 of the Gibson complaint would and should have
8 revealed to any reasoned observer their utter lack
9 of comparability.

10 Next number. I find under *McDonnell*
11 *Douglas* that Representative Wright has not met his
12 *prima facie* case of showing disparate treatment.

13 Next number. Even assuming he did so,
14 the House proceeding in the Gibson case--I'm
15 sorry--the House proceeding in the Wright case is
16 based on a patently legitimate, nondiscriminatory
17 basis, that is, probable-cause findings by three
18 prior investigating groups, the Board of Elections,
19 Health and Human Services, and the Wake County
20 grand jury, not to mention the issues and findings
21 of the Joint House and Senate LEC. No such finding
22 existed in any capacity in the Gibson case.

23 Next number. And it goes without saying
24 that no evidence of pretext has been produced

1 against any member of this Committee, against the
 2 House, or against the House leadership in pursuing
 3 this investigation.

4 A few final comments are in order, I
 5 think, at this point, as I conclude my order, and
 6 then we'll turn it over to the Committee. First,
 7 let me make--I'm sorry--two other findings.

8 As to the issue of recusal, the law with
 9 regard to the issue of recusal as set out in the
 10 cases cited by Committee counsel, that is the cases
 11 of *Fie*, *Paluski* [phonetic], and *Love versus*
 12 *Pressley*, it requires essentially that there be
 13 some showing that the presiding officer or the
 14 particular Committee have made or relied on
 15 evidence outside of the proceedings or be so unfair
 16 and impartial that their judgment is thus skewed
 17 and unable to give a fair hearing to the particular
 18 person involved. No such showing has been made in
 19 this case.

20 Now, returning to my final comments--you
 21 know, written some time ago, and thought I'd never
 22 have to give this--these comments in a different
 23 context, but I will.

24 Racism and all its collateral effects is

1 their dignity because of their perceived
 2 equivalence as members of a racial group and the
 3 misperception that lies at the heart of prejudice,
 4 and the animus formed of that ignorance shows
 5 malice and hatred wherever it operates without
 6 restriction.

7 Notwithstanding this, this nation, in my
 8 opinion, can point with some pride to the
 9 remarkable progress made in the last decades in
 10 overcoming the effects of past discrimination, and
 11 some of that improvement is directly attributable
 12 to the anti-discrimination laws passed by this
 13 legislature and Congress, but more so from the
 14 educative institutions, substantially more powerful
 15 than the courts or the political branches of
 16 government, that is, schools and churches and
 17 synagogues of this nation, as well as enlightened
 18 public leaders representing all aspects of society.

19 And with notable exceptions, widespread
 20 segregation in the nation's academic institutions,
 21 public facilities, in the legislature, and in
 22 places of employment has ended. Racial
 23 discrimination at the ballot box and in the halls
 24 of justice is not tolerated. And equal academic,

1 a doctrine abhorrent to any modern, civilized
 2 society. And at its core, it is an act of violence
 3 and a denial of another's right to equal dignity.

4 We all know, sitting here, that, unfortunately, in
 5 the not very distant past racism was openly
 6 acknowledged as an official policy of the United
 7 States and North Carolina governments, and laws
 8 designed to ensure the inferiority of black
 9 citizens remained on the books until well into this
 10 century and last century.

11 Fortunately, the policy of both
 12 governments has changed. And notwithstanding that
 13 fact, significant effects and results of previous
 14 policies still linger. Prior state-condoned racism
 15 encouraged similar attitudes among our citizens
 16 which have persisted long after state policy has
 17 been reversed. Many claims of discrimination today
 18 deal with systemic and subtle and stereotypical
 19 practices which developed when overt discrimination
 20 was lawful and remained embedded in basic
 21 institutional structures.

22 Invidious discrimination in the form of
 23 racial prejudice is the result of subjective,
 24 irrational perceptions which drain individuals of

1 equal employment opportunities, and this year,
 2 finally, in many respects, equal political
 3 opportunity, has become the rule rather than the
 4 exception.

5 Race, however, remains one of the most
 6 divisive problems in our society, despite all of
 7 that. And thus, whatever prejudice continues to
 8 manifest itself in society at large, we have all in
 9 the legislature and in Congress flatly ruled it
 10 will not be allowed with prejudice to operate,
 11 whether blatant or subtle, practiced by black or
 12 white, invoked by those wearing blue or white
 13 collars or wearing an officer's uniform or a gray
 14 flannel suit.

15 Having said that, I have been a lawyer as
 16 a defense lawyer and a civil-rights lawyer for many
 17 years, and I think I understand fairly well the
 18 issues of discrimination. I am a minority member
 19 of a religion and have been discriminated against
 20 in that capacity a number of times in my life, and
 21 I understand the pain that goes with it. And thus
 22 it is my view that it is up to all of us in public
 23 office to fight wherever bigotry exists, wherever
 24 hatred exists, and wherever intolerance exists by

1 confronting that and educating. And I find acts of
 2 racism abhorrent and an utter denial of a person's
 3 right to equal protection and equal dignity.
 4 Now, I find equally abhorrent racism
 5 labels tossed out capriciously and discrimination
 6 allegations charged against people where no good-
 7 faith basis exists in law and fact to do so. An
 8 individual may hold the keys to the litigation
 9 door, but it does not imply that he or she may
 10 enter with disregard for their actions or distain
 11 of the rights of everyone else.
 12 Charges of racism, if proved, carry an
 13 enormously stigmatizing effect, and they should
 14 only be leveled after careful investigation,
 15 thoughtful deliberation, and always with a
 16 reasonable basis in law and in fact.
 17 I find in this case that the filing of
 18 this motion was patently without a good-faith basis
 19 in law and fact and is, in my opinion, beneath the
 20 dignity of those who raise it. I deny the motion
 21 as frivolous, groundless, and meritless. Exception
 22 is noted.
 23 This Committee is now asked, do you wish
 24 to overrule the ruling of the Chair? Seeing none,

1 MR. HART: Thank you, Mr. Chair.
 2 DIRECT EXAMINATION BY MR. HART:
 3 Q Would you tell us your name, please, sir?
 4 A It's Daniel Gottovi. That's G as in "gun," O, T as
 5 in "Tom," T as in "Tom," O, V as in "Victor," I.
 6 Q And Mr.--Dr.--it's Dr. Gottovi; is that correct?
 7 A Yes. Either one is fine.
 8 Q All right. And you are a medical professional; is
 9 that correct?
 10 A Yes.
 11 Q What--what exactly was--are you still practicing
 12 medicine?
 13 A Yes.
 14 Q What is your--what is your practice?
 15 A I'm an internist with a specialty in pulmonary
 16 medicine.
 17 Q All right. And you are currently practicing in the
 18 Raleigh area?
 19 A Yes.
 20 Q How long have you been practicing in the Raleigh
 21 area?
 22 A Since--I practiced in Wilmington for thirty-four
 23 years. I retired from my--the practice that I
 24 started there in 1971. Karen was still working in

1 we are in recess for ten minutes.
 2 _____
 3 (FIFTEEN-MINUTE RECESS)
 4 _____
 5 THE CHAIR: All right. Mr. Hart, we're
 6 back in session. I believe that the next witness
 7 is yours to be called.
 8 MR. HART: The next witness is Daniel
 9 Gottovi.
 10 THE CHAIR: Mr.--Dr. Gottovi?
 11 MR. HART: Dr. Gottovi.
 12 THE CHAIR: Okay. Dr. Gottovi, if you'd
 13 come on up. Dr. Gottovi, if you'll be sworn in by
 14 the court reporter, please.
 15 * * * * *
 16 _____
 17 Whereupon,
 18 DANIEL GOTTOVI,
 19 having been first duly sworn,
 20 was examined and testified
 21 as follows:
 22 _____
 23 THE CHAIR: Mr. Hart, the witness is with
 24 you.

1 Raleigh, so I came here, and I've been--my clinical
 2 practice is at the Open Door Clinic, a free clinic
 3 at--run by Urban Ministries in the old Budweiser
 4 plant on Capital Boulevard.
 5 And I also do--I'm working on a hospital
 6 harm study for IHI. I'm still doing some work with
 7 Denise Levis--now that Torc [phonetic] Wade has
 8 left, still working on the Medicaid access program
 9 with Denise.
 10 Q Now, you indicated that for thirty-four years you
 11 were practicing medicine in the Wilmington area,
 12 correct?
 13 A Yes.
 14 Q During that time period, at some point did you come
 15 to know the Respondent, Representative Thomas
 16 Wright?
 17 A Yes, I did. Knew him well.
 18 Q And tell us about that. How did you come to know
 19 him?
 20 A Actually, I came to meet his--his brother, Joe,
 21 first, and his sister, who taught my son some
 22 skills--some acting skills, and then--and then
 23 Thomas probably within a few years of arrival
 24 there. I remember meeting him in the emergency

1 room. He was an EMT. And--and that's--that was
 2 our first--
 3 Q You said when he was an EMT?
 4 A Yes.
 5 Q Okay. And do you remember about when that was?
 6 A I'm not sure. I think when we moved there in '71--
 7 I don't think--I think it was probably '72 or '73.
 8 I'm not sure exactly when he started working as an
 9 EMT, but I would say in the early '70s.
 10 Q All right. Did you have any kind of business
 11 dealings with him at all?
 12 A Over the year--early on, not, but we became
 13 involved in his--Karen and I both took a day off to
 14 work the phone bank when he ran for city council.
 15 He lost by seven votes, unfortunately, but--and
 16 then later on he was very involved in--in inner
 17 city--particularly in healthcare issues, and we
 18 worked together over probably a ten-year period on
 19 what became the New Hanover Community Health
 20 Center, and then worked on the Access III of the
 21 Lower Cape Fear, which is the now six-county
 22 Medicaid--managed Medicaid program in southeastern
 23 North Carolina. So we worked hard together on
 24 that.

1 it was presented to me.
 2 Q Okay. At some point did he ask you to be a member
 3 of the board of directors of the Community's Health
 4 Foundation, Incorporated?
 5 A Yes, he did.
 6 Q Would that have been sometime in early 2001?
 7 A I think so. I'm not sure exactly.
 8 Q Okay. All right. I'll ask you, if you would--
 9 there's a notebook in front of you there.
 10 A Right.
 11 Q If you would, look at the first document. It's
 12 Exhibit Number 1 by number there.
 13 A Okay. I have it.
 14 Q Do you recognize that, sir?
 15 A I don't think I've seen it before, but I recognize
 16 it as articles of incorporation of the Community's
 17 Health Foundation.
 18 Q Okay. That--that particular document lists you
 19 as--as being one of the board of directors, does it
 20 not?
 21 A Correct.
 22 Q And you indicated that he--Representative Wright
 23 did ask you to be part of that. Did you agree to
 24 be part of the board of directors?

1 Q All right. And at some point, Dr. Gottovi, did
 2 Representative Wright talk with you about being
 3 part of the Community's Health Foundation,
 4 Incorporated?
 5 A Yes, he did.
 6 Q Tell us about that, please.
 7 A Well, he--I can't remember exactly where the
 8 conversation was, whether--it probably was in my
 9 office. I was very aware of the healthcare needs
 10 in his district. In addition to working on the
 11 community health center in New Hanover County, I
 12 had helped him with the community health center
 13 that he established in Columbus County. I had made
 14 a presentation to the medical staff at Columbus
 15 County Hospital, as I recall.
 16 And I--he told me that he had formed this
 17 foundation to help provide funds for the indigent
 18 medical needs in his district and--which I knew
 19 very well were certainly there and felt that was an
 20 important thing to do.
 21 He also said, though, that a separate--a
 22 project in part of that was the museum that he had
 23 hoped to establish commemorating the atrocities
 24 committed in Wilmington in 1898. And so that's how

1 A Yes, I did.
 2 Q Did you know any of the other members of the board?
 3 A Yes. At the time we talked about it, Bessie
 4 Funderburg, who was again another close political
 5 friend of ours and who had been involved in the
 6 formation of the Community Health Center--at the
 7 time, I understood that Bessie and I and Thomas
 8 were to be the board. I didn't--I didn't--I don't
 9 recall James Lofton. I knew James Lofton, but I
 10 don't recall--I didn't recall his being on that
 11 board, but I know that from the articles of
 12 incorporation that he was, as well.
 13 THE CHAIR: Mr. Hart, let me interrupt
 14 you just so I'm clear on what we're looking at. On
 15 Exhibit Number 1, your question was whether he--
 16 this shows that he's a member of the board of
 17 directors. But I think that the--Number 6 says an
 18 "address of an incorporator." Am I correct that it
 19 was an incorporator as opposed to the--on that
 20 Exhibit 1?
 21 MR. HART: That--that's correct, as to
 22 the exhibit.
 23 THE CHAIR: Okay. Thank you.
 24 MR. HART: Yes.

1 Q (By Mr. Hart) So you're listed as one of those
 2 incorporators on Exhibit 1--
 3 A Yes.
 4 Q --is that correct?
 5 A Yes, that is correct.
 6 Q Were you also supposed to be part of the board of
 7 directors of the--
 8 A Yes.
 9 Q --corporation?
 10 A Yes. That's what I--how I understood it.
 11 Q Okay. And--
 12 A Bessie, he, and I were going to make up this board,
 13 was my understanding.
 14 Q All right. Did you have--were you told what your
 15 title was going to be on the board?
 16 A I think I was to be treasurer, Bessie was to be
 17 secretary, Thomas was to be president.
 18 Q All right. Now, as--as you note, your signature
 19 is--is not on this document, correct?
 20 A It is not.
 21 Q Okay. Were you part of the filing of that document
 22 with the Secretary of State?
 23 A Only in my name being there. I knew--I was sure
 24 that it was being done. Thomas and I had

1 think at about this same time--excuse me--at about
 2 this same time--at about this same time--I'm sorry.
 3 I sort of lost my train of thought here with my
 4 spilling of coffee.
 5 THE WITNESS: Thanks.
 6 A I'm sorry. Just give me a second here.
 7 I'm sorry. I sort of lost where I was in
 8 that--
 9 Q I'll--I'll bring you back.
 10 A Okay.
 11 Q I may have misunderstood. I--I thought I heard you
 12 say "Access Three." Is it Access Free, F-R-E-E?
 13 A No, Access III of the Lower Cape Fear.
 14 Q Is that the number three?
 15 A A-C-C-E-S-S Three. There was Access I--
 16 Q Okay.
 17 A This is how the Medicaid--managed Medicaid started
 18 out with Access I. That was requiring Medicaid
 19 recipients to pick a doctor. Access II involved
 20 some funding into--well, involved some per-patient,
 21 per-month funding to the doctors who would sign up
 22 for Medicaid. It also involved some funding
 23 flowing to the 501(c)(3), or in Duke's case, to
 24 Duke, and in East Carolina's case, to East

1 incorporated, too--the New Hanover Community Health
 2 Center was a 501(c)(3), and we had gone through the
 3 steps of doing that together, having attorneys
 4 prepare the papers, having accountants prepare the
 5 work with the IRS. And then for the Access III of
 6 the Lower Cape Fear, we had gone through that
 7 process together, as well. And I knew that he was
 8 familiar with how--how to do that, so I--my
 9 understanding was that that was in process.
 10 Q Okay. So you have actually been involved with two
 11 other incorporations and two other boards with him,
 12 as well?
 13 A That's correct.
 14 Q And that was the New Hanover Community Health
 15 Center?
 16 A Center.
 17 Q And you also said Access III--
 18 A Of the Lower Cape Fear. That's--that's the
 19 Medicaid--the managed Medicaid program that started
 20 out in two pilots, one in the Greenville--well,
 21 three, one in Cabarrus County, one in the
 22 Greenville area, one in--in Asheville. And the
 23 Secretary was anxious that it be a statewide
 24 program, which is--which it is now. But in--I

1 Carolina's foundation. There are different models
 2 of this around the state. Most of them, though,
 3 are--have involved the formation of 501(c)(3)s in
 4 an area.
 5 Ours started out with New Hanover,
 6 Pender, Brunswick, Columbus, and Bladen Counties,
 7 and then we later added Onslow County. That was
 8 added later.
 9 Q Okay. Let me make sure I understand. Did you say
 10 that you were both involved in the incorporation of
 11 each of those agencies as well as being on the
 12 board of directors of each of those?
 13 A Well, I'm sure--I've been through a lot of startup
 14 community organizations. The Hospice program in
 15 our area was the first. The Community Health
 16 Center was the second, and then Access III the
 17 third major one that I--that I helped with.
 18 And you start these out with a steering
 19 committee for--and Thomas and Bessie Funderburg and
 20 other folks along North Fourth Street, where the
 21 Center ended up being, were involved in a steering
 22 committee for that. While you're getting the legal
 23 help and the--the accounting help, it takes about a
 24 year. And the same is true with Access III of the

1 Lower Cape Fear.
 2 Thomas and Torlen Wade and Jim Bernstein
 3 and Bill Atkinson, who's now here in Raleigh, were
 4 the--and I were the steering committee that sort of
 5 started that effort. It started out we were going
 6 to do New Hanover-Pender, 'cause that's where the
 7 hospital had--and the medical society had its
 8 overlap. Bladen County was already working on it.
 9 And Bill Atkinson, who's a blue-sky thinker, said,
 10 "Well, let's just do the whole southeastern corner
 11 of the state." So we did. But it took about a
 12 year, and Thomas and I traveled all over those five
 13 counties visiting health departments.
 14 We had--on the board was made up of a
 15 representative of the health department, a
 16 representative from DSS, a physician, and a
 17 representative from the hospital in each of those
 18 five counties. So it was a twenty-person board.
 19 Representative Wright asked early on that
 20 he not be on that board. And--and I was in process
 21 of making the steps to end my practice in
 22 Wilmington over the next few years, and so I chose
 23 not to be on that board, as well. I chaired the
 24 steering committee.

1 Flood and some other folks, residents of the
 2 community there in the inner city of Wilmington,
 3 were involved in that steering committee, got
 4 through, again, those legal hurdles and accounting
 5 hurdles to get it set up and established.
 6 And in that situation, I did become
 7 chairman of that board, and Thomas was vice-
 8 chairman, and so we did--we worked as the steering
 9 committee. We both were on that board as
 10 volunteers. There was no compensation involved in
 11 that.
 12 Q Okay. Is--that's your understanding of--of most
 13 boards of directors, that--and I believe you've
 14 been on a number of boards of directors over your
 15 time?
 16 A Correct, yeah.
 17 Q And they don't--do not involve compensation to the
 18 board members, correct?
 19 A Usually not. There are some instances where they
 20 do.
 21 Q Okay. Now, you said you and Representative Wright
 22 were both involved in the New Hanover Health Center
 23 as incorporators. Did--did you prepare and approve
 24 bylaws for that organization?

1 And it took us, really, an even year. I
 2 can still remember the first meeting at my office
 3 with those people I just mentioned, and then a
 4 meeting--our final meeting after multiple drafts of
 5 bylaws at the library in Bladen County--Ed Nye was
 6 there as a speaker that day, just--he was very
 7 supportive of the effort--and finally adopting
 8 those bylaws.
 9 But at that point-- neither of us were on
 10 that board at that point--
 11 Q And that--
 12 A --but we'd been on the steering committee that got
 13 it going.
 14 Q And that's as to Access III?
 15 A Access III of the Lower Cape Fear, yes.
 16 Q Okay. But you--you and Representative Wright were
 17 both involved in the--the planning, the--
 18 A Exactly.
 19 Q --preparation of bylaws, approval of bylaws?
 20 A Yes. Exactly.
 21 Q Okay. And on the New Hanover Health Center, were
 22 you--the same kind of process, you were involved
 23 in--
 24 A Same thing there. He and I and Bessie and Dallas

1 A Yes. Yes, we did.
 2 Q Did you have regular meetings of the board of
 3 directors?
 4 A Yes.
 5 Q Did you approve money issues that came up as far as
 6 expenditures and donations and things of that
 7 nature?
 8 A Yes.
 9 Q When it came time that you were involved in the
 10 incorporation of the Community's Health Foundation,
 11 Incorporated, with Representative Wright, was there
 12 a similar process as what you had gone through in
 13 these other two?
 14 A I think that--this was not my project, so I wasn't
 15 really focused on that. This was Thomas's project.
 16 And I--and I knew it would take about a year or
 17 more to get through the--I assumed that that
 18 was--was going on.
 19 Q Did you participate in any preparation of bylaws
 20 for the Community Health Foundation, Incorporated?
 21 A I did not.
 22 Q Was there any passage of bylaws for that--
 23 A Not during that--
 24 Q --organization?

1 A --that year or eighteen months that I was involved.
2 Apparently--there was testimony yesterday
3 that they do exist--
4 THE CHAIR: No, no, no, no--
5 THE WITNESS: I'm sorry.
6 A Okay.
7 Q At least factoring 2001, 2002, 2003, were you aware
8 of--of any meetings of the board of directors of
9 the Community Health Foundation?
10 A Only the meetings that--that Thomas and I had.
11 Bessie Funderburg became very ill late in that
12 period, and actually died, unfortunately, so--but
13 we did not--we did not meet other than issues--
14 Thomas and I met regarding the building that was
15 purchased.
16 Q Okay. But were there actually any board meetings,
17 as such?
18 A No.
19 Q Were there any bylaws passed by you and
20 Representative Wright?
21 A No.
22 Q Were you asked by Representative Wright at any time
23 about approval of any expenditures or how to
24 receive contributions, any of that--anything like

1 that?
2 A I don't recall being asked to do that.
3 Q Now, at some point--you--you--you spoke of this as
4 being Representative Wright's organization. And
5 what do you--what did you mean by that?
6 A Well, this is--I had--well, there were lots of
7 people involved, but--in the Hospice project that
8 I'd worked on and the Community Health Center
9 project, and I had been involved as a--in a major
10 way and took responsibility for getting the legal
11 help, getting the contributions in to fund the
12 legal help, to fund the accounting help, that sort
13 of thing. And I was not in that role in this
14 situation.
15 This was Thomas's project, and--and I
16 felt that he was carrying out those roles that I
17 had carried out in those other projects.
18 Q All right. Were you ever asked by Representative
19 Wright to do any act as treasurer of the Community
20 Health Foundation, Incorporated?
21 A Yes, we--I was asked to meet him at an attorney's
22 office to sign the loan papers for the building--
23 for a building on North Fourth Street, which was
24 right across the street from the Community Health

1 Center, and had some historic significance in
2 that--at least urban legend in Wilmington is that
3 the first black person murdered and shot in the
4 streets was shot right there between the Community
5 Health Center and that building. So--(pauses)--
6 Q And to the best you can recall, was that the first
7 time that you were asked to do anything as
8 treasurer?
9 A Yes.
10 Q Tell us--tell us what you remember about that
11 particular experience.
12 A Well, it was a--a typical closing. I guess I've
13 sat there through most of them with Karen over the
14 years--you know, there's a big pile of papers that
15 the lawyer hands you, and you sign it and
16 hope--hope for the best--has been what I've done
17 for the most part. And it's turned out pretty
18 well. So--so it was one of those occasions. There
19 were huge piles of paper that I--I signed and
20 Thomas signed and--
21 Q All right. So you were simply there to sign your
22 name as treasurer of the organization--
23 A That's--that's correct.
24 Q --the Community Health Foundation, Incorporated?

1 A That's correct. And I felt good about doing that.
2 I--I was--I felt that it was an important thing to
3 do and was certainly very enthusiastic and
4 sympathetic with what Thomas was trying to do
5 there.
6 Q And I take it in addition to signing the--the
7 papers for the purchase of the property, you also
8 signed the loan papers for Coastal Federal Bank.
9 Is that correct?
10 A I--I guess so. I--I--I guess they were part of
11 that.
12 Q Okay. Were you involved in any way in the loan
13 application process at Coastal Federal Bank?
14 A I was not. When I--when Thomas called me about
15 "It's time to get on with this," that was all in
16 place, and I just went and met him and got on with
17 that act.
18 Q All right. During the time preceding you going and
19 signing the papers, had you had any discussions
20 with Representative Wright as to how he was going
21 to be able to pay the payments for the loan?
22 A No. But I did--after--I remember walking out of
23 the lawyer's office, 'cause I, you know,
24 signed--the practice that a friend of mine and I

1 from Chapel Hill started in '71 when I retired had,
 2 you know, over seventy doctors and twenty-five Pas,
 3 and during the course of thirty-four years, I had
 4 put my name on a lot of loans. I tried not to ever
 5 sign anything that I couldn't pay off myself. And
 6 the--I certainly could have paid this off myself,
 7 but--so I asked him as we left, you know, "Thomas,
 8 how are we going to pay for this?"

9 And--and he said that he felt that
 10 he--there would be a combination of three things,
 11 that--some State appropriations that he was working
 12 on; he was working with the federal government, the
 13 Parks Service, on their historic--I'm not sure what
 14 the actual name of it is, but it has to do with
 15 historic properties, and hoping to have some grant
 16 funds from them, and then was hoping for private
 17 donations and corporate donations to the
 18 Community's Health Foundation that would end up
 19 putting together enough funds to take care of this
 20 money that we had just borrowed.

21 And--so I felt--I'd--I had worked
 22 on--with him for a long time, and I felt confident
 23 that that would happen. So--
 24 Q Okay. You were here yesterday during the

1 testimony?
 2 A Yes.
 3 Q You--were you able to hear the testimony of Torlen
 4 Wade and the letter that--hear about the letter
 5 that he wrote--
 6 A Yeah.
 7 Q --for Representative Wright?
 8 A Yes.
 9 Q Were you aware of that letter at all prior to the
 10 time you signed the loan application?
 11 A No, I was not.
 12 Q Did there come a time, Dr. Gottovi, that you became
 13 aware that the--the loan was not being repaid?
 14 A Yes.
 15 Q Tell us how you first became aware of that.
 16 A I went home from work one day and went out to the
 17 mailbox and got the mail, and there was a certified
 18 letter from the bank saying that the loan was
 19 overdue and going into foreclosure. That was the
 20 first that I was aware that there was a problem
 21 there. I had assumed that what had been proposed
 22 was happening during the course of the year, and it
 23 hadn't. So that's when I became aware that there
 24 was a problem.

1 Q Okay. And was--that was a short-term loan, was it
 2 not, a six-month loan, hundred and eighty days? Do
 3 you--you recall--
 4 A Yes, I--when the--Agent Umphlet went over things
 5 with me, apparently midway through the year I had
 6 signed a renewal of that loan. And I think--I--I
 7 think it was renewed without any request at that
 8 point for further funds. So I had signed
 9 something--I think it was six months, and then at
 10 the end of twelve months is when I think the--the
 11 bank became concerned that no money had flowed in
 12 to pay on the interest or the principal on the
 13 loan. And that's when they sent out a letter to me
 14 and I--and, I guess, the other board members that
 15 it was in default, or going into default.
 16 Q All right. And what happened at that time?
 17 A Well, I--I--I called Thomas. And--and he said, you
 18 know, "I'm still working on it," that it had not--
 19 "This was not a good year in the legislature," and
 20 I know that that happens, and there weren't a whole
 21 lot of funds to draw on for special projects. So
 22 that--those funds had not come through. And it
 23 did--didn't surprise me that--that a black
 24 legislator, Democratic legislator was probably not

1 having a whole lot of success with the Department
 2 of the Interior, which was controlled by others.
 3 And so, you know, the--there was still a
 4 grant process going on there with the historic--
 5 people that did historic properties, but that--
 6 those funds did not come through. And I think at
 7 that point there had been no personal or corporate
 8 contributions to the Foundation either.
 9 Q Okay. At some point, were you asked to pay some
 10 monies on the loan?
 11 A No, I wasn't asked to. I--after talking to Thomas,
 12 I went--I never had defaulted on anything in my--in
 13 life. I'm not a very good financial person. Karen
 14 knows I balance my checkbook at the ATM machine.
 15 But I had never defaulted on anything. I'd
 16 always--you know, sort of basic rules of life, you
 17 know, pay your mortgage and your utilities, and
 18 then pay your lawyers and your accountants--that's
 19 in--in business--and keep on their good side.
 20 But any--anyway, no, I went down and--and
 21 talked to--to the gentleman that was here yesterday
 22 to see--
 23 Q Is that Ronnie Burbank?
 24 A Yes. Yes. That was the first time I'd ever met

1 him. He was not at the closings. In the closings,
2 all that paperwork had been done in an attorney's
3 office.

4 So, anyway I said, "What--what can we do
5 about this?" And he said, well, he would--you
6 know, that was a branch of a bank--I think the bank
7 is South Carolina-based--"I'm just getting some
8 pressure--I did this in good faith 'cause I felt it
9 was a--a good project, and I knew it was somewhat
10 risky"--and he talked--I'm sorry. I'm not supposed
11 to talk about what was said yesterday.

12 But, well, he--he did say to me, "I--I
13 wanted to do something--our bank wanted to do
14 something in this community, and that's why I
15 willing to do this."

16 So I--I asked if there was any way we
17 could extend it. And I volunteered--I wasn't
18 asked, 'cause--it's interesting. I--in all that
19 pile of paper flying by, I wasn't sure that I
20 hadn't signed a personal guarantee. But he hadn't
21 required--as he said yesterday, he had not required
22 a personal guarantee.

23 So--but I asked if I could extend the
24 loan. So I--I did--I paid the interest personally.

1 that--the developers--it really didn't fit with
2 their business plan. The mayor was not able to
3 come up with any funds.

4 So at the end of the ninety-day period it
5 was going to go--I'd sort of done what I was
6 willing to put into that personally. And at the
7 end of the ninety-day period the bank was actually
8 going to put it up on the auction block at the
9 courthouse. And I--I think the inner-city
10 developers were going to go down and probably try
11 to steal it at that point, but the bank decided to
12 take over the ownership and--of the building. And
13 that's--that's how it was left.

14 Q All right. The--the time period where you said you
15 paid the forty-six hundred dollars (\$4,600) in
16 interest, you said that was twelve months after the
17 original loan?

18 A About that, yeah.

19 Q And that would put it at about spring of 2003?

20 A I--I guess so, right.

21 Q And then it--there was another ninety-day
22 extension?

23 A Right.

24 Q And then after that was when it was--

1 I--again, I--those papers--between our move from
2 Wilmington here, we've got storage units in three
3 places, I think, and--I--I haven't been able to
4 find--but--but Agent Umphlet was able to find those
5 documents.

6 So, I think it ended up about--let's
7 see--forty-six hundred dollars (\$4,600) or so to
8 get a ninety--that was the interest to extend the
9 loan for ninety days, because I wanted to give
10 Thomas some more time and--and--and felt that we
11 might be able to intro--interest some of the folks
12 in Wilmington. There's a very active development--
13 was very active development going on along the
14 North Fourth Street corridor. I felt the, you
15 know, developers, inner-city developers that I knew
16 well might be interested in helping with this or
17 taking over this property.

18 The mayor of Wilmington at the time was
19 a--is a downtown businessman, has several
20 restaurants, several businesses. I talked to him.
21 He was actually very excited and tried to put
22 together a group to consider it.

23 So anyway, the ninety days was to give
24 some time to do that. Unfortunately, none of

1 A Exactly. Exactly.

2 Q Okay. And you didn't make any further payments
3 after that?

4 A No. No.

5 Q Okay. And is that--that's when it went into
6 default?

7 A Yes.

8 Q Okay. During the time period from when you first
9 became involved in signing the loan papers and
10 there were all these issues about whether you'd be
11 able to pay the loan, were the any board meetings
12 of the Community Health Foundation, Incorporated?

13 A There were not as such. I mean, I had times with
14 Bessie Funderburg. I had times with Thomas. I
15 don't think we were ever necessarily together at a
16 time we talked about these matters the three of us,
17 though. So I think--I think not.

18 Q Aside from being asked to sign the--the loan papers
19 and the property purchase papers, were you ever
20 asked to anything as far as treasurer of the
21 Community Health Foundation, Incorporated?

22 A No, no, not that I can recall doing.

23 Q I'm going to ask you, sir, if you'd look at Exhibit
24 Number 6 in your notebook.

1 A Okay.

2 Q Would you take a look at--at that letter? Have you

3 ever seen it before?

4 A I--I have not.

5 Q Okay. Did you have anything to do with authorizing

6 or sending that letter to Anheuser-Busch,

7 Incorporated?

8 A I did not.

9 Q Okay. If you'd look at Exhibit Number 7, please--

10 A I have it.

11 Q You've not seen that before?

12 A No.

13 Q Did--did there come a time in March or April of

14 2004 that you became aware that Anheuser-Busch had

15 contributed five thousand dollars (\$5,000) to the

16 Community Health Foundation, Incorporated?

17 A No.

18 Q You were never aware of this contribution?

19 A No.

20 Q Did you or the board approve Thomas Wright putting

21 that money in his own account?

22 PROF. JOYNER: Objection.

23 THE CHAIR: Basis?

24 PROF. JOYNER: Speculation.

1 Representative Wright being able to take this check

2 and deposit it into his own personal account,

3 correct?

4 PROF. JOYNER: Objection. Same

5 objection.

6 THE CHAIR: Overruled as to that. Please

7 answer.

8 A I'm not aware of it.

9 Q Okay. You were not part of any approval process?

10 A No.

11 Q And you were still on the board at that time and

12 still treasurer, as far as you know?

13 A I didn't think I was. I thought that when this

14 building project collapsed that--that the

15 Foundation had as well. So--but I never, you know,

16 checked with the Secretary of State or submitted a

17 formal letter of resignation, even after I had

18 moved up here. So I--I--

19 Q Was part of the reason that you thought that the

20 Foundation had essentially ended the fact that

21 there were no board meetings?

22 A No, I--I just felt the main project that we had

23 taken on had--had failed, and I--I really didn't

24 think much more about it. I was involved in lots

1 THE CHAIR: Overruled. You may answer

2 the question.

3 A We did not, but I--I do not know--there may well

4 have been bylaws that allow him to do that. So

5 I--I can't say that there weren't contingencies or

6 bylaws in place that allowed him to do that. I

7 don't know.

8 Q Okay. Well, let--let me ask you this, Dr. Gottovi:

9 You told me that the board never met?

10 A That's--that--that's correct, not in a formal way.

11 Correct.

12 Q And never prepared or approved any bylaws?

13 A That's--that's correct.

14 Q So there couldn't be any bylaws that would allow

15 him to do this, correct?

16 A I--I don't know the--

17 PROF. JOYNER: Objection.

18 A I--

19 THE CHAIR: Wait a minute. Basis?

20 PROF. JOYNER: Because his answer--the

21 answer speaks for itself.

22 THE CHAIR: Yeah, I'm--that--that one's

23 sustained.

24 Q But at least you're not aware of any approval of

1 of other things, sort of closing down my practice

2 there, mending a relationship with my wife--just

3 had a lot of other things on my mind.

4 Q Okay. I'll ask you, if you would, to look at

5 Exhibit Number 8.

6 A Okay.

7 Q Do you recognize that particular document, sir?

8 A No.

9 Q Were you as a board member, as the treasurer,

10 involved in sending a letter to AstraZeneca

11 Pharmaceuticals, Mr. Brian Shank, requesting a

12 charitable contribution for the Community Health

13 Foundation?

14 A I was not.

15 Q Okay. I'll ask you, if you would, sir, to look at

16 Exhibit Number 10. Do you recognize that document,

17 sir?

18 A No.

19 Q Did you at any time handle that particular check?

20 A No.

21 Q At any time, did you become aware that AstraZeneca

22 Pharmaceuticals in 2003 or 2004 had contributed

23 twenty-four hundred dollars (\$2,400) to the

24 Community Health Foundation, Incorporated?

1 A No, I did not, not until SBI Agent Umphlet met with
2 me and asked me that same question.
3 Q All right. As to that particular contribution and
4 that particular check, sir, did you or the board
5 ever approve Representative Wright cashing that
6 check or putting that check in his own personal
7 account?
8 A No, we did not.
9 Q I'll ask you to look at Exhibit Number 11, sir.
10 A I have it.
11 Q Do you recognize that document?
12 A No.
13 Q Were you in September of 2003 or thereabouts
14 involved in seeking a charitable contribution from
15 AT&T for the Community Health Foundation,
16 Incorporated?
17 A I was not, personally.
18 Q Did--did you or the board approve that request?
19 A I did not.
20 Q Okay. I'll ask you to look at Exhibit Number 13,
21 sir.
22 A I have it.
23 Q Do you recognize that particular check?
24 A No.

1 had worked on the files to obtain 501(c)(3)
2 recognition, correct?
3 A That's correct.
4 Q Were you aware of any similar planning and
5 preparation, working with attorneys or accountants,
6 on the Community Health Foundation, Incorporated?
7 A I assumed it was going on. I wasn't aware of it,
8 though. I wasn't involved in any conversations,
9 but--
10 Q All right. When you were involved in those
11 conversations and the other two organizations, was
12 Representative Wright also involved in that as
13 well?
14 A I--I--I believe so. We worked really as a team on
15 those--both of those projects. So I--I think, in
16 terms of picking attorneys and picking accounting
17 firms--we tried to--tried to use firms that either
18 were minority firms or had minorities involved in
19 them in a major way. So I--yes. I'm sorry.
20 Q Okay. Earlier you indicated that usually board
21 members are not entitled to compensation. Have
22 there been--it leads me to ask you whether or not
23 there have been some occasions where you were aware
24 that organizations you were involved in--that board

1 Q Do--did you at some point become aware, as
2 treasurer of the Community Health Foundation and as
3 a board member, of the fact that AT&T had sent a
4 check for fifteen hundred dollars (\$1,500) to the
5 Community Health Foundation as a charitable
6 contribution?
7 A I was not aware of that.
8 Q Did you and--and/or the board approve
9 Representative Wright taking that check and putting
10 it into his own personal account?
11 A I did not.
12 Q Are you aware of any board action in doing so?
13 A I am not.
14 Q Okay.
15 MR. HART: Mr. Chairman, we--may I have
16 just a moment?
17 THE CHAIR: Certainly.
18 (DISCUSSION OFF RECORD)
19 Q Dr. Gottovi, earlier you testified that when you
20 were involved in the incorporation of the Community
21 Health Center and Access III that you were involved
22 with the process of--of setting up the
23 organizations. And you spoke about knowing that
24 attorneys had worked on the files and accountants

1 members were entitled to some kind of compensation.
2 A I can't think of any that I was involved in
3 personally.
4 Q Okay. Did you, as treasurer of the Community
5 Health Foundation, ever open a checking account for
6 that organization?
7 A I did, when I was working with the--the banker who
8 was here yesterday, open an account--I mean, I
9 wrote a check for--I think for a hundred dollars
10 out of my checking--our family checking account to
11 get an account under way. And then when I put the
12 funds in to pay for the ninety-day extension, they
13 went in--well, I think they were--it was really
14 pretty much a pass-through.
15 I wrote the checks to the Community's
16 Health Foundation, Inc., there at the desk at the
17 bank and--and signed them over immediately to--to
18 the bank. The hundred dollars did remain in that
19 checking account.
20 Q So the account--the actual checking account that
21 you're talking about you passed the funds through,
22 that was open from the time that you signed the
23 loan papers and purchased the property?
24 A No. There--there may well have been a checking

1 account opened. It was opened at the time that I
 2 received the notice that the property was going
 3 into default and went down to--to--and arranged
 4 with the banker for a ninety-day extension, which I
 5 paid for personally.
 6 Q Okay. So that's the first time, at least that you
 7 were aware, that there was an actual checking
 8 account for the Community Health Foundation?
 9 A That--that's correct, yes.
 10 Q And that would have been in the spring of 2003,
 11 approximately somewhere in that range?
 12 A I guess so. I'm--I'm--I get those dates--
 13 Q Okay. That was that--that twelve months--
 14 A Yes. Right.
 15 Q --after the original closing?
 16 A Exactly. Exactly.
 17 Q Okay. Did you at any point thereafter close that
 18 account?
 19 A No, I did not.
 20 Q So as far as you know, that account would still
 21 have been open in 2003 and 2004?
 22 A I think not. Again, SBI Agent Umphlet actually
 23 came back to our house to ask me specifically about
 24 that, and--and had the monthly statements on that

1 THE CHAIR: The Chair would be delighted
 2 to share those. I'm going to ask us to go to close
 3 to one, and then if you have cross to continue,
 4 we'll continue it after lunch. I don't anticipate
 5 being finished with this witness till after lunch.
 6 I know that there will be some Committee questions.
 7 The--so I'd like to go ahead and get as much done
 8 as we can, but you--if you have questions after
 9 lunch, I'll hold the witness.
 10 PROF. JOYNER: Well, I was trying to
 11 avoid breaking up the examination, but if that's
 12 how you want to handle it, that's--that's fine.
 13 THE CHAIR: I'd like to at least get as
 14 much--since we were delayed in starting and--but
 15 I'll be glad to allow you time after lunch as well.
 16 PROF. JOYNER: Thank you.
 17 THE CHAIR: Sorry, Dr. Gottovi.
 18 THE WITNESS: No, that's okay.
 19 CROSS-EXAMINATION BY PROF. JOYNER:
 20 Q Dr. Gottovi, you indicated that you came to
 21 Wilmington around 1971, 1972. And if I'm correct,
 22 that was around the time that there was significant
 23 racial turmoil in Wilmington; is that correct?
 24 A That is--that is very correct.

1 account that, you know, showed the--the bank
 2 charges. And over--I'm not sure--I don't remember
 3 how many months it was, but over a period of time
 4 my hundred dollars was gone in--in bank charges,
 5 and I think the bank closed the account at that
 6 point. And I'm not--I don't remember what the date
 7 was. I know Agent Umphlet has that information.
 8 Q Okay. Dr. Gottovi, did you ever seek reimbursement
 9 for the forty-six hundred dollars (\$4,600) in
 10 interest that you paid from--from the Community
 11 Health Foundation, Incorporated?
 12 A No, I did not.
 13 Q Other than the one-hundred-dollar deposit and the
 14 forty-six-hundred-dollar deposit that you made for
 15 interest, did you make any deposits or withdrawals
 16 from that account?
 17 A I did not.
 18 MR. HART: That's all the questions I
 19 have, Mr. Chairman.
 20 THE CHAIR: Thank you very much. Cross--
 21 cross-examination?
 22 PROF. JOYNER: Dr. Gottovi, thank you for
 23 your testimony. Let me--let me--let me just raise
 24 with the Chair as to your plans for lunch.

1 Q And--and as a result of or during that turmoil, I
 2 believe, you had occasion to meet Representative
 3 Wright's brother?
 4 A Yes, I did.
 5 Q And--and Representative Wright's brother was
 6 eventually involved in the Wilmington Ten case?
 7 A That's correct. He was hauled out from under his
 8 bed, where he was hiding, by the police.
 9 Q And you were involved pretty actively in those
 10 defense efforts, were you not?
 11 A Yes.
 12 Q And--and--and as a result of that, you formed a
 13 relationship with the Wright family?
 14 A I did.
 15 Q And pretty close relationship with the Wright
 16 family?
 17 A Very--very close.
 18 Q And you knew Representative Wright's parents well?
 19 A Yes.
 20 Q As well as his sister, Dale?
 21 A Yes.
 22 Q And--and I believe at--at that time Representative
 23 Wright was a lot younger--
 24 A He was.

1 Q --certainly than he is right now?

2 A He had dark black hair all over his head when I

3 first met him in the emergency room.

4 Q And since that time, could you kind of describe

5 your involvement with the Wright family and

6 Representative Wright in particular?

7 A Well, let me speak to the Wright family first.

8 Karen and I were both very upset about the way

9 these ten--ten--I guess nine of them were

10 teenagers, and Mr. Chavis was not a teenager. But

11 Thomas' brother was a teenager when this happened,

12 and--and frightened, and--and sick, too. He had

13 sarcoidosis, and died prematurely because of that

14 disease and our state's inadequate healthcare--

15 well, anyway, that's another matter.

16 But we--we did become involved. We were

17 involved politically with Governor Hunt's campaign

18 and, I know, petitioned Governor Hunt along with a

19 lot of other people over what we felt was

20 inappropriate prolonged incarceration of his

21 brother and--and the others.

22 And--and when--when Joe was finally

23 released, he came back to Wilmington and had a very

24 hard time finding work. Karen was a--I think a

1 path?

2 A Yes.

3 Q All right. And he was involved extensively in

4 healthcare issues in the--in the Wilmington

5 community?

6 A Yes.

7 Q Now, you--you talked about--well, let me just--

8 you--you talked about your involvement with the

9 Community Health Center?

10 A Yes.

11 Q Now, is that one of the projects that you and

12 Representative Wright helped to put together?

13 A Yes.

14 Q Okay. Could you talk about how--how that

15 developed?

16 A Sort of several steps involved.

17 Torlen Wade and Jim Bernstein came to the

18 New Hanover/Pender/Brunswick County Medical Society

19 meeting one--I remember it was a pretty cold

20 November night--to talk about--and there was a

21 representative from the State medical society

22 there--talked with--the medical society had an

23 Access program that was developed in the Asheville

24 area that--they talked about that and trying to get

1 county commissioner at the time and helped him get

2 employment through the--at the Department of Social

3 Services. So we were--and one of our mutual

4 friends was a city councilman that--who lived in--a

5 Caucasian city councilman, who lived downtown,

6 though, and had a monthly social gathering at their

7 home. And--and Thomas's mother and Joe and--and

8 Thomas and Dale were often there.

9 So we had a lot of social contact with

10 them in addition to the projects that we--I think

11 the things we've worked on all happened later,

12 after that. But--but it was--it was very--a very

13 close relationship with his family.

14 Q And it was as a result of that close relationship

15 that you formed with the family that you then got

16 involved in these other community self-help efforts

17 that Representative Wright was involved in?

18 A I--I think that's accurate, yes.

19 Q And--and--and with--with respect to--to these

20 efforts, though, some of those were efforts that

21 you initiated, and others were efforts that he

22 initiated; is that right?

23 A Yes. Yes.

24 Q So you both were kind of thinking along the same

1 more physicians to accept Medicare assignment.

2 And--and the--when the whole issue--and--

3 and Bernstein and Wade were there to talk about,

4 again, trying to get cooperation with this Access

5 I, getting more primary-care doctors to be willing

6 to take on Medicaid recipients into their practice.

7 And one of the pediatricians, actually

8 one of my partners, raised his hand and said, "What

9 if there"--you know, "What if there aren't enough

10 family docs and internists and--and pediatricians

11 in our three counties to take care of them?"

12 And Jim Bernstein, who--and Jim and

13 Torlen Wade are really the heroes of health care

14 for the poor in this state. And Jim Bernstein was

15 the first person to mention in my presence, "Well,

16 some communities form a community health center."

17 And that--you know, that--the meeting

18 ended, and we all went home. And about four months

19 later there was an article in the Wilmington Star-

20 News that inner-city Wilmington had been declared

21 pretty much a federal disaster area by the

22 department--by the public health service, which

23 made it eligible for community health service

24 grants. And Torlen Wade, he and I had worked--he

1 and Jim and I had worked on a project--
2 interestingly enough, Carolina Beach, which is now
3 a thriving metropolis, was--was in the '70s still a
4 rural area. And--and--I'm terrible--I'm trying to
5 think of the senator's name--but worked with them
6 to get a rural health center on Carolina Beach.
7 Anyway, that's--that's--had worked on that.

8 And--and so--but Torlen called me as he
9 got the word from the feds as well, "Hey," you
10 know, "And what about our working on a community
11 health center?" So, again, the steering
12 committee--I think there's a famous woman who said,
13 "Nothing--don't think that great things can't
14 happen in this world by a small group of people
15 working on it."

16 And a steering committee was put
17 together--this was before Bill Atkinson came, but
18 the hospital director at the time--Thomas Wright,
19 who was involved in the part of the community that
20 was affected. I was there on behalf of the medical
21 society. The AHEC director, Bill McMillan, was
22 there. I--we had a group of about five or six
23 people that, again, became the steering committee
24 for that effort.

1 THE CHAIR: Sure.

2 A Yes.

3 Q And who is Jim Bernstein?

4 A Jim Bernstein--again, Jim Bernstein was in--getting
5 his Ph.D. in public health at Chapel Hill when I
6 was finishing my pulmonary fellowship there, and we
7 worked on--started--sort of my legislative lobbying
8 began then. We worked on day-care regulation,
9 day-care-center regulation, health regulations,
10 which were nonexistent in--in North Carolina at
11 that time. The department of pediatrics and Jim
12 and I and others worked on that project.

13 Jim went on to form what became the
14 Office of Rural Health and Community Development,
15 and--and Torlen was there in the School of Public
16 Health at the time, and the two of them then
17 carried that effort forward.

18 Jim, unfortunately--he was assistant
19 secretary for health. Karen and I lob--lobbied
20 hard to get him to be secretary, but Easley
21 didn't--or Hunt didn't listen, but anyway-- another
22 matter. We--

23 THE CHAIR: I think this is as good a
24 time as any--

1 Torlen Wade, who's a superior grantsman,
2 got a grant from the--I think, K.P. [phonetic]
3 Reynolds for forty thousand dollars to put
4 together--the application for a federally-qualified
5 health center is about three--is about that thick.
6 (Indicating.) And it--it took the forty thousand
7 dollars to do the paperwork and get all the help to
8 get that done. So--but Thomas and I worked
9 intimately. Thomas was pretty much the community
10 representative from that part of the city that was
11 involved, and worked on that--again, that was
12 probably a year's process or more to do that.

13 So that--that's--that's--that was our
14 first really close work together, on that project.

15 Q Okay. Now, did you--the steering committee that
16 you were referring to, did they engage in the
17 effort of incorporating the Community Health--
18 Health Center in conjunction with Torlen Wade and
19 Jim Bernstein?

20 A Yes.

21 Q All right. Now, Torlen Wade, is that the same
22 Torlen Wade that testified yesterday?

23 THE WITNESS: Is it all right for me to
24 answer that?

1 THE WITNESS: I'm sorry. I'm sorry.

2 THE CHAIR: --to take a break for lunch.

3 THE WITNESS: Oh, okay. I'm--I'm sorry
4 to--

5 THE CHAIR: That's--oh, no, it's really--

6 THE WITNESS: --to drabble [phonetic] on.

7 THE CHAIR: Not a problem.

8 PROF. JOYNER: No, no, no. No, you're
9 doing fine. You're doing fine.

10 THE CHAIR: I think that what we'll do,
11 if we can, is we'll come back--and I would ask that
12 we kind of just stay to the hour, so we'll come
13 back at ten of two. That'll give us an hour for
14 lunch. And we'll pick up with cross-examination at
15 that time. Thank you.

16 (DISCUSSION OFF RECORD)

17 THE CHAIR: I'm sorry. Before we break,
18 just--Members of the Committee, I need to give you
19 this admonition: Before we break, I want to again
20 remind members of the Committee, the attorneys for
21 the Committee and Representative Wright,
22 Representative Wright, and members of the public
23 that because we are now in deliberative, fact-
24 finding stage, I think it would be appropriate that

1 the members of the Committee refrain from
2 discussing this matter with the press, the
3 Committee's outside legal counsel, Representative
4 Wright's counsel, Representative Wright until after
5 the Committee deliberations are completed.

6 I will also ask Mr. Hart, Mr. Peters,
7 Dr. Joyner, Mr. Harris and Representative Wright to
8 refrain from discussing evidence in the case with
9 Committee members other than the Chair during this
10 time. I will also ask members of the public to not
11 approach Committee members or witnesses in the
12 matter until after deliberations are completed.
13 And I believe that this hearing can proceed fairly
14 to all parties involved if we follow these
15 suggestions. I have asked the sergeant-at-arms to
16 assist in assuring compliance with this request.

17 Have a good lunch. Thank you.

18 _____
19 (LUNCH RECESS)
20 _____

21 THE CHAIR: Dr. Gottovi, if you want to
22 resume the stand, please. And just a reminder that
23 you are under oath. Dr. Joyner, back with
24 cross-examination for you?

1 Q (By Prof. Joyner) Dr. Gottovi, I believe when
2 we--when we broke for lunch we were talking about
3 the creation of the Community Health Center--
4 A I believe so.
5 Q --and your involvement and the involvement of
6 Representative Wright, who I believe at that time
7 was a city councilman; is that correct?
8 A I believe so. It was before his legislative--
9 Q Before he became--
10 A --career, yes.
11 Q But he was--he did have an official position with
12 the City of Wilmington?
13 A I believe so. I don't remember the dates of that,
14 but I believe so.
15 Q Okay.
16 A He was a city councilman, and I don't know if it
17 was at that time or not.
18 Q All right. Now, in--you also indicated that you
19 worked on this Access III--
20 A Yes.
21 Q --venture.
22 A Yes.
23 Q And did--did that involve an incorporation effort,
24 as well?

1 A Yes, it did.
2 Q And what was Representative Wright's role in that?
3 A He and I--well, we were on the steering committee.
4 Bill Atkinson, Thomas, myself were the local
5 members of that steering committee. We then
6 involved folks from each of the five counties
7 involved on a steering committee that--that went
8 forward. But he was very much involved in putting
9 that together.
10 Q All right. And you and he were really the
11 instigators of that effort; is that correct?
12 A Yes.
13 Q And did a lot of traveling around to meet with
14 people, and you basically chose the people who
15 would become the steering committee, didn't you?
16 A We did. We--the model that was given to us by
17 Jim Bernstein and Torlen Wade that was used in
18 other areas had a representative from Department of
19 Social Services, from the health department, the
20 hospital, and the medical society in--in each
21 community. And so we--and--and Thomas knew,
22 because a lot of these counties were in his
23 district or adjoined it, the rural counties--I
24 didn't know as many of the people in those

1 positions. So he did most of the work with health
2 departments and DSS's. I did the work with the
3 hospitals and medical societies to get a
4 representative from each.
5 I think we asked--as I recall, we
6 approached, like, the head of DSS in, say, Bladen
7 County and said--told them what we were doing, "And
8 would you or one of your staff--would you appoint
9 one of your staff people to be on this committee?"
10 And then once we got through the incorporation
11 process, they became the actual board, these
12 representatives from each of those bodies.
13 Q All right. So the people who actually worked on it
14 became the board?
15 A That's--that's correct.
16 Q And during those efforts, both you and he incurred
17 expenses associated with that, did you not?
18 A We did.
19 Q All right. And you were not--you were in private
20 practice, I believe?
21 A Yes.
22 Q All right. And with respect to the expenses that
23 you--that you incurred, how was--how was that
24 handled?

1 A We--Jim Bernstein and Torlen--there was a
2 foundation called the--it's--and still exists in
3 North Carolina--Foundation for Advanced Healthcare.
4 It's a foundation that Bernstein had established.
5 And we submitted monthly invoices to them for--for
6 our time and our travels in--in doing that work.
7 Q All right. So the expenses that you incurred, you
8 were reimbursed for those?
9 A Yes. Yes.
10 Q And that was from a grant that you were able
11 to--well, at least Jim Bernstein and Torlen Wade
12 were able to--to put together; is that correct?
13 A Yes.
14 Q Okay. And, now, there were other efforts as well
15 in which you and--and Representative Wright dealt
16 with the development and incorporation of community
17 efforts; is that correct?
18 A Well, the two that I recall in detail were--were
19 the New Hanover Community Health Center and the
20 Access III of the Lower Cape Fear. Those were the
21 two major ones that--if there were others, I need
22 to be reminded.
23 Q Now, when--once the Community Health Center was
24 established, you and Representative Wright became

1 board members; is that right?
2 A That's correct.
3 Q And--and I believe at some point you became chair
4 of that board?
5 A Yes. Yes.
6 Q Do you recall when you became chair of the board?
7 A I was the initial chair. Thomas was vice-chair. I
8 don't remember what year we actually--that it
9 actually happened. And we hired a--an executive
10 director and hired a medical director and--and
11 had--we had--initial space was near the--what had
12 been the community--not the community hospital--the
13 community hospital was the black hospital in
14 Wilmington--but near the old James Walker Hospital.
15 It was--the hospital had been demolished.
16 The nurses' dorm was there, and there were several
17 doctors' offices across the street. And we rented
18 one of those doctor's offices as--that's where the
19 Community Health Center started functioning.
20 And then with the help of Gene Merritt
21 [phonetic], were able to put together parcels of
22 land on North Fourth Street where the current
23 center--we had a commitment of a million dollars
24 from the New Hanover Regional Medical Center--Bill

1 Atkinson was the head of that at that point--I
2 think a quarter of a million dollars from the City
3 to help with putting through the parcels of land--
4 putting together the parcels of land, and
5 ultimately were able to construct that facility.
6 We had a wonderful, actually, black
7 architect with Ballard, McKim & Sawyer, who was the
8 architect who designed the facility, and--anyway,
9 we finally opened the doors and moved to that
10 center that's--the facility that's the current
11 site.
12 Q And Representative Wright was instrumental in
13 obtaining those funds necessary for the building
14 and purchasing of those parcels of land?
15 A Yes, he was.
16 Q Right. And, in fact, over the years, he was very
17 instrumental in obtaining quite a few grants and
18 appropriations of both state and federal that went
19 into this community health initiative; is that
20 correct?
21 A Yes, he was.
22 Q All right. And you were familiar with the fact
23 that he had a lot of contacts that he was able to
24 utilize that brought in funds for--for the

1 community health effort?
2 A That's--that's correct.
3 Q Now, there was a--well, around this time
4 Representative Wright was elected to the
5 legislature; is that correct?
6 A Yes.
7 Q All right. And as a member of the legislature, did
8 he continue his work in the healthcare area in--in
9 Wilmington and Southern Cape Fear?
10 A Yes, he did.
11 Q All right. And was he, as a result of his position
12 in the legislature, able to then get additional
13 state grants and appropriations for the work that
14 you were doing?
15 A I believe so. I--I couldn't enumerate them, but
16 I--I--I think that probably is the case.
17 Q Right. From time to time, y'all talked about the
18 fact that he was making an attempt to--to get
19 certain appropriations for the Community Health
20 Center?
21 A Yes.
22 Q All right. There was a specific effort involved
23 where the Community Health Center was expanding its
24 facility?

1 A Yes.

2 Q And there was a purchase of a building next door?

3 A Yes. There was a--a hardware store next door,

4 and--that--again, we purchased the land and the

5 store. It was a pretty contentious process, as I

6 recall. So--

7 Q Uh-huh (yes). And for the purpose of that,

8 Representative Wright was able to get State

9 appropriations for--to assist in that purchase and

10 renovation of that building; is that correct?

11 A I believe so. I don't recall those details, but I

12 believe that is the case. We certainly needed that

13 adjoining property. And I don't remember the

14 funding stream that ended up acquiring it, but--

15 Q At--at some point, the Community Health Center, I

16 believe, was involved in an effort to obtain the

17 building across the street as well?

18 A We had conversations about that, because, again, we

19 were--we had added dental services that were--

20 actually--actually, barely had enough space to

21 function, and--and the thought of moving some of

22 the administrative offices across the street to--to

23 the building that--that we attempted to purchase--

24 those conversations definitely were held.

1 THE CHAIR: I'm going to--this is

2 technically cross-examination, so I'm going to

3 allow us to continue to proceed. But--but--

4 obviously Dr. Joyner was creating background, but

5 if--I'm sure he'll be moving fairly quickly to--to

6 points that are related directly to the case, as

7 opposed to just background. But it seems to me

8 that this is fairly important background at this

9 point in the relationship and the understanding of

10 the transactions in Wilmington. Is that where

11 we're--

12 PROF. JOYNER: Well, that's what I'm

13 trying to do, Mr. Chairman.

14 THE CHAIR: Yeah. Okay. So we'll--

15 REP. STAM: I withdraw my objection.

16 THE CHAIR: All right. Thank you. You

17 may proceed.

18 PROF. JOYNER: I mean, apparently I'm

19 losing some--someone if they don't understand where

20 we are.

21 Q (By Prof. Joyner) Dr. Gottovi, the building across

22 the street is--and this is just my terminology--

23 is--was the Lofton building; is that correct?

24 A That's--that's correct.

1 I also--when--when Access III of the

2 Lower Cape Fear finally became an entity, the

3 administrator--administrative--the director that we

4 hired was looking for office space, and we wanted

5 to have that centered in the inner city of

6 Wilmington. And Lydia looked at that space. We

7 didn't--we hadn't--I don't think we had even made

8 the purchase at that point, but I know she looked

9 at it. And it really didn't--wasn't going to work

10 out for her needs for the corps of nurses and

11 social workers that she was hiring, so that--that

12 didn't happen. But I know that we would like to

13 have had the option of office space in that

14 building across the street.

15 Q Okay.

16 REP. STAM: Mr.--Mr. Chairman?

17 THE CHAIR: Yes, sir.

18 REP. STAM: Question. I know we didn't

19 have a forecast of evidence yet, like an opening

20 statement, and we didn't have a forecast of

21 witnesses. Is--is there something we're coming to

22 that will be relevant to the charges?

23 THE CHAIR: Well, I'm going to--

24 PROF. JOYNER: Well--well--

1 Q That's--yeah. And that is the--the same building

2 that Representative Wright, through the Community

3 Health Foundation and yourself, signed the note for

4 the purchase of?

5 A That's--that's correct.

6 Q Okay. Now, do you recall how--the time span

7 between the time that the Community Health Center

8 had discussions about the purchase of that--of

9 that--of the Lofton building and the time that

10 Representative Wright and yourself began to discuss

11 the effort to purchase it for--as a part of the

12 Community Health Foundation?

13 A Yeah. I really don't recall the details of the

14 timing there. I'm sorry.

15 Q But you--you do know that you and Representative

16 Wright had a discussion about creating this

17 Community Health Foundation for the purpose of

18 purchasing the Lofton building, and then using that

19 for an 1989 museum, for office space for the

20 Foundation, and possible office space for the

21 Community Health Center?

22 THE CHAIR: Well, let's hang on one

23 minute. Can we just break that up, 'cause that was

24 a whole lot in one--you might want to ask him a

1 couple questions there--
 2 PROF. JOYNER: Okay.
 3 THE CHAIR: --just so I'm clear what he's
 4 answering.
 5 Q (By Prof. Joyner) You and Representative Wright
 6 had some discussion regarding the purchase of the
 7 Lofton building?
 8 A Yes.
 9 Q All right. And the purpose of that purchase
 10 was--or the projection for that purchase was to use
 11 that building for an 1989 museum--Wilmington
 12 museum?
 13 A Yes. Yes.
 14 Q Office space for the Community Health Foundation?
 15 A Yes.
 16 Q And possible office space for the Community Health
 17 Center?
 18 A Yes.
 19 Q And for other community efforts; is that--
 20 A Yes.
 21 Q All right. And this was before the actual
 22 incorporation of--of that--of that organization; is
 23 that correct?
 24 A I believe so, but I don't--can't recall that time

1 line in detail. But I believe so.
 2 Q But this was an initiative that Representative
 3 Wright approached you with?
 4 A Yes.
 5 Q Now, was that unusual?
 6 A No. For him to approach me about something like--
 7 Q Right.
 8 A No.
 9 Q Would it have--would it have been unusual for you
 10 to approach him about an idea that you wanted to
 11 pursue?
 12 A No, not at all.
 13 Q All right. So there was nothing out of the
 14 ordinary about him coming to you to talk about what
 15 his projections were?
 16 A No.
 17 Q Okay.
 18 A That was--
 19 Q And what was your response?
 20 A I--I was happy to proceed. I had worked with him
 21 and respected him and happy to--and still do--and
 22 was happy to proceed with the effort.
 23 Q And so you have a high level of trust--
 24 A Yes.

1 Q --in--in Representative Wright?
 2 A Yes.
 3 Q All right. Did--did you talk about possible
 4 funding sources for this effort?
 5 A We did.
 6 Q And do you recall what they were?
 7 A They were, hopefully, that things were going well
 8 with the revenues of the State of North Carolina,
 9 to--to try to get some funds appropriated from the
 10 legislature, to try to get some grant funds from
 11 the federal government's Department of Interior,
 12 the Parks Service that had--oversaw--oversaw
 13 historic sites in this country, and then from
 14 corporate and personal contributions to the
 15 Foundation.
 16 Q And I believe around that time there was the work
 17 of the 1898 Wilmington Race Riot Commission?
 18 A Yes. Yes.
 19 Q Right. And there was a lot of publicity around the
 20 town and in the area about the efforts that they
 21 were engaged in?
 22 A Yes.
 23 Q And were there also a lot of community efforts in
 24 the city around this 1898 Wilmington race--race

1 rebellion?
 2 A Yes, there were--
 3 Q Okay.
 4 A --very--very intensive and extensive, lots of
 5 community meetings over a period of a year or two,
 6 really a--a--a major effort to heal that wound.
 7 Q Now, would it be safe to--to say that based on your
 8 background, your history with Representative
 9 Wright, based on what he had been able to do in
 10 prior efforts, that you felt pretty comfortable
 11 that he would be able to--to secure the funding for
 12 that effort?
 13 A Yes, I did.
 14 Q All right. And--and that was one of the reasons
 15 that you--you signed on with him?
 16 A Exactly.
 17 Q Now, Mr. Hart asked you about subsequent meetings
 18 between you and he regarding this Community Health
 19 Foundation, and you indicated that there were--
 20 there were not regular meetings. Why--why--was
 21 that unusual?
 22 A I guess when we started the effort I thought--as
 23 I said, I knew from having done this on several
 24 occasions that it took a--a year or more to, you

1 know, put together all of the steps for a new
 2 foundation. I guess I expected at some point we
 3 would--we would meet and we would talk about--I
 4 knew there were other things in his district that
 5 needed attention. I thought as funds came in we
 6 probably would meet and talk about a grant for, you
 7 know, a nurse-practitioner clinic in Brunswick
 8 County--that--that was what I envisioned.

9 But I also know, from having lived with a
 10 legislator, there--this is a complex life, and not
 11 everything happens that you would like to happen.
 12 So I wasn't--I didn't think about it during the
 13 course of that year that that loan was ticking
 14 away, because I knew he was a busy man.

15 Q Oh. Well, I'm talking about now the period before
 16 you actually obtained the loan. From the period
 17 that--that the incorporation in April of 2001 up
 18 until the time that you came in to sign the--the
 19 loan papers, was it unusual that you and
 20 Representative Wright didn't have regular
 21 conversations about efforts that he were--he was
 22 engaged in to promote the Foundation?

23 A I don't think it would be unusual. I really wasn't
 24 involved in that part of the effort. That was, you

1 though.

2 Q But when he called on you to--to advise you
 3 that--that he had closed or worked out the plans
 4 for this loan, you--you weren't taken by surprise?

5 A No, no. I was not.

6 Q And that's pretty common--commonly the way that
 7 you--all had operated in the past?

8 A I would say so, yes.

9 Q Okay. Now, in response to a question from
 10 Mr. Hart, you indicated that after you had signed
 11 this stack of documents at the lawyer's office in
 12 the--in the closing package, you then had some
 13 discussion with Representative Wright about "Well,
 14 how do you plan to--to come up with the money."

15 A Or how do we plan to come up with the money.

16 Q "How do we plan to come up with the money?"

17 A I felt that it was my responsibility, as well.

18 Q All right.

19 A Yes.

20 Q And what--what is your recollection was his
 21 response to that?

22 A That--that he was hoping to be able to obtain some
 23 State appropriations, that he was working on a
 24 grant with the federal Department of Interior, and

1 know, his--his effort and--more than mine at that
 2 point.

3 Q That was his initiative. So you left it to him--

4 A That's correct.

5 Q --to basically work through all of the details?

6 A That's correct.

7 Q All right. And when he approached you, then,
 8 around--around March of 2002 to sign loan papers,
 9 were you under the impression that he had been
 10 working successfully in putting together this
 11 Foundation effort?

12 A I was.

13 Q All right. And is that why you went with him to
 14 sign the--the mortgage papers?

15 A Yes.

16 Q All right. Did--did you have any discussion at
 17 that point about some of the things that--that he
 18 had been doing up until that point?

19 A I don't--I don't recall any discussions, but they
 20 may well--certainly may well--we were together a
 21 lot, and we may--I mean, we traveled a lot together
 22 around that five-county area, so we certainly may
 23 have talked about some of those things. I don't
 24 recall the specifics of those conversations,

1 that he was going to work on private and corporate
 2 contributions to the Foundation.

3 Q All right. And was this response consistent with
 4 earlier conversation that you had with him about
 5 the Community Health Foundation?

6 A Yes.

7 Q All right. So this was in--in line with what the
 8 initial projections were?

9 A Yes.

10 Q Now, you indicated that some things happened that
 11 made--from your perspective, made that impossible
 12 to achieve?

13 A I'm not sure what you're referring to. I'm sorry.

14 Q Well, I don't know--you had--you said something
 15 about--in response to a question from Mr. Hart,
 16 something about the State budget crisis?

17 A Oh, right. Well, I--when--when--when the--I got
 18 the notice that there hadn't been any payments on
 19 the loan, I--and talked to Thomas, it turned out, I
 20 think if you look at those years, that it was a
 21 difficult time in the State budget. There were not
 22 readily available funds for special projects. I
 23 think that was the--that was the difficulty.

24 Q Okay. And then he was not able to successfully

1 handle the appropriations then with respect to the
2 state and federal grants that he was pursuing at
3 that time?
4 A That's--that's correct.
5 Q All right. And he told you that as--
6 A Yes.
7 Q --as the reason that he had not been successful?
8 A That's correct.
9 Q Okay. Were you familiar with--you know, with any
10 of this, well, with the fact that there were some
11 budget constraints?
12 A Yeah, I'm sure I was at the time. I follow
13 politics pretty carefully both--at both levels, and
14 I'm sure I was aware of revenue issues and--and
15 budget problems. I'm sure I was.
16 Q All right. Now, when you went in to--to sign the
17 loan--the mortgage--well, the closing package--
18 A Yes.
19 Q --did you--did you meet with an attorney?
20 A Yes.
21 Q And do you recall if there was a closing statement
22 prepared and circulated and signed?
23 A I don't remember that. I remember the--that there
24 were a large number of documents that we both had

1 clearly, as we worked closely together on other
2 projects.
3 Q How soon after the--the closing--after you signed
4 the closing documents did you receive a letter--you
5 said a certified letter from the--from the bank?
6 A It was a year later.
7 Q About a year later?
8 A About a year later.
9 Q Now, the initial loan was for six months; is that
10 correct?
11 A That's correct. And I--and I--and I gather--and,
12 again, SBI Agent Umphlet showed me my signature on
13 a document, a renewal of that loan at six months.
14 So I think there probably was a call or a note to
15 come in and--and do that, which I did. I--I--there
16 were--I know there were no funds requested at that
17 time, 'cause I know I didn't provide any funds
18 until the end of that next six-month period, where
19 we extended it for another ninety days.
20 Q All right. Now, at any point--and I think each
21 time you--you paid some down [phonetic] to allow a
22 ninety-day extension?
23 A That was after the year. Right. But the six-month
24 period, I think Thomas and I were both asked to

1 to sign related to both the primary mortgage or
2 primary loan from the bank and also the second
3 mortgage to the Lofton family. There were two
4 separate stacks there. I don't remember a--it
5 probably was in those papers, but I don't remember
6 seeing it.
7 Q All right.
8 A I--we--I signed as quickly as I could to get back
9 to work, to be honest with you.
10 Q All right. And during--and during that--that
11 signing and the review of the documents that--that
12 were placed in front of you, was there any
13 conversation by anyone about the necessity of
14 having a letter from any State agency guaranteeing
15 an appropriation to secure any of the payment of
16 the funds?
17 A No, there was definitely not.
18 Q All right. And you had absolutely no information
19 or no one provided you any information whatsoever
20 about any funds or any letter that had been
21 provided or was to be provided by Torlen Wade?
22 A No.
23 Q And you--and you do know who--
24 A Oh, yes. Yes. I would have known that very

1 sign a six-month extension, which we did. And then
2 there was no more contact, at least with me, from
3 the bank until the end of that six-month period,
4 which was a full year's period, then, since the
5 initial loan, at which time, you know, they were
6 concerned about there not having been any payments
7 on that--
8 Q So this initial renewal document that you signed
9 was also signed by Representative Wright?
10 A I believe so, yes.
11 Q Okay. Were the two of you together, or did you
12 happen to see his signature on it?
13 A I--I--I don't know if we were. Probably not,
14 because I think he was back and forth in the
15 legislative session. I think I probably just went
16 down--it was right downtown near where I liked to
17 go for coffee in the morning, and--and just--I
18 think I probably just went over and took care of it
19 one morning, my signature, the six-month signature.
20 Q All right. At any point, do you know if anyone
21 else paid any interest payments?
22 A I--I don't know.
23 Q You don't know that?
24 A I don't know.

1 Q You just know that you were--at--at one point, that
2 you paid forty-six hundred dollars (\$4,600) to
3 extend for an additional ninety days?
4 A That's correct. That was at the end of the year.
5 Q You indicated that around this time you also
6 had--had a meeting with Mr. Burbank?
7 A That--that was at the end of the year when I got
8 the notice--when we received the notice that they
9 were going to foreclose, essentially. Yes.
10 Q And in that con--in your conversation with
11 Mr. Burbank, he talked to you about his motivation
12 for granting the loan?
13 A As I recall, he did, yes.
14 Q And do you recall what--what basically his
15 motivation was?
16 A It was that his bank wanted to do some things
17 that--to help with developments in the inner city
18 of Wilmington. And he--he indicated that he knew
19 there was some risk to it but that the bank wanted
20 to--to do that. And I--that certainly is my
21 experience with other--some of the other ventures
22 we've talked about. Bankers stepped forward with
23 the Community Health Center, stepped forward with
24 the Hospice program. When they felt that there was

1 up to that point.
2 Q And--but at no point did Mr. Burbank say anything
3 about having received a--a letter from any
4 department of the State of North Carolina
5 indicating that a--an appropriation was
6 forthcoming?
7 A No. He did not.
8 Q And you said eventually the bank took over
9 ownership of the building?
10 A That's correct.
11 Q All right. In response to questions from Mr. Hart
12 about the failure of the--the Board of Directors to
13 meet, you indicated that there were no formal
14 meetings?
15 A That's correct.
16 Q All right. Now, during this time, though, you and
17 Representative Wright did meet?
18 A We did. And I also met with Bessie Funderburg, who
19 was the other board member I was aware of. I
20 wasn't aware that James Lofton was a member of the
21 board. So I--I was with Bessie Funderburg often,
22 and I--I think probably Thomas and I were with her
23 together at least on one--I'm sure on more than one
24 occasion. But this--this is a long time ago.

1 a community need, they were happy to sort of step
2 out there and be a part of it.
3 Q During that conversation, did Mr. Burbank say
4 anything about a letter guarantee--a letter from
5 Torlen Wade--
6 A No. No, he did not.
7 Q So that was never mentioned in any--
8 A No.
9 Q --conversation that you had with him?
10 A No.
11 Q And this was at the point that there was some
12 crisis in the funding for the--for the purchase of
13 that building?
14 A Yes.
15 Q All right. And did you talk with him about
16 the--the failure to be--to obtain appropriations to
17 pay for that?
18 A I did. I mean, we talked about the fact that
19 Thomas had--had tried and not been able to get the
20 State funds. I think the grant request for the
21 feds was still out there but not likely to be
22 honored because of his political affiliation.
23 And--and the--you know, there hadn't been any
24 contributions, corporate or private, to the effort

1 Q All right. And do you recall that during those
2 meetings, or any of those meetings, that y'all
3 discussed this effort of the Community Health
4 Foundation?
5 A I--I don't remember that we did, but we may have.
6 Q Let me just ask you, as far you knew, who were the
7 board members?
8 A I thought Thomas and Bessie--Thomas Wright and
9 Bessie Funderburg and I were the board members.
10 Q So if there was to be a meeting, it would have been
11 just the three of y'all?
12 A That's correct.
13 Q And once she--after her death, the board--the only
14 members of the board that would meet would be you
15 and Representative Wright?
16 A That--that's correct.
17 Q That's--that's your understanding?
18 A That was my understanding.
19 Q Now, at a later point, you--you found out that
20 Mr. James Lofton was also listed as an
21 incorporator?
22 A That's correct.
23 Q Do--did--did you know if he was a designated member
24 of the board?

1 A I--I did not.
 2 Q Okay. You had no information that he was a member
 3 of the board?
 4 A No. In fact, I did not think he was. I think--I
 5 thought Thomas, when we talked about it, said that
 6 he and Bessie Funderburg and I would be the board.
 7 Q So at any point that you and Representative Wright
 8 met and talked about this building, that was, in
 9 essence, a board meeting?
 10 A I guess, in essence, it was.
 11 Q I mean, you were the only members of it, right?
 12 A That's--that's correct.
 13 Q All right. Just for the--this Committee's
 14 information, who is James Lofton?
 15 A James Lofton is a retired longshoreman.
 16 And--(pauses)--
 17 Q Well, what is his--do--do you know his relationship
 18 to the building that you were seeking to purchase?
 19 A Right. His wife--I believe the building was in
 20 James and Helen's name. Helen Lofton is a--a nurse
 21 that I had worked with on the medical ward at New
 22 Hanover Regional Medical Center since day one for
 23 thirty-four years. And Helen is currently on the
 24 board of trustees of the hospital down there. I

1 Q Now, you indicated in response to a question from
 2 Mr. Hart that--that at some point you opened a bank
 3 account for the Community Health Foundation?
 4 A That's correct.
 5 Q Well, would you explain how that happened and when
 6 that happened?
 7 A Yes. When I received the notice that the loan was
 8 going into default, I talked to Thomas and found
 9 out that we weren't likely to have any sources of
 10 revenue in the near term. I went down and talked
 11 to Mr. Burbank about looking at some other options.
 12 I really felt that if we could get a little more
 13 time, there might be some investors in the
 14 inner-city development community who would be
 15 interested. So I--I asked if there was any way of
 16 extending the loan.
 17 He said, "Yes, as long as you pay"--or
 18 someone pays the interest, which I was willing to
 19 do for a ninety-day extension, which I did. And
 20 that's when the account was opened so that there
 21 would be a account in the name of the Community
 22 Health Foundation.
 23 Q All right. And when you had this conversation with
 24 Mr. Burbank, was Representative Wright with you?

1 mean, she's a--just a substantial, respected woman
 2 in the community.
 3 Q All right. But James and Helen Lofton were the
 4 owners of--of the building that you were trying to
 5 purchase?
 6 A Yeah, I believe so. I can't remember if Wayne--
 7 their son Wayne was an owner or not. I know he had
 8 his business offices there, at least for a while.
 9 Q Okay. Now, we were talking about James and Helen,
 10 and you--you interjected Wayne. Now, who--who is
 11 Wayne? Is--
 12 A Wayne is their son.
 13 Q Wayne is their son?
 14 A Yes.
 15 Q All right. And Wayne had an office in the--in the
 16 Lofton building?
 17 A That's correct.
 18 Q All right. So with respect to the work of the
 19 Community Health Foundation, one of its
 20 incorporators was the owner of the building?
 21 A That's correct.
 22 Q But based on the information that--that you had at
 23 the time, he was not a member of the board?
 24 A That's correct.

1 A I--I don't believe so. I don't believe--we did--I
 2 know we were together at the bank on at least one
 3 occasion. And I know--in fact, I think when that
 4 account was opened, we may have been there
 5 together. And I know I was there--the Loftons were
 6 there on at least one occasion. But I can't
 7 remember if--the day I opened the account whether
 8 Thomas was there or not.
 9 Q All right. Well, with respect to the opening of
 10 the account, who was the signatory on that account?
 11 A I think--I think Thomas and I both had signatures
 12 on the account. I know I did.
 13 Q All right. Now, do you--do you have a present
 14 recollection that Representative Wright was with
 15 you when you actually physically opened that
 16 account?
 17 A I--I--I know we were there at the bank together.
 18 Whether it was that--that day or not, I don't--I
 19 don't remember. He may well have been.
 20 Q Okay. But you're not--you're not sure?
 21 A I'm not--I'm not sure.
 22 Q Okay. And the information that you received from
 23 the SBI officer was that there was never any
 24 activity in that account, and it was closed out by

1 the bank?
2 A That's correct.
3 Q Or the bank used up the fees--
4 A Exactly. Exactly.
5 Q --consumed the fees that were--
6 A Over several months, maybe about six months, yeah.
7 Q You indicated to the SBI officer that you were
8 surprised that there was not a guarantor for
9 the--for the loan from the Coastal Federal Bank.
10 A I don't know--I mean, I was relieved that there
11 wasn't, because I felt that I was the--I felt that
12 I was the guarantor to some degree, and I was
13 relieved to find that I hadn't signed a personal
14 guarantee.
15 Q Okay. But--but as far as you knew prior to that
16 time, you didn't know if--if--well, did you ever
17 see any of the--let me just--do you have the
18 notebook there in front of you?
19 A Yes.
20 Q All right. Would you look at Exhibit 4?
21 A I have it.
22 Q Okay. Have you ever seen that document before?
23 A I don't recall seeing it. It may well have been in
24 that--those big piles at the lawyer's office that

1 Q All right. Would it have been necessary in his
2 running of the affairs of the Community Health
3 Foundation to come back to you on a regular basis
4 to get approval for the day-to-day activities that
5 he was involved in with this?
6 A No.
7 Q Was that an expectation that you had on your part?
8 A No.
9 Q All right. And, in fact, you ended up signing the
10 mortgage--that was an indication of the faith that
11 you had placed in him to handle the day-to-day
12 operations of the this organization--
13 A Yes.
14 Q --is that correct?
15 A Yes.
16 Q So there was never any expectation on your part
17 that before Representative Wright could receive any
18 funds or expend any funds that he had to have the
19 approval of yourself or any other member of the
20 board?
21 A No.
22 Q All right. Who--do you know who paid the expenses
23 associated with the development of the Community
24 Health Foundation?

1 day, but I don't--I don't recall seeing it before.
2 Q Okay. Did--did this document--was this document
3 provided to you by the SBI officer when he came to
4 see you?
5 A I don't believe so. I don't think this is one of
6 the--I don't remember our looking at this.
7 Q Okay. On the top right of that document in the
8 right-hand column, you are listed there as the
9 treasurer. The SBI officer didn't ask you about
10 how your name ended up being listed there as the
11 treasurer?
12 A I don't--I mean, I acknowledged being the
13 treasurer. I knew that I was the treasurer. I
14 don't--I don't remember him asking me that, but
15 I--
16 Q Okay.
17 A --I did--I was the treasurer, and Thomas was the
18 president, and Bessie Funderburg, until she died,
19 was the secretary, as I recall.
20 Q Now, as--as the president of the Community Health
21 Foundation, did--did not Representative Wright
22 basically run the affairs of the Community Health
23 Foundation?
24 A He did.

1 A I do not.
2 Q You know that you didn't?
3 A I did not.
4 Q All right. And none of those expenses came from
5 the checking account that you--that you set up; is
6 that correct?
7 A No. No, they did not.
8 Q All right. Were you aware that there were some
9 expenses associated with this effort?
10 A I wasn't aware in detail. I knew that when we had
11 set up the other organizations there were several
12 thousand dollars of legal fees and several thousand
13 dollars of accounting fees involved in setting up a
14 foundation.
15 Q All right. In the--
16 A But I don't know the details of the expensership
17 [phonetic] on this foundation.
18 Q In the closing package that you had with the--that
19 you signed for the Coastal Federal Bank, do you
20 recall seeing an appraisal?
21 A I do not, but I--there probably was one there.
22 Q Okay. Do you recall if there was a survey done for
23 the property?
24 A I do not, but I--I know that banks will not loan

1 money without a survey and without an appraisal, so
 2 I suspect those documents, if not there, were
 3 available. I didn't see--I don't remember seeing
 4 them.
 5 Q All right. So you would expect, though, that those
 6 expenses associated with just the putting together
 7 of the loan package and securing of the loan would
 8 have been handled by--by someone?
 9 A Yes.
 10 Q All right.
 11 PROF. JOYNER: Could I have a moment,
 12 Mr. Chair?
 13 THE CHAIR: Certainly.
 14 (DISCUSSION OFF RECORD)
 15 Q (By Prof. Joyner) Dr. Gottovi, in that--in that
 16 loan package, do you recall there being an
 17 architectural drawing?
 18 A I don't recall.
 19 Q You don't recall that--that item?
 20 A No.
 21 Q Did you and Representative Wright have some
 22 discussion prior to the closing or after the
 23 closing of the desire to renovate or have some
 24 renovations done for the building?

1 MR. HART: Thank you, Mr. Chairman.
 2 REDIRECT EXAMINATION BY MR. HART:
 3 Q Dr. Gottovi, have you ever been a part of any other
 4 nonprofit organization that never met as a board?
 5 A I don't--I don't believe so.
 6 Q And have you ever been a part of any other
 7 nonprofit board besides the Community Health
 8 Foundation that didn't have bylaws?
 9 A I don't--I don't believe so.
 10 Q When you were answering Mr. Joyner's questions, you
 11 said that you guessed whenever you and Bessie and
 12 Representative Wright got together that that was a
 13 board meeting?
 14 A I--I think it could be construed as one. I don't
 15 recall--I know that we were together--actually,
 16 Bessie was on the board for the Community Health
 17 Center, and we were together at least once a month
 18 for those meetings, and--and we often met at Bessie
 19 Funderburg's home over political matters. I--I
 20 don't recall specific discussions of the Foundation
 21 on those occasions, but they may have occurred.
 22 They may have occurred. I don't--I don't know.
 23 Q Well, it would be hard to classify those as board
 24 meetings if you didn't discuss anything to do

1 A Yes. They were definitely going to be needed. I
 2 don't remember the details, but they definitely
 3 were going to be needed for it to be functional
 4 as--as office space.
 5 Q And you--all did discuss that?
 6 A I'm sure we did.
 7 Q All right. And--
 8 A I know when--when the developers looked at it
 9 that--that that clearly was going to be a major
 10 need, that it was going to require some major
 11 renovations, yes.
 12 Q All right. And in order for there to be these
 13 renovations, there would have to have been some
 14 type of architectural plan?
 15 A Right. And I sort of--I believe there was, and I
 16 don't remember the details, though, of what kind of
 17 changes were proposed. But I--I believe there were
 18 plans for major renovations. I know they had to be
 19 done.
 20 Q Okay.
 21 PROF. JOYNER: All right. We have no
 22 further questions. Thank you, Dr. Gottovi.
 23 THE CHAIR: Thank you very much.
 24 Redirect examination, Mr. Hart?

1 with--
 2 PROF. JOYNER: Objection.
 3 Q --board business.
 4 PROF. JOYNER: It's argumentative.
 5 THE CHAIR: I'll sustain the objection.
 6 If you want to rephrase--thank you, Mr. Hart.
 7 Q (By Mr. Hart) Dr. Gottovi, were those board
 8 meetings?
 9 A I wouldn't have thought of them as board meetings.
 10 Q Okay. So you're not saying that every time the
 11 three of you got together in Wilmington or Raleigh
 12 or wherever for dinner or any other matter, that
 13 that was necessarily a board meeting?
 14 A Not necessarily, but there may have been some where
 15 we did discuss these matters. I don't recall,
 16 though.
 17 Q And--
 18 A I don't recall them specifically.
 19 Q I take it, then, that you would agree with your
 20 earlier testimony that the Community Health
 21 Foundation, Incorporated, board never met
 22 officially?
 23 A I don't recall specific meetings where we gathered
 24 and Thomas called the meeting to order and we had

1 formal discussions. I can't recall anything like
 2 that.
 3 Q When did--were there ever any minutes for any of
 4 the meetings that you might have had?
 5 A Not that I recall. Bessie was the secretary and
 6 had been on the Community Health Center board, but
 7 a staffperson usually, you know, took the minutes
 8 and had them recorded and presented.
 9 Q But there was never anything like that?
 10 A I don't--I don't recall approval of minutes, no.
 11 Q Okay. Now, you say that both you and
 12 Representative Wright were signatories on the
 13 Community Health Foundation account; is that
 14 correct?
 15 A I believe he was. I know that I was, and I think
 16 he was, as well.
 17 Q When was it that Bessie Funderburg died?
 18 A I--I'm not sure of that date. I know Karen--Karen
 19 was still commuting back and forth to Wilmington.
 20 Her ninety-year-old mother was still living there
 21 in an apartment near my office, and I know she came
 22 back for Bessie's funeral. I don't--I don't
 23 remember the date, though. I'm sure that's in the
 24 public records, though.

1 A I did not.
 2 Q When you were chairman, was it, of the board of the
 3 Health Center--
 4 A Yes.
 5 Q --did you feel that you could make expenditures of
 6 funds without board approval?
 7 A I did not.
 8 Q Was there any reason for you to believe that it was
 9 appropriate for Representative Wright to do that as
 10 president of the Community Health Foundation,
 11 Incorporated?
 12 A It was a different organization, and so I don't
 13 know what the limitations were. I certainly didn't
 14 in--on the Community Health Center board, we had a
 15 very formal--it's a federally-qualified health
 16 center, federal funds providing probably two-thirds
 17 of the budget and had an annual audit, so there was
 18 very close accounting of the funds there.
 19 And I certainly--I would not have in that
 20 board situation felt comfortable about any
 21 expenditures without the formal process of going
 22 through the--the treasurer and having it presented
 23 at a board meeting. But that's a very different
 24 setting.

1 Q Was--was that after the default?
 2 A I believe so, but I'm--I'm not sure. I believe so,
 3 yes.
 4 Q Okay.
 5 A It was certainly after we took the loan, because I
 6 know when we talked about the Community's Health
 7 Foundation board that Bessie was mentioned as the
 8 third board member, and I--I know that she was
 9 alive at that point. She was not well, but--
 10 Q Okay. Dr. Gottovi, when--you spoke about being
 11 assured by Representative Wright on various
 12 occasions when you would talk with him that he was
 13 still seeking state grants, federal monies, various
 14 things of that nature, correct?
 15 A Yes.
 16 Q Did you ever see anything in paperwork where he
 17 actually was pursuing something, or was it simply
 18 your belief based upon his assurances?
 19 A I did not see any paperwork. It was my confidence
 20 in--in him.
 21 Q Okay. Did you ever see any paperwork in terms of
 22 any kinds of expenses or any activities that
 23 Representative Wright was doing on behalf of the
 24 Community Health Foundation, Incorporated?

1 Q Well, that's been true with all the boards that
 2 you've been on, is it not?
 3 A That's--that's true.
 4 Q Because they had bylaws, they had board meetings,
 5 they had minutes. Correct?
 6 A That's correct.
 7 Q And that--none of that took place with the
 8 Community Health Foundation?
 9 A It did not.
 10 Q And essentially you trusted Representative Wright
 11 to do what needed to be done properly, and that's
 12 why you assumed that he could do whatever he wanted
 13 to do?
 14 A That's correct.
 15 Q You--you're not really saying that he had the
 16 authorization to do that?
 17 A I--I--I can't say either way--
 18 Q Well--
 19 A --whether he did or didn't.
 20 I assumed that he would do things
 21 properly.
 22 Q There was certainly no board authorization to do
 23 it, correct?
 24 A There was not any formal authorization, no.

1 Q When you talked about discussions about renovations
2 being needed, those were just vague, general
3 discussions about the fact that a building would
4 need to be renovated, correct?
5 A No, I think--I think there had been a formal
6 request--I don't know if it was from the architect
7 who helped us with the Community Health Center, but
8 I think there were--there had been a formal look at
9 the building and--and a formal, I think, budget for
10 what was going to be needed. But I--I can't recall
11 that clearly now.
12 Q Was that prior to the purchase of the building?
13 A I don't--I can't recall that, either. I'm sorry.
14 MR. HART: That's all I have,
15 Mr. Chairman.
16 THE CHAIR: All right. Thank you.
17 Recross?
18 RECROSS-EXAMINATION BY PROF. JOYNER:
19 Q Dr. Gottovi, let's see if you can clear this up.
20 You were the chairman of the Community Health
21 Center board; is that correct?
22 A That's correct, the initial chairman for two
23 years--
24 Q Right. And the--

1 significant expenditure, would need to be brought
2 to the treasurer--the volunteer treasurer and
3 approved.
4 But certainly the day-to-day operations--
5 and at the Community Health Center, they're very--I
6 mean, it's a huge budget, and so there--it's
7 thousands and thousands of dollars per day that the
8 executive director is managing there. And they
9 certainly don't--didn't call me and--for approval.
10 Q All right. But that--that effort was significantly
11 different than was the Community Health Foundation?
12 A That's correct.
13 Q Right. With respect to the Community Health
14 Foundation, the organization never really got
15 started, did it?
16 A I--I would say no.
17 Q Right. It was really in the embryonic stage?
18 A Yes.
19 Q And there--you were trying to get it going?
20 A Yes.
21 Q But it never really reached the point that it had
22 regular day-to-day operations in the same manner as
23 the Community Health Center?
24 A That's--that's correct.

1 A --or maybe two or three.
2 Q --day-to-day operations of the Community Health
3 Center was handled by whom?
4 A By the executive director.
5 Q By the executive director?
6 A Right.
7 Q And who--and the executive director was a
8 staffperson?
9 A That's correct.
10 Q And that person was hired to handle the day-to-day
11 operations of that organization?
12 A That is--that's correct.
13 Q All right. Well, in that capacity, or in that
14 role, would the executive director have to come to
15 the board to get approval to make day-to-day
16 expenditures?
17 A No.
18 Q So that person would have been authorized to do
19 whatever was necessary to keep that organization
20 going until they reported back to the--to the board
21 in terms of the--the--the financial reports?
22 A That's correct. In most organizations I've been
23 involved in, expenditures over, let's say ten
24 thousand dollars or something, you know, a

1 All right.
2 A We never hired a--you know, a full-time staff.
3 Q Right. And it never had a--an itemized budget that
4 it was operating with?
5 A No.
6 Q All right. And any expenses incurred by the
7 Community Health Foundation was absorbed by the
8 person who had the title of president and was
9 handling the day-to-day operations; is that
10 correct?
11 A I--I would say yes.
12 MR. HART: Objection.
13 THE CHAIR: The objection is sustained,
14 and that--
15 MR. HART: Move to strike.
16 THE CHAIR: Direct motion to strike
17 granted as to that last sentence and last answer.
18 Q (By Prof. Joyner) Who would have been responsible
19 for the--the day-to-day operations of the Community
20 Health Foundation?
21 A Thomas Wright.
22 Q And were you, as one of the two other board
23 members, responsible for overseeing his activities
24 on a daily basis?

1 A No.

2 Q And because the organization was still in the

3 embryonic stage, you never really had formal

4 meetings in the sense that there was a call for the

5 meeting and minutes taken of the discussions that

6 you had?

7 A We did not.

8 Q All right. But there were informal conversations

9 between you, Representative Wright, and Betsy [sic]

10 Funderburg about the operations or the things going

11 on with the Community Health Foundation?

12 A I believe so. I don't recall them specifically,

13 though.

14 Q Okay. But you do at least--well, or, more

15 specifically, you do recall conversations and

16 dialogue between you and Representative Wright

17 about the work of the Community Health Foundation--

18 Yes.

19 Q --in its embryonic development?

20 A Yes.

21 Q All right. Now, you indicated that the board--that

22 the Community Health Foundation did not have

23 bylaws?

24 A I don't know if they were drawn or not. I--there

1 Q And you indicated that involved in the putting

2 together of the bylaws would be some consultation

3 with an attorney?

4 A That's correct.

5 Q Which is another incurring of expenses?

6 A Yes.

7 Q All right. And for a fledging organization, the

8 expenses to handle that may not be present at that

9 time?

10 A They--they were not.

11 Q They were not present at that time--

12 No.

13 Q --because you didn't have a budget to handle

14 anything like that?

15 A That's correct.

16 Q All right. Now, Mr. Hart asked you if

17 Representative Wright ever brought you any

18 paperwork regarding his--his activities and

19 expenses that he had incurred. Do you recall that

20 question?

21 A I recall the question.

22 Q Was--from your perspective, was that necessary?

23 A No.

24 Q Was it an--was it an expectation on your part that

1 were not--there were not bylaws that I saw.

2 Q There were no bylaws adopted by the board of

3 directors?

4 A Correct.

5 Q All right. And your--from your perspective, is it

6 necessary to have bylaws on day one?

7 A No, and you usually do not have them. I think I

8 said it took us a year to develop the bylaws for

9 the Access III of the Lower Cape Fear. It was a

10 process of, you know, having an initial draft

11 prepared by the attorney. Then we had monthly

12 board meetings with this group of twenty people

13 from five counties that--and the composition of

14 the--this is during--before the adoption--the

15 composition and modifications would occur, and then

16 the final bylaws were approved in Elizabeth City

17 almost a year to the date after our initial

18 steering-committee meeting.

19 Q But you--

20 A It took a long time, yes.

21 Q Based on the other efforts that you--that you had,

22 you recognized that it takes some time to put

23 together bylaws?

24 A Yes.

1 Representative Wright would be preparing written

2 reports to you about his daily activities and any

3 expenses which he incurred in the development of

4 this embryonic organization?

5 A No.

6 PROF. JOYNER: May I just have a moment?

7 THE CHAIR: Certainly.

8 (DISCUSSION OFF RECORD)

9 PROF. JOYNER: We have no further

10 questions at this time.

11 THE CHAIR: All right. Thank you.

12 Representative Stam?

13 REP. STAM: Thank you, Mr. Chairman.

14 Dr. Gottovi, turning your attention to Exhibit 1 in

15 the notebook, which you said you were--didn't sign

16 but were familiar with--

17 THE WITNESS: Yes, sir.

18 REP. STAM: --would you turn to Page 2

19 under "Purpose of Corporation"?

20 Do you see where it says, "This

21 corporation is organized for the following purposes

22 checked"? The first one there is "Charitable."

23 Did this corporation entitled The Community's

24 Health Foundation, Inc., ever provide any

1 charitable services to anyone?
 2 THE WITNESS: Not during that year and a
 3 half or so that I was involved, that I--that I'm
 4 aware of.
 5 REP. STAM: Are you aware of any services
 6 after that year and a half--any charitable services
 7 that it has provided?
 8 THE WITNESS: I'm not.
 9 REP. STAM: All right. Do you know of
 10 any educational--I see there's--"Educational" is
 11 also checked. Has this corporation provided any
 12 educational services to anyone?
 13 THE WITNESS: I don't believe so.
 14 REP. STAM: I see that "Scientific" is
 15 checked. Has this corporation of which you're
 16 treasurer and a board member, provided any
 17 scientific services to anyone?
 18 THE WITNESS: I don't believe that we
 19 did.
 20 REP. STAM: You testified that you paid
 21 forty-six hundred dollars (\$4,600) after about a
 22 year at the request or demand of the bank, and I
 23 assume that was to pay on the debt of the
 24 Community's Health Foundation, Inc., not your own

1 I'll withdraw the last part of the question.
 2 THE WITNESS: Well, I understand the
 3 question you were going to ask, and no, that's--I--
 4 THE CHAIR: The question wasn't asked.
 5 THE WITNESS: Okay. Sorry.
 6 REP. STAM: Mr. Chairman, I have--right
 7 before the break I obtained a copy of the closing
 8 statement, which is Bates-stamped, so I assume the
 9 Respondent has it, but it wasn't in our package. I
 10 wonder if I could pass it out and see if anybody
 11 has any objection to--
 12 THE CHAIR: If you'll give it to
 13 Dr. Joyner, Mr. Harris, Mr. Hart, and Mr. Peters,
 14 and then we'll see if there's an objection.
 15 REP. STAM: And the witness.
 16 THE CHAIR: Well, let's hold the witness
 17 till we--
 18 REP. STAM: Oh, okay.
 19 THE CHAIR: Thanks.
 20 PROF. JOYNER: Mr. Chairman, are there
 21 any other documents that--
 22 REP. STAM: Yeah, right here.
 23 PROF. JOYNER: --that we want to
 24 distribute that have not been provided to us

1 debt?
 2 THE WITNESS: Well, it actually wasn't a
 3 request or a demand. I volunteered to extend the
 4 loan, and it was an interest payment so that they
 5 would extend the loan for ninety days so that we
 6 could work on other possible sources of revenue
 7 from within the community.
 8 REP. STAM: And as far as you know, that
 9 was credited to the account of Community Health
 10 Foundation, Inc.?
 11 THE WITNESS: It--actually, the checks
 12 were done right there at the bank and written to
 13 the Community Health Foundation, Inc., and I
 14 immediately endorsed them over to the bank so that
 15 they were paid--paid directly to the bank--
 16 REP. STAM: Right.
 17 THE WITNESS: --through the Foundation.
 18 REP. STAM: Did you deduct the forty-six
 19 hundred dollars (\$4,600) you paid to--to the
 20 Community Health Foundation, which was then
 21 endorsed, against your federal income tax as a
 22 charitable deduction?
 23 THE WITNESS: I believe I did.
 24 REP. STAM: So if it turns out--well,

1 previously?
 2 THE CHAIR: Well, we're going to hear you
 3 in a minute. But are there any other documents
 4 you're going to want to examine him on,
 5 Representative Stam?
 6 REP. STAM: Yes, one other also obtained
 7 right before the break, which is also signed by
 8 Mr. Wright and Mr. Gottovi, if we could hand--
 9 THE CHAIR: If the sergeant-at-arms will
 10 please hand that to Dr. Joyner, Mr. Harris,
 11 Mr. Hart, and Mr. Peters--
 12 MR. HARRIS: May I inquire where these
 13 came from once--
 14 THE CHAIR: I'll allow Representative
 15 Stam to answer.
 16 REP. STAM: I obtained it from Staff, who
 17 I think obtained it from Mr. Hart. And it looks
 18 like it has an SBI stamp, so--and it has a Bates
 19 stamp, 01798, which means you probably have it in
 20 your file right there.
 21 PROF. JOYNER: Mr. Chairman--
 22 REP. STAM: And the second document is
 23 1785, which was probably delivered to you
 24 December 31.

1 THE CHAIR: Do you need a few minutes to
 2 look at those documents?
 3 PROF. JOYNER: I beg your pardon?
 4 THE CHAIR: Do you need a few minutes to
 5 look at those documents?
 6 PROF. JOYNER: No. I'd like to know
 7 where are the originals for these?
 8 THE CHAIR: Well, I don't know that we
 9 have an answer to that. I'm assuming--I mean, I'm
 10 making an assumption looking at what I'm looking at
 11 with the Bates stamp, that the document lies with
 12 the district attorney's office right now.
 13 PROF. JOYNER: Well, you know,
 14 that's--that's--that's really an assumption,
 15 because Bates--Bates stamp doesn't mean that it
 16 came from the district attorney's office, since
 17 there are at least three other people with Bates
 18 stamps that they could put on this.
 19 THE CHAIR: Well, I understand that, so
 20 I'm going to ask this question: I want you to look
 21 at the documents, and are you--do you have any
 22 concerns as to their genuineness or authenticity?
 23 PROF. JOYNER: Yes.
 24 THE CHAIR: All right.

1 any other question that we might have about the
 2 document.
 3 So I'm--I'm--I'm concerned about why
 4 we're just being shown these documents now, rather
 5 than last week when we got the other documents, and
 6 then why these documents were obviously held in
 7 some secret location not available to the rest of
 8 us and now are to be delivered. So, yeah, I have
 9 some--some real concerns about this.
 10 THE CHAIR: I understand. I'm going to
 11 go back to the first point, that the Committee
 12 rules are very clear documents that were in
 13 Mr. Hart and Mr. Peters' possession that they
 14 intend to introduce were absolutely to be turned
 15 over and were.
 16 This document is not coming from Mr. Hart
 17 and Mr. Peters for introduction, and it is not
 18 being sought, as I understand it, for introduction.
 19 It's being sought to show the witness to ask
 20 examination questions that I have--I understand
 21 your concern, and--and I am not at this point
 22 anywhere near admitting the document as substantive
 23 evidence on any basis. But a witness may be shown
 24 anything for purposes of cross-examination, and I'm

1 PROF. JOYNER: I do. I mean, and then
 2 why are we just getting to them now? Why weren't
 3 these in the packet of information that--that we've
 4 been provided with previously?
 5 THE CHAIR: Well, the first answer, I
 6 think, to the question is they haven't been
 7 introduced or attempted to be introduced by
 8 Committee counsel, so--at this point they're just
 9 being shown to the witness to cross-examine, and
 10 you can show anything to a witness to cross-
 11 examine. They're not being sought to be
 12 introduced, or at least I don't know that they are,
 13 and I--and certainly haven't been by Committee
 14 counsel.
 15 Second, as to the authenticity issue,
 16 what I need to know from you is if you want a
 17 minute, 'cause then I'm going to want to know what
 18 the problems are with it.
 19 PROF. JOYNER: Well, Mr. Chairman, as I
 20 understand the rules of this Committee, if there
 21 were any documents which bore on this subject,
 22 hearing matters here today, that we would have
 23 received them with enough time to look them over
 24 and to make any inquiry about its authenticity or

1 certainly going to allow that to happen.
 2 But my question, before I do that, if the
 3 document is authentic and genuine--if you have
 4 serious questions about authenticity and
 5 genuineness, that's what I want to know. And if
 6 you need a few minutes, I'll be glad to recess for
 7 you to look through the document and see if you've
 8 got specific questions about that.
 9 PROF. JOYNER: Mr. Chairman--
 10 MR. HARRIS: I have a serious question.
 11 THE CHAIR: No, I--I--one of you--who's
 12 arguing here?
 13 PROF. JOYNER: I'm--I'm--I'm arguing.
 14 THE CHAIR: All right. Thank you.
 15 PROF. JOYNER: Whether Dr. Gottovi is
 16 given these documents to review is not my issue. I
 17 don't care. What I do care about is the integrity
 18 of this process and why are we now being surprised
 19 by members of this Committee going outside of the
 20 appointed counsel to find and present documents for
 21 review in this session?
 22 So that's my concern. It's not whether
 23 Dr. Gottovi looks at this and makes whatever
 24 comments he wants to make about it. But if the

1 Committee has now become outside counsel, I need to
2 know that there's a shift in the arrangement,
3 because we have been relying upon Mr. Hart and
4 Mr. Peters as the party that will produce, present
5 documented--documentary evidence in--on behalf.
6 Now, the Committee members have now gone outside to
7 become another source of--of prosecution in this
8 matter? That causes some concern.

9 THE CHAIR: Let me ask this question so
10 that I can see where we are, then I'm going to--I
11 understand the legal argument. What I want to know
12 first is do you have--as looking at the document,
13 are the documents in your mind not authentic and
14 not genuine? And just help me to understand why.
15 That's my first question. We'll get to the others.
16 But help me to understand, if there's a problem
17 with their authenticity and genuineness, what is
18 it?

19 MR. HARRIS: We had the person on the
20 stand, Mr. Chair, Mr. Burbank, who identified
21 the--the bank documents. And the document he
22 identified was the approval of a loan dated
23 March 5th, 2002. He said that when he signed that,
24 that was the day he approved it. I'd like to point

1 appears to be from the SBI. It appears to have the
2 Bates stamp. So therefore it was given to you
3 December 31.

4 Secondly, in their questioning, they've
5 asked about "wouldn't the HUD-1 statement show"
6 so-and-so. This is the HUD-1 statement. Why
7 wouldn't we want to have it? It appears to be
8 signed by Mr. Wright. The other credit application
9 appears to be signed by Mr. Wright and
10 Mr. Gottovi--Dr. Gottovi. What is the problem?

11 MR. HARRIS: If you can give me about
12 five minutes with a copy machine, I can put your
13 signature on here, and you'll see what the problem
14 is.

15 THE CHAIR: Let's--let's--all right.
16 We're going to--I think this is a good time for me
17 to consider the arguments. We're going to take a
18 recess until twenty after three. Thank you.

19 _____
20 (TWELVE-MINUTE RECESS)
21 _____

22 THE CHAIR: All right. Now, we're going
23 to--I've asked Representative Stam not to proceed
24 with questions on the documents, and that gets us

1 out this one document, which purports to be an
2 application--a business credit application, is, in
3 fact, dated after that, April 5th, 2002. So on its
4 face it would appear suspect.

5 It's an application after it's already
6 been approved. Why would anybody be applying for a
7 loan when they've already got the loan? Because
8 Mr. Burbank, who was on the stand, who's already
9 testified and left and been allowed to leave,
10 'cause we had no idea about this--Mr. Burbank
11 testified that he approved it on March the 5th,
12 2002. That's the undisputed testimony by somebody
13 who knows.

14 And I assume Mr. Stam does not know, I
15 assume the staff doesn't know, and--and I assume
16 nobody really knows where this document originated.
17 We don't have the original, and it appears on its
18 face to be suspect.

19 REP. STAM: If I--Mr. Chairman, if I
20 could--

21 THE CHAIR: Representative Stam?

22 REP. STAM: First of all, as I said, the
23 source where I got it was this afternoon from
24 staff, who got it from Special Counsel, and it

1 out of that controversy. I--I will allow him to
2 ask whatever questions he wants to ask as--as a
3 Committee member generally. So, Representative
4 Stam?

5 REP. STAM: Dr. Gottovi, just one other
6 question: Do you recall that at the closing the
7 seller was credited with twenty-five thousand
8 dollars (\$25,000) of deposit or--deposit retained
9 by seller, twenty-five thousand?

10 THE WITNESS: I do not recall that,
11 Representative Stam.

12 REP. STAM: That was just not discussed
13 at all, whether--

14 THE WITNESS: No.

15 REP. STAM: Okay. And if the corporation
16 had twenty-five thousand that had already been
17 paid, the corporation of which you were treasurer,
18 you didn't know anything about it?

19 PROF. JOYNER: Objection.

20 THE CHAIR: I'm going to overrule the
21 objection. If you know.

22 THE WITNESS: I--ask the question again.
23 I'm sorry.

24 REP. STAM: If the corporation had paid

1 twenty-five thousand earnest-money deposit on this
 2 property before the closing, you as treasurer did
 3 not know anything about it?
 4 THE WITNESS: No, I did not.
 5 REP. STAM: Okay. Thank you.
 6 THE CHAIR: All right. Any further
 7 questions, Representative Stam?
 8 REP. STAM: No, thank you.
 9 THE CHAIR: All right. Representative--
 10 I'm just going to go this way--Representative
 11 Warren?
 12 REP. WARREN: No questions.
 13 THE CHAIR: All right. Thank you so
 14 much. Representative McGee?
 15 REP. MCGEE: Yes, I have a question.
 16 THE CHAIR: Yes, sir.
 17 REP. MCGEE: Thank you. I'm still
 18 confused about the personal check that you wrote to
 19 pay the interest.
 20 THE WITNESS: Yes.
 21 REP. MCGEE: You wrote the check made out
 22 to the Foundation, then turned the check over and
 23 endorsed the check over to the bank with you as
 24 treasurer of the Foundation? Is that--

1 fees and charges?
 2 THE WITNESS: That's correct.
 3 REP. MCGEE: Then, to follow up, was that
 4 the only--or were those the only transactions that
 5 ever took place in that checking account?
 6 THE WITNESS: Yes.
 7 REP. MCGEE: Thank you.
 8 THE CHAIR: All right. Representative
 9 Lucas?
 10 REP. LUCAS: No questions.
 11 THE CHAIR: Thank you. Representative
 12 Wiley?
 13 REP. WILEY: Thank you, Mr. Chairman. I
 14 know you've been up there a while. I'll--
 15 THE CHAIR: It's all right. I'm okay.
 16 REP. WILEY: --try and keep this short.
 17 A couple of questions. After the closing, did you
 18 ever go back to the building? Did you--were you in
 19 the building that was purchased at all?
 20 THE WITNESS: I went--I really didn't--I
 21 didn't go--I'd been there before, long before any
 22 of this interest on behalf of the Community Health
 23 Center, long before, I think, we even had that--the
 24 Health Center was built. I had been to Wayne

1 THE WITNESS: That's--that's correct.
 2 The money went essentially directly to the bank. I
 3 did it as--through the Foundation, as
 4 Representative--Representative Stam assumes, so
 5 that at least I could take a charitable donation
 6 for the money I was giving to the Foundation.
 7 THE CHAIR: Yes, sir?
 8 REP. MCGEE: My question is, then, did
 9 you deposit the check that you wrote into the
 10 Foundation account and from the Foundation account
 11 write another check from the Foundation to the
 12 bank, which was deposited?
 13 THE WITNESS: I'm--I'm really not sure on
 14 that. I can remember standing at the counter at
 15 the bank with the checkbook, and I don't recall--I
 16 think the SBI agent had all of those records of
 17 things in and out of the Foundation checkbook, and
 18 I don't believe--I think it just went immediately
 19 to the bank itself.
 20 REP. MCGEE: If I may follow up--
 21 THE CHAIR: Certainly.
 22 REP. MCGEE: I think I earlier heard you
 23 say that the one hundred dollars that you deposited
 24 into the account eventually disappeared because of

1 Lofton's office on one occasion. Wayne was Bob
 2 Jordan's minority affairs person, and I had gotten
 3 to know him in that context and--and, actually, I
 4 often had lunch with him over political discussions
 5 over the years.
 6 So I had been to the building before any
 7 of this transpired, and then I went there at least
 8 one time during that ninety-day period where we
 9 extended the loan. I went there with Lydia Newman,
 10 now Lydia Newman Faulkner, who was the newly-hired
 11 executive director for Access III of the Lower Cape
 12 Fear, to see if that space might be appropriate for
 13 the offices for this new entity, hoping we--we
 14 were--I knew the new entity was going to have to be
 15 housed somewhere, and we wanted it in downtown
 16 Wilmington where the clients were, at least the New
 17 Hanover folks. So I did go there with her.
 18 At that time I think Wayne Lofton still
 19 had some of his offices there, and the local
 20 sickle-cell program was occupying another part of
 21 the first floor.
 22 But the building was in need of major
 23 renovations, and--and Ms. Newman did not feel it
 24 would be appropriate for offices for her new staff

1 that she was putting together. So they ended up
 2 renting space in the Murchison Building downtown,
 3 which is an old office building downtown in
 4 Wilmington.
 5 REP. WILEY: If I may--
 6 THE CHAIR: Certainly.
 7 REP. WILEY: Did you happen to notice,
 8 were there any utilities turned on--
 9 THE WITNESS: Oh, yes, yes.
 10 REP. WILEY: --that you would have been
 11 responsible for?
 12 THE WITNESS: Yes. I--yeah, because I
 13 know the sickle-cell program was--was using that
 14 space during the time that we had this loan
 15 outstanding, and I think part of Wayne Lofton's
 16 business was--was still there. So I believe there
 17 were utilities going--being paid for. And I'm not
 18 sure where--where that was coming from.
 19 REP. WILEY: So you're not sure who was
 20 responsible for the payment of those utility bills?
 21 THE WITNESS: I think during that year
 22 that we owned the building and--and that we
 23 were--I certainly wasn't writing checks for them.
 24 And Representative Wright may have been. I don't

1 didn't write any checks for them during that year.
 2 THE CHAIR: All right. Representative
 3 McGee, I think you had one other question. I
 4 apologize. I cut you short. I'm sorry.
 5 REP. McGEE: No, you didn't. I just
 6 thought of a question I wanted to ask.
 7 I don't know if it's loud enough to
 8 hear--on the notice of foreclosure, Dr. Gottovi--
 9 THE CHAIR: Can you give him an exhibit
 10 number?
 11 REP. McGEE: It's Exhibit Number 5.
 12 THE WITNESS: Number 5. Just a second. I
 13 have that.
 14 REP. McGEE: Okay. You're shown as one
 15 of the people to receive the notice of foreclosure
 16 as treasurer of the corporation?
 17 THE WITNESS: That's--that's correct.
 18 REP. McGEE: And you stated earlier, I
 19 believe, that you followed politics on levels of
 20 state and federal, and, of course, the district
 21 that Representative Wright serves also has a
 22 senator in the State House--I mean, in the General
 23 Assembly--
 24 THE WITNESS: Yes.

1 know.
 2 REP. WILEY: One more question?
 3 THE CHAIR: Certainly.
 4 REP. WILEY: At the time of closing, the
 5 building itself was the only tangible collateral
 6 at--at--for closing?
 7 THE WITNESS: That's correct.
 8 REP. WILEY: Do you happen to remember,
 9 did they require the Foundation to purchase any
 10 insurance on that building at the time of closing?
 11 THE WITNESS: I don't recall. I'm
 12 sure--I'm sure that insurance was required, but I
 13 don't--I don't recall documents related to that,
 14 and I don't know how it was--it was paid.
 15 REP. WILEY: Last question--
 16 THE CHAIR: Certainly.
 17 REP. WILEY: Were you aware, then--I
 18 guess, as a whole question here--were you aware of
 19 any bills that were needing to be paid on an
 20 ongoing basis from the Foundation?
 21 THE WITNESS: I was not, but I--I'm sure
 22 there were utility bills, I'm sure there were
 23 insurance bills, but I--they were--they were not
 24 bills that were presented to me, and I certainly

1 REP. McGEE: --as well as a federal
 2 relationship with the representative in the Senate
 3 and also in the House.
 4 Since you were one of the people that has
 5 your name on this document, did you pursue perhaps
 6 receiving some funds from other sources, such as
 7 contacting another senator or the U.S. House of
 8 Representatives--a representative for your area,
 9 yourself?
 10 THE WITNESS: I did not. I did not.
 11 THE CHAIR: Thank you. The Chair has
 12 just several questions, and then I'm going to,
 13 after I'm done, return for redirect and recross,
 14 which I expect to be extremely brief so we can move
 15 on.
 16 Dr. Gottovi, you indicated that this
 17 organization really--I think in your recross, never
 18 really got started, so there never really was an
 19 executive director hired or anything like that. Am
 20 I correct?
 21 THE WITNESS: You're correct.
 22 THE CHAIR: All right. Now, as a member
 23 of the Board, when you held any--well, strike that.
 24 When you had your informal meetings with

1 Representative Wright and--I apologize--can you
 2 give me--I think it was--
 3 REP. STAM: Bessie Funderburg.
 4 THE CHAIR: Bessie Funderburg? Is that
 5 correct?
 6 THE WITNESS: Yes, Bessie Funderburg.
 7 THE CHAIR: When you held those informal
 8 meetings, I'm assuming, 'cause I've never seen
 9 them--but I'm assuming there weren't any minutes
 10 taken in those meetings?
 11 THE WITNESS: There were not that I was
 12 aware of, anyway.
 13 THE CHAIR: Well, when the three of you
 14 were there, I assume you would have seen if minutes
 15 were being taken?
 16 THE WITNESS: Yes. No, I did not see any
 17 minutes being taken, no were--were they ever
 18 presented for approval.
 19 THE CHAIR: And I'm also going to assume
 20 that you never signed a written consent for
 21 specific actions to be taken by the association or
 22 corporation, were you--did you?
 23 THE WITNESS: I don't recall signing
 24 anything.

1 day operations? Whatever was done on behalf of the
 2 Community Health Foundation, he did it?
 3 A That's correct. Could--could I go back to the
 4 Chairman's question about--I was actually relieved
 5 not to have those responsibilities of signing and
 6 receiving--I had a lot on my plate at that point in
 7 life, and I was relieved not to have to do that. So
 8 I was relieved to have Thomas Wright sort of doing
 9 whatever was needed to be done.
 10 Q Now, the--you were asked about whether the
 11 Community Health Foundation ever engaged in any
 12 charitable services, educational services, or
 13 scientific services. Was it your recollection that
 14 the Foundation never got to the point that it could
 15 do any of those?
 16 A I think that is--that is my recollection, but in
 17 thinking back, I guess housing the local
 18 sickle-cell organization during that year would be
 19 a--'cause I don't think it was charged anything. I
 20 think that was probably--would account to some
 21 charitable in-kind service, but--but no other
 22 formal efforts that I can recall, scientific or
 23 educational. We did house the--I think--the
 24 sickle-cell group was housed there, and I guess it

1 THE CHAIR: All right. As the treasurer
 2 of this organization, would you have expected your
 3 responsibility to be someone who received the bills
 4 and then to issue checks for payment of those
 5 bills?
 6 THE WITNESS: I would have.
 7 THE CHAIR: Other than the two
 8 transactions we talked about which were initiated
 9 by you, did you ever receive a bill that you paid
 10 as treasurer of the organization?
 11 THE WITNESS: I don't recall that I did.
 12 THE CHAIR: All right. That's the only
 13 questions the Chair has. Mr. Hart, redirect?
 14 MR. HART: No, sir. Thank you.
 15 THE CHAIR: Dr. Joyner, recross?
 16 FURTHER RE-CROSS-EXAMINATION BY PROF. JOYNER:
 17 Q Dr. Gottovi, is it your understanding that during
 18 the time that the Community Health Foundation was
 19 in operation that Representative Wright functioned
 20 in the capacity as executive director?
 21 A Not in a formal way, but he--he was really running
 22 the day-to-day operations of the Foundation, yes.
 23 Q So even though there was no formal document to
 24 the--to--to authorize it, he really ran the day-to-

1 would be an in-kind charitable donation, letting
 2 them stay there.
 3 Q And I guess my question is, any limitations on what
 4 they were able to do was due to the fact that
 5 they--it never really got up and running?
 6 A That's--that's correct.
 7 Q Okay.
 8 PROF. JOYNER: No further questions.
 9 THE CHAIR: All right. Thank you. You
 10 may step down, Dr. Gottovi. Thank you. Next
 11 witness, Mr. Hart?
 12 MR. HART: May Dr. Gottovi be excused?
 13 THE CHAIR: Let me just ask Dr. Joyner.
 14 Any reason to keep Dr. Gottovi here?
 15 PROF. JOYNER: No. He can--
 16 THE CHAIR: And, Mr. Hart, any reason?
 17 MR. HART: No.
 18 THE CHAIR: All right. Dr. Gottovi,
 19 you're excused and excused from your subpoena.
 20 Thank you.
 21 THE CHAIR: Next witness, Mr. Hart?
 22 MR. HART: Next witness is Agent Johnnie
 23 Umphlet.
 24 THE CHAIR: Agent Umphlet? Agent, you'll

1 be sworn in by the court reporter.
 2 * * * * *
 3 _____
 4 Whereupon,
 5 JOHNNIE UMPHLET,
 6 having been first duly sworn,
 7 was examined and testified
 8 as follows:
 9 _____
 10 THE CHAIR: You may proceed,
 11 Mr. Hart. Thank you.
 12 MR. HART: Thank you, Mr. Chair.
 13 DIRECT EXAMINATION BY MR. HART:
 14 Q Would you state your name, please?
 15 A Johnnie Umphlet. And for the spelling, it's
 16 J-O-H-N-N-I-E U-M-P-H-L-E-T.
 17 Q How are you employed, sir?
 18 A I'm an assistant special agent in charge with the
 19 State Bureau of Investigation.
 20 Q And are you assigned to a particular unit within
 21 the State Bureau of Investigation?
 22 A I am assigned to a special unit. It is special
 23 investigations within the Professional Standards
 24 Division of the State Bureau of Investigation.

1 Q And you--
 2 A Yes, there was.
 3 Q When was--when was that? When did you first become
 4 involved in that?
 5 A Sometime during the month of May 2007.
 6 Q All right. Were you the only agent involved in
 7 this investigation, sir?
 8 A No, sir, I was not.
 9 Q Were you assigned specific duties involving the
 10 investigation?
 11 A Yes, sir, I was.
 12 Q And what is--what is that? What duties did you
 13 have?
 14 A I was assigned as the case agent for this
 15 investigation, which is the lead investigator for
 16 the investigation.
 17 Q All right. And what are the duties of the case
 18 agent?
 19 A The duties of the case agent would be to conduct
 20 the investigation and to ensure that the
 21 investigation is conducted to obtain any assistance
 22 from other agents that are in the field or also
 23 within my unit to assist in the investigation.
 24 Q All right. During the course of the investigation,

1 Q And are you located here in Raleigh?
 2 A The office that I work out of is located here in
 3 Raleigh. I actually reside in Greenville.
 4 Q Okay. How long have you been with the State Bureau
 5 of Investigation, sir?
 6 A I believe this upcoming August or September will be
 7 ten years.
 8 Q And did you have any law-enforcement experience
 9 before that time?
 10 A Yes, sir, I did.
 11 Q And where was that?
 12 A Actually, with several different agencies. I
 13 started back in 1989 with Greenville Police
 14 Department and worked there for approximately two
 15 years, left there to go work with probation and
 16 parole. I worked there for about two and a half
 17 years, then left there and went to East Carolina
 18 University Police Department and worked with East
 19 Carolina University Police Department until I went
 20 with the SBI.
 21 Q Did there come a time that you became involved in
 22 the investigation of allegations regarding
 23 Representative Thomas Wright?
 24 A Yes, I did.

1 and specifically in September of 2007, did you
 2 request that--did you call Representative Thomas
 3 Wright and ask him to speak with you about the
 4 allegations?
 5 A Yes, sir, I did.
 6 Q And could you tell us what you remember about that
 7 conversation?
 8 A I had--without looking at my notes, I believe I had
 9 one or two telephone conversations with Mr. Wright,
 10 asking for an interview with him in reference to
 11 these allegations, at which time he advised that he
 12 would meet with me to discuss anything that I
 13 needed to discuss with him.
 14 Q All right. Did he say anything else at that time
 15 that you recall?
 16 A Without looking specifically at my notes, nothing
 17 in particular stands out.
 18 Q All right, sir. After talking with him on the
 19 phone, at some point did you meet with him?
 20 A Yes, sir, I did, on two different occasions.
 21 Q All right. Directing your attention to the first
 22 occasion, do you remember, would that have been on
 23 September 28th of 2007?
 24 A That date sounds familiar as the date that I did

1 meet with him. Yes, sir.
 2 Q All right. And can you tell us what you remember
 3 about meeting with him on that date?
 4 A I recall that Representative Wright voluntarily met
 5 with myself and another agent that was within--that
 6 works within our unit, that agent being Assistant
 7 Special Agent in Charge Kay Perry [phonetic]. I
 8 also recall that the interview took place in
 9 Wilmington in the--in a conference room of the New
 10 Hanover Community Health Center.
 11 Q All right. And did either one of--did anyone
 12 record the meeting?
 13 A Yes, sir, they did.
 14 Q And who--who recorded the meeting?
 15 A Representative Wright recorded the meeting.
 16 Q In what way, audio, or video, or both?
 17 A My understanding, it was just a video recorder that
 18 he had brought to make the recording.
 19 Q All right. Did you ever receive a copy of that
 20 video recording?
 21 A No, sir.
 22 Q During the--that particular interview, did you at
 23 any time ask Representative Wright if the Community
 24 Health Foundation, Incorporated, had had any

1 leading again.
 2 MR. HART: Mr. Chairman, may I--may I
 3 respond to that?
 4 THE CHAIR: Yes.
 5 MR. HART: That is not a leading
 6 question. It is a directive question. It is not a
 7 leading question. It does not give the answer that
 8 I'm suggesting that he respond.
 9 THE CHAIR: I--the objection's overruled.
 10 PROF. JOYNER: Mr. Chairman, if I may--
 11 THE CHAIR: Yes, Dr. Joyner.
 12 PROF. JOYNER: The last time that I
 13 looked, any question that in its formation asks for
 14 a "yes" or "no" answer is a leading question. It
 15 need not suggest the answer, but it if asks for a
 16 "yes" or a "no" answer, then it is a leading
 17 question.
 18 THE CHAIR: Well--
 19 PROF. JOYNER: And this one did, because
 20 it started out with the prefix "did."
 21 THE CHAIR: We're not in a courtroom,
 22 Gentlemen, and I agree we're going to try to stay
 23 with the rules as much as we can, but we're also
 24 going to try to move this along. For now, that

1 bylaws?
 2 A I recall us speaking about bylaws, but without
 3 looking specifically at my notes, I can't recall
 4 the exact conversation that we had concerning the
 5 bylaws.
 6 Q Do you recall whether he told you whether or not
 7 they'd ever had any meetings of the board of
 8 directors of the Foundation?
 9 PROF. JOYNER: Mr. Chairman, I'm going to
 10 object to the leading. I don't object to the
 11 question, but I'll object to the constant leading.
 12 And, I mean, I would move out [phonetic] of the
 13 transition phase and let the witness testify.
 14 THE CHAIR: And I agree. I'll--I'll
 15 certainly allow this question, but--and we will
 16 need to--the Agent will need to answer the
 17 questions in a narration form. But go ahead
 18 and--and answer that question, please, Agent.
 19 A If you could, please, repeat that question.
 20 Q (By Mr. Hart) Do you recall whether or not
 21 Representative Wright indicated whether there had
 22 ever been any meetings of the board of directors of
 23 the Community Health Foundation, Incorporated?
 24 PROF. JOYNER: I'm going to object to the

1 objection's overruled, but, again, I--I know we're
 2 going to try to have the agent narrate.
 3 What I am going to do for a minute--and I
 4 apologize--I'm going to ask--and this is a request
 5 we had earlier from the court reporter. I need to
 6 ask--and we're going to take a five-minute recess.
 7 I'm going to keep it very short, but we've got a
 8 tape transition that we've got to do in the
 9 transcription, so I've got to take a five-minute
 10 recess. We'll be in recess until five--until ten
 11 of. I'm sorry. Thank you.
 12 _____
 13 (EIGHT-MINUTE RECESS)
 14 _____
 15 THE CHAIR: All right. I'm trying to
 16 balance a number of things out. What I'm going to
 17 do--we've got--I'm just going to try--I'm not going
 18 to try to ask anybody for predictions, but just so
 19 I can get some logistics done here, Mr. Hart, other
 20 than the Agent, who--what other witnesses do you
 21 have?
 22 MR. HART: Kim Strach from the Board of
 23 Elections.
 24 THE CHAIR: All right. And, obviously, I

1 think that will take a fairly substantial period of
 2 time. Okay. Then, Dr. Joyner, without telling
 3 me--and I'm not holding you to any commitment, but
 4 is it your anticipation at this point that there
 5 will be evidence presented for Representative
 6 Wright? You don't need to tell me right now who,
 7 what, where; I just want to know for timing
 8 purposes.
 9 PROF. JOYNER: That is a real
 10 possibility.
 11 THE CHAIR: All right. With that, we
 12 have gone a long day, and we have several members
 13 who have some commitments in their districts. That
 14 is one of the problems when you're a legislator
 15 trying to also have a career. So rather than try
 16 to force the issue, we're obviously going to be
 17 here for significantly additional evidence for you,
 18 Mr. Hart, potentially evidence for Representative
 19 Wright, we've got, clearly, arguments, so--I always
 20 used to hate it when I was in a courtroom and
 21 judges pushed you till the end and everyone went
 22 home exhausted. So last--yesterday was a long day.
 23 This morning was an exceptionally long time. I'm
 24 going to give everybody a little bit of time.

1 We're going to recess to reconvene
 2 tomorrow at ten o'clock A.M. here, and hopefully
 3 begin sharp at that point.
 4 Mr. Peters, you're signaling me
 5 something?
 6 MR. PETERS: Are we in this room?
 7 THE CHAIR: Same room. I'm not going to
 8 re-read the instruction yet again, but I will ask
 9 the Committee members to please be mindful of the
 10 instruction I've read several times, and to all
 11 members of the public and press, as well.
 12 Thank you, everybody. We will see you at
 13 ten o'clock tomorrow. Thank you.
 14
 15 (WHEREUPON, THE PROCEEDINGS WERE ADJOURNED AT 3:54 P.M.)
 16

STATE OF NORTH CAROLINA
 COUNTY OF WAKE

C E R T I F I C A T E

I, Katherine M. Becker, a Notary Public in and for
 the State of North Carolina, duly commissioned and
 authorized to administer oaths and to take and certify
 hearings, do hereby certify that these proceedings were
 held before me at the time and place aforesaid, that all
 parties were present as hereinbefore stated, and that the
 record as set forth in the preceding Pages 2 through 182
 represents a true and accurate transcription of the
 proceedings, to the best of my ability and understanding.

IN WITNESS WHEREOF, I have hereto set my hand, this
 the 4th day of March, 2008.

 Notary Public
 Notary Public No. 20023570191

My Commission Expires 12-29-2012

Katherine M. Becker
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A L S O I N A T T E N D A N C E

Rep. Thomas E. Wright
 Prof. Irving Joyner, Counsel to Rep. Wright
 Mr. Douglas Harris, Counsel to Rep. Wright
 Mr. William Hart, Outside Counsel to the Committee
 Mr. Alexander Peters, Outside Counsel to the Committee

Ms. Carin Savel, Committee Clerk
 Mr. O. Walker Reagan, Staff Attorney
 Ms. Kory Goldsmith, Staff Attorney
 Mr. Brad Krehely, Staff Attorney
 Ms. Heather Fennell, Staff Attorney
 Ms. Denise Huntley, Research Assistant
 Ms. Amanda Smith, Research Assistant

Mr. Jake Gehron, Office of Rep. Glazier

E X A M I N A T I O N I N D E X

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MEETING OF THE HOUSE SELECT COMMITTEE
TO INVESTIGATE ALLEGED MISCONDUCT AND OTHER MATTERS
INCLUDED IN INDICTMENTS REGARDING
REPRESENTATIVE THOMAS E. WRIGHT

TRANSCRIPT OF THE PROCEEDINGS

(Volume III)

March 5, 2008

THE SELECT COMMITTEE:

Rep. Rick Glazier, Chair
Rep. Paul Stam, Vice-chair
Rep. Marvin Lucas
Rep. William McGee
Rep. Edith Warren
Rep. Laura Wiley

In Raleigh, NC
10:11 A.M.

Reported by:
Holly McGhin

1 THE CHAIR: I will now call this meeting
2 to order on Wednesday, March the 5th.
3 Agent Umphlet, I believe you're on the
4 witness stand, and we are on direct examination--
5 beginning direct examination. My recollection on
6 my notes is that we'd gotten through Agent
7 Umphlet's background and we're just starting into
8 questions with regard to how he got to know and the
9 examination he had with Representative Wright.
10 Is that correct, Mr. Hart?
11 MR. HART: That's correct, Mr. Chairman.
12 THE CHAIR: All right. We can pick it up
13 there, please.
14 Good morning. And, Agent, I remind you
15 that you are under oath. And that glass of water
16 is new--new for you.

17 Whereupon,
18 JOHNNIE UMPHLET,
19 having been previously duly sworn,
20 was examined and testified
21 as follows:

22
23 DIRECT EXAMINATION CONTINUED BY MR. HART:

24 Q Morning, Agent Umphlet.

1 A Good morning.
2 Q When we recessed yesterday afternoon, I had just
3 begun to ask you about your conversation with
4 Representative Thomas Wright regarding the
5 Community Health Foundation, Incorporated. And I
6 want to ask you at this point did you in fact have
7 a conversation with him about that foundation?
8 A Yes, I did.
9 Q Did you have occasion to talk with him about
10 whether the organization, the Community's Health
11 Foundation, Incorporated, had approved any bylaws?
12 A Yes, I did.
13 Q Tell us about that, please.
14 A Actually I had two conversations with
15 Representative Wright concerning the bylaws of the
16 foundation, the first being on September 28th,
17 2007. During that interview, Representative Wright
18 advised me that there were no bylaws for the
19 Community's Health Foundation.
20 Q All right. And let me--let me ask you to hold off
21 on the--the--the second conversation. I'll get to
22 that when we get to that interview, if--if you
23 would.
24 During the first interview, did you ask

1 him whether or not the--the board of the Community
2 Health Foundation had ever held any meetings?
3 A Yes, I did. I had asked him about meetings and any
4 minutes from meetings, and he advised that there
5 were no official board meetings for the foundation
6 and that there were no minutes taken from any
7 meetings.
8 Q All right, sir. In that first interview, did you
9 have any conversation with him about the e-mail and
10 conversation that he had had with Torlen Wade from
11 the Department of Health and Human Services?
12 A Yes, I did.
13 Q What do you remember him telling you about his
14 conversation with Torlen Wade?
15 A He had had--he had said he had had--could not
16 recall any specific conversations that he had with
17 Torlen Wade in reference to the letter that had
18 been written by Torlen Wade.
19 Q All right. At the time that you spoke with him
20 about it, did he--did you have a copy of the e-mail
21 that Torlen Wade had received from Representative
22 Wright's office?
23 A Yes, I did.
24 Q I'd ask you, if you would, if you'd look in the

1 notebook in front of you, at Exhibit 2. Do you
 2 recognize the one-page document in Exhibit 2, sir?
 3 A Yes, I do.
 4 Q And what is that?
 5 A That is a copy of the e-mail from Vanda Wilson-
 6 Womack. And in parentheses "Rep. Wright," end
 7 parenthesis, "to Torlen Wade," which was dated
 8 Wednesday, 13 March 2002.
 9 Q All right. And did you show that e-mail to
 10 Representative Wright?
 11 A Yes, I did.
 12 Q And did he remember that e-mail?
 13 A Not the specific e-mail. No, sir, he did not.
 14 Q Did he indicate whether or not he had sent the e-
 15 mail?
 16 A He advised that the e-mail apparently came from his
 17 office and that, if it had come from his office, he
 18 would have either seen it or approved the e-mail.
 19 But he did not recall specifics about the e-mail.
 20 Q All right, sir. Ask you if you would look at
 21 Exhibit Number 3. Do you recognize that one-page
 22 document, sir?
 23 A Yes, sir, I do.
 24 Q And you had earlier spoken of the--the Torlen Wade

1 letter. Is that the Torlen Wade letter?
 2 A Yes, sir, it is.
 3 Q Did you show him that particular document on that
 4 first interview?
 5 A Yes, sir, I did.
 6 Q And did he recognize that letter?
 7 A Yes, sir, he did.
 8 Q Can you tell us what he told you about that letter?
 9 A In reference to the letter, he advised that he had
 10 received the letter but he had not handed the
 11 letter out to anyone, and that he did not use it at
 12 Coastal Federal Bank in reference to obtaining a
 13 loan from Coastal Federal for the Torlen Wade
 14 property--I'm--I'm--correction: for the Loftin
 15 property. He said that there was no need to use
 16 the letter, because of--the bank had the building.
 17 And he also had mentioned that in use--that he did
 18 not mean for anyone, meaning Torlen Wade, to get
 19 injured or hurt by this letter.
 20 Q Okay. Did he say to you why he had gotten the
 21 letter if he didn't intend to use it?
 22 A I had asked him about why he had received the
 23 letter. And he said it was--the letter was needed
 24 so DHHS, or the Department of Health and Human

1 Resour--Health Services--excuse me--would know that
 2 his intention was that he needed money for the
 3 foundation.
 4 Q Did Representative Wright say anything to you about
 5 whether or not the Community Health Foundation had
 6 any money at the time of the purchase of the Loftin
 7 property?
 8 PROF. JOYNER: Mr. Chairman, I'm--I'm--
 9 I'm going to object to--not to the question but the
 10 constant leading. And Mr. Hart says it's
 11 directional, but it's still leading. So I'm going
 12 to raise an objection to the constant leading. I--
 13 I understand the nec--necessity to lead at points
 14 but not at every point.
 15 THE CHAIR: Well--and I understand. But
 16 I don't think the question's leading. I think the
 17 question was did he state whether or not, which to
 18 me takes it out of the leading category, as only us
 19 lawyers can seem to make those differences. But I
 20 don't think it's technically leading. So it's
 21 overruled. Thank you.
 22 A I'm sorry. Could you repeat your question?
 23 Q (By Mr. Hart) Yes, sir. Did there come a time in
 24 that first interview where Representative Wright

1 indicated to you in any way whether or not the
 2 foundation had any money in the account or any
 3 money at all at--at the time of the purchase of the
 4 Loftin property?
 5 A Based on a comment that he made concerning--I
 6 showed him a HUD-1 statement, asking him had the
 7 foundation made an earnest payment towards the
 8 purchase of the Loftin property by the foundation.
 9 He advised that no, he didn't, 'cause they didn't
 10 have the money for that. It's my recollection that
 11 that was the only inci--incident--or instance in
 12 which he mentioned no money by the foundation.
 13 Q Okay. Did there come a time where you had a second
 14 interview with Representative Wright?
 15 A Yes, sir, I did. I had a second interview with
 16 Representative Wright on Friday, October 5th, 2007,
 17 which also occurred or took place at the
 18 Community's--well, the New Hanover Community Health
 19 Center, in the conference room at that center.
 20 Q Did--do you remember whether or not that interview
 21 was videotaped by Representative Wright?
 22 A Yes. Representative Wright had requested that
 23 could he enter--video record the interview, at
 24 which he was advised that he could video record the

1 interview.
 2 Q Okay. Did he record the entire interview?
 3 A No, sir, he did not.
 4 Q The--during part of the interview, did
 5 Representative Wright show you some documents?
 6 A Yes, sir, he did.
 7 Q Do you recall what documents, if any, he showed
 8 you?
 9 A He showed me three documents that were IRS
 10 documents or Internal Revenue Service documents,
 11 all three documents being in relation to a employer
 12 tax identification number. One document was a W9
 13 form. One document didn't--it had a number on it,
 14 I'm thinking JF128--but I'm not sure exactly on
 15 that number--which was a fax that he had received
 16 from the Internal Revenue Service out of Tennessee
 17 indicating that he had been assigned a federal tax
 18 identification number. And the other form was an
 19 application for a federal tax identification number
 20 by the Community's Health Foundation.
 21 Q All right, sir. During that interview or--did he
 22 also say anything about any bylaws?
 23 A Towards the beginning of that interview,
 24 Representative Wright advised that he would like to

1 Q And did you show Representative Wright that
 2 particular document?
 3 A Yes, I did show Representative Wright that
 4 document. And Representative Wright advised he did
 5 recall writing that letter and that that was his
 6 signature on the letter. And the letter was to Mr.
 7 Lewis McKinney of Anheuser-Busch Companies,
 8 Incorporated, out of St. Louis, Missouri.
 9 Q Did he say what the purpose of that letter was that
 10 he sent to that company?
 11 A Purpose of the letter was to obtain contributions
 12 from Anheuser-Busch for the foundation.
 13 Q All right, sir. Going to show you--ask you to look
 14 at Exhibit Number 7. Do you recognize that one-
 15 page document, sir?
 16 A Yes, I do.
 17 Q And did you--
 18 PROF. JOYNER: Mr. Chairman?
 19 THE CHAIR: I'm sorry?
 20 PROF. JOYNER: For--for the record, I
 21 want to object to the use of Exhibits 6, 7, 8, 9,
 22 10, 11, 12--I'm sorry; withdraw 11--but 12, 13, on
 23 the grounds that this is hearsay, has not been
 24 authenticated and--or otherwise admitted into

1 make a correction to a prior statement that he had
 2 made in the September 28th, 2007, interview.
 3 During his time of pointing out some corrections,
 4 he advised that he had gone back and looked and did
 5 find the bylaws for the Community Health Foundation
 6 but advised that he had put them in a safe place in
 7 case anything happened to him.
 8 Q All right. Did he give you a copy of those bylaws
 9 or any of the forms that you mentioned?
 10 A In relation to the bylaws, he advised that he did
 11 not have a copy of the bylaws with him at that
 12 interview. In relation to the IRS forms, I did
 13 request a copy of the forms but was advised that I
 14 could not make a photocopy of them. So I did not
 15 get a copy.
 16 Q All right, sir. At some point during that second
 17 interview, Agent Umphlet, did there come a time
 18 when you began to show Representative Wright
 19 several documents that you had in your possession?
 20 A Yes, I did.
 21 Q Going to ask you, if you would, if you'll look at
 22 Exhibit Number 6, sir. Do you recognize that one-
 23 page document, sir?
 24 A Yes, sir, I do.

1 evidence in these proceedings.
 2 THE CHAIR: All right. Mr. Hart, do you
 3 want to respond?
 4 MR. HART: At this point--actually I
 5 believe that except for 11, they have not been
 6 admitted. And I'm not asking him to read from
 7 them; I'm simply asking if he showed them to him
 8 and what if anything he said about them. So I
 9 believe that all those objections are irrelevant
 10 and should be overruled.
 11 THE CHAIR: Well, I--I agree at this
 12 point, and--and I will overrule them. And you're--
 13 and they're not being sought to admit. They're
 14 being shown to the witness to ask him whether he
 15 showed them to Representative Wright. Again I
 16 don't think there's any--anything wrong with that
 17 particular line of question. But some of the
 18 objections we'll get to if in fact there's an
 19 attempt to admit.
 20 PROF. JOYNER: So you're--
 21 THE CHAIR: So for--for the purposes of
 22 this question, the objection is overruled.
 23 PROF. JOYNER: All right. Can I respond,
 24 Mr. Chair?

1 THE CHAIR: Certainly.

2 PROF. JOYNER: And I certainly agree that

3 these documents have not been introduced, and the

4 question is about what he did with these letters.

5 But for all practical purposes, these letters have

6 been introduced, because every member of this

7 Committee has a copy of them. And every member of

8 this Committee is right now reviewing each of those

9 documents. So although officially they are not

10 introduced, they are for all practical purposes

11 introduced and have been introduced and used as

12 introduced documents in these proceedings. So I

13 make my objection--

14 THE CHAIR: I understand.

15 PROF. JOYNER: --on--in that regard.

16 THE CHAIR: I certainly understand the

17 objection that you've made. But for purposes of

18 the question and where we are today, the objection

19 is overruled.

20 You may answer the question.

21 A Could you please repeat the question?

22 Q (By Mr. Hart) Did--did you show Representative

23 Wright the document that is before you that is

24 labeled Exhibit Number 7?

1 A That that was a document that he had--or a letter

2 that he had prepared to AstraZeneca Pharmaceuticals

3 and that that was his signature on the letter that

4 he had sent to AstraZeneca.

5 Q Did he say to you why he had sent that letter to

6 AstraZeneca Pharmaceuticals?

7 A For charitable donations for the Community's Health

8 Foundation.

9 Q All right, sir. Ask you to look at Exhibit Number

10 10, if you would, please. Do you recognize that

11 document, sir?

12 A Yes, sir, I do. It is a check from AstraZeneca in

13 the amount of twenty-four hundred dollars (\$2,400)

14 made payable to the order of the Community's--

15 Community's Health Foundation, Inc.

16 Q And did you show that document to Representative

17 Wright during that second interview?

18 A Yes, sir, I did.

19 Q Did Representative Wright say whether or not he

20 recognized that particular document?

21 A He did recognize that document and did recognize

22 his signature on the back of that check.

23 Q Did he say whether or not he had received that

24 check and what he had done with it?

1 A Yes, I did.

2 Q And what if anything did he say as to whether or

3 not he recognized that document and what it was?

4 A Representative Wright advised he did recommen--

5 recognize the document and that the signature on

6 the back was his signature.

7 Q Did he say anything about the--the copy of the

8 check itself, whether or not he had received that

9 check from Anheuser-Busch?

10 A That he had received that check from Anheuser-Busch

11 on behalf--or through the Community's Health

12 Foundation.

13 Q And did he say what he did with that check?

14 A In the end, he said what he did with all three

15 checks at the same time, but--and that was deposit

16 the check into his personal bank account.

17 Q Ask you to look at Exhibit Number 8, please, sir.

18 Do you recognize that one-page document?

19 A Yes, sir, I do.

20 Q And did you show Representative Wright that

21 particular document?

22 A Yes, sir, I did.

23 Q Did he--what did he say about that particular

24 document?

1 A That he had received that check and that that check

2 had been deposited into his personal bank account.

3 Q By whom?

4 A By himself.

5 Q Ask you if you would look at Exhibit Number 11,

6 sir. Do you recognize that one-page document?

7 A Yes, sir, I do.

8 Q And what do you recognize that as being?

9 A An invoice on the letterhead of the Community's

10 Health Foundation, Incorporated, an invoice to John

11 Policastro with AT&T from the Community's Health

12 Foundation for a payment of fifteen hundred dollars

13 (\$1,500).

14 Q Did you show that particular document to

15 Representative Wright?

16 A Yes, sir, I did.

17 Q And what did he say about that particular document?

18 A Representative Wright was not sure about this

19 document. He advised that it just did not seem

20 right as coming from the Community's Health

21 Foundation. He had questioned the--the letterhead

22 and the fact that it was an invoice. And he just

23 did not recall a invoice to AT&T.

24 Q All right, sir. Did he say to you whether or not

1 he had sought a charitable contribution from AT&T?
 2 A Yes, sir. He advised that he had requested an
 3 official request for charitable donations through
 4 AT&T, yes, sir.
 5 Q And did he say how much he had requested?
 6 A No, sir.
 7 Q Ask you to look at Exhibit Number 13, sir. Do you
 8 recognize that one-page document?
 9 A Yes, sir. It is a check from AT&T for fifteen
 10 hundred dollars (\$1,500) paid to the order of
 11 Community's Health Foundation.
 12 Q And did you show that document to Representative
 13 Wright during that second interview?
 14 A Yes, sir, I did.
 15 Q And do you recall what he said about that
 16 particular check?
 17 A That he had received that check, and that was his
 18 signature on the back of the check.
 19 Q Did he say what he did with that check?
 20 A That he deposited that check into his personal bank
 21 account.
 22 Q Now, you said just a few moments ago that he made a
 23 general statement about having received all those
 24 checks and depositing those checks in his account.

1 THE CHAIR: All right. Now I'll hear Dr.
 2 Joyner's ex--objections.
 3 PROF. JOYNER: I would object to that.
 4 None of these documents have been--
 5 THE CHAIR: I'm sorry?
 6 PROF. JOYNER: None of these documents
 7 have been authenticated. I recognize that this
 8 isn't a court of law, and you're not playing
 9 strictly by the rules of--of evidence. But the
 10 rules of evidence would prohibit their introduction
 11 into--into--into evidence, particularly since the
 12 people who allegedly received or prepared these
 13 documents have not authenticated them in--in any
 14 way.
 15 THE CHAIR: Mr. Hart?
 16 MR. HART: Yes, sir. The statements of
 17 Representative Wright authenticate the documents.
 18 He clearly identified each of the two letters as
 19 being letters sent by him for purposes of a
 20 charitable cor--cor--contribution from AstraZeneca
 21 Pharmaceuticals and Anheuser-Busch, Incorporated,
 22 for charitable contributions to the Community
 23 Health Foundation.
 24 The invoice he did not recognize, but

1 Did he say why he did that, sir?
 2 A Yes, sir. He advised that he had deposited those
 3 checks into his personal account as a payment for
 4 his services in trying to get the foundation
 5 started, that he had done a lot of work and had put
 6 in a lot of hours trying to get the foundation
 7 started and had put in a lot of sweat equity into
 8 the--trying to get the foundation started, and that
 9 was a payment to himself for the hours and the work
 10 that he had put in.
 11 Q Did you ask him for anything to show what kind of
 12 work that was or any documentation of--of work?
 13 A He was asked if--what type of work it was. And he
 14 advised that it was for phone calls and travel and
 15 getting the business started--or--correction--
 16 foundation started. He was asked if he had a log
 17 to show what type of work he had--had completed,
 18 which he advised he did not, but he could show that
 19 the work had been completed by him. So he would--
 20 could prove that he--the payment was--for him--to
 21 himself by the foundation was justified.
 22 MR. HART: Mr. Chairman, at this time, I
 23 would move to introduce Exhibits 6, 7, 8, 10, 11,
 24 and 13.

1 that invoice was authenticated by John Policastro
 2 of AT&T. And--and the testimony of John Policastro
 3 matches with Representative Wright that someone
 4 from the Community Health Foundation had in fact
 5 called and requested a charitable contribution in
 6 the amount of fifteen hundred dollars (\$1,500) and
 7 that that person was advised to send an invoice,
 8 and that person had done so. John Policastro
 9 identified that invoice as being the invoice that
 10 was received by AT&T.
 11 And then the checks, which Representative
 12 Wright has specifically identified as being
 13 received by him from those corporations and that he
 14 deposited those checks in his own account and that
 15 those were his signatures, further au--authenticate
 16 the letters and the invoice and authenticate the
 17 deposit of those checks from those corporations.
 18 THE CHAIR: All right. The objection as
 19 to Exhibits 6, 7, 8, 10, and 13 is overruled.
 20 Exception is noted. They are admitted.
 21 I want to take a moment and look back at
 22 Policastro's--Mr. Policastro's testimony as to 11.
 23 So give me a second to look at 11, please.
 24 MR. HART: Actually, Mr. Chairman, that

1 document was already introduced and admitted
2 previously by the Committee after the testimony of
3 John Policastro--
4 THE CHAIR: All right. Let me go back to
5 my notes.
6 MR. HART: --without objection by the--
7 THE CHAIR: Sort of was my recollection,
8 but I want to go back and--and just double-check.
9 Thank you.
10 All right. Here is the--the transcript
11 that I've got from John Policastro's testimony. On
12 Page 218, "Mr. Chairman"--MR. HART: Mr. Chairman,
13 at this time I'd move to introduce Exhibit Number
14 11.
15 "THE CHAIR: Any objection to Exhibit
16 Number 11, Dr. Joyner?
17 "PROFESSOR JOYNER: No.
18 "CHAIR: All right. Without objection,
19 Exhibit Number 11 is admitted."
20 So Exhibit 11 is already in.
21 MR. HART: That's all.
22 THE CHAIR: Yeah, I'm--I'm sorry?
23 MR. HART: That's all the questions I
24 have of this witness.

1 THE CHAIR: All right. Thank you.
2 Cross-examination, Dr. Joyner?
3 CROSS-EXAMINATION BY PROF. JOYNER:
4 Q All right. Mr. Umphlet, you indicated that you had
5 two, I guess, rather substantial interviews with
6 Representative Wright during 2007; is that correct?
7 A Yes, sir. That is correct.
8 Q One was on September 28th, I believe, and the other
9 was on October 5th, 2007?
10 A That is correct, yes, sir.
11 Q All right. Now, for each of those interviews, you
12 prepared a--a report; is that correct?
13 A Yes, sir, I did.
14 Q Did--did you tape the conversations that you had
15 with Representative Wright?
16 A No, sir, I did not tape those.
17 Q So the--well, how--how did you prepare your notes
18 from the--from the interview?
19 A It's the policy of the SBI not to tape-record or
20 videotape interviews. We handwrite notes. And
21 after we handwrite those notes, we can either type
22 those notes up ourself on the computer, or we can
23 dictate into a tape recorder and send the--the tape
24 off to be transcribed by one of the

1 transcriptionists with the SBI.
2 Q And with respect to the--the report of September
3 28th, how was that transcribed? Was that done by
4 you, or did you dictate it into a recorder and send
5 it to a transcriptionist?
6 A Dictated it into a recorder and sent it to a
7 transcriptionist.
8 Q And when would this--this dictation have occurred?
9 A It's the policy within the SBI that the dictation
10 has to be completed within fifteen working days.
11 However, at one point during the investigation--and
12 at which point--I don't recall what date that was--
13 we were advised that all dictation in this case
14 needed to be completed within five working days.
15 If I recall, though, at the time of this interview,
16 it was a still a fifteen-working-day period in
17 which the interview had to be transcribed.
18 Q So the transcription could have occurred anywhere
19 up to two weeks later?
20 A It could have, but it did not.
21 Q Okay. And--and do you know specifically when?
22 That was my--my initial question was when was this
23 transcribed?
24 A I don't have that date in--with me.

1 Q Well, when--
2 A So I cannot--
3 Q When--when was it dictated into the--your recording
4 machine?
5 A It would have been dictated into the recording
6 machine, I would say, probably within the--within
7 the week following the interview.
8 Q And the dictation--the dictation that you provided
9 was basic--was based on the notes that you took?
10 A That is correct, yes, sir.
11 Q And the notes that you took typically was not word
12 for word everything that Representative Wright
13 said?
14 A No, sir, it was not.
15 Q Right.
16 A It was not verbatim.
17 Q So when you went back to use your notes, you
18 basically kind of relied upon your notes and your
19 best recollection at that point of the exact
20 comments that Representative Wright was--is
21 attributed to have made?
22 A I prepared the report based on my notes and my
23 recollection of the interview, yes, sir.
24 Q Now, with respect to the interview of October 5th,

1 when did you do the dictation for that report?
 2 A I believe, due to the length of that interview, it
 3 took me a couple of days just to dictate that
 4 report. It would have probably been done within
 5 one week of doing that--conducting that interview
 6 with Representative Wright.
 7 Q So you--you--you don't represent that the words in
 8 the report represents exactly what Representative
 9 Wright said?
 10 A No, sir, I don't. I would--I would advise that it
 11 was a paraphrase and a synopsis of the interview
 12 that took place.
 13 Q All right. And it was based on your--your best
 14 recollection of what you recall him saying?
 15 A Based on my notes that I took and my recollection,
 16 yes, sir.
 17 Q Okay. Now, want to start with--with the discussion
 18 about--do--do you have a copy of your report there?
 19 A No, sir, I do not.
 20 Q Do you have a copy of your report at all?
 21 A Not in this room, no, sir, I do not.
 22 Q Well, did--did you review those reports before you
 23 came in here today?
 24 A Yes, sir, I did.

1 PROF. JOYNER: My--my questioning does
 2 not go to the entire report.
 3 THE CHAIR: That's fine.
 4 PROF. JOYNER: It goes to specific
 5 instances in the report.
 6 THE CHAIR: Yeah, that's--
 7 PROF. JOYNER: So to that extent--
 8 THE CHAIR: That's why I'm not going to
 9 pass it out unless you want me to pass it out.
 10 PROF. JOYNER: Right.
 11 THE CHAIR: I'll leave it up to you on
 12 that regard. But I do--they need to see a copy.
 13 So--
 14 PROF. JOYNER: That's--that's fine. I
 15 assume that they have a copy, but, you know--
 16 THE CHAIR: I--I think that assumption
 17 may or may--
 18 PROF. JOYNER: They may not.
 19 THE CHAIR: --may not be correct.
 20 If you would, if this--we'll be in recess
 21 for five minutes. If the sergeant at arms will
 22 make two copies, one--three copies, one for Mr.
 23 Hart, one for Mr. Peters, one for the Chair in case
 24 I need to see it. Oh, and the witness. Four

1 Q All right. And how--how--when was the last time
 2 you reviewed those reports?
 3 A I--this morning.
 4 Q This morning?
 5 A If--if--this morning, I would probably say as early
 6 as five A.M. or five-fifteen A.M. and as late as
 7 eight-thirty A.M.
 8 PROF. JOYNER: Mr. Chairman, I have a
 9 copy of Mr. Umphlet's October 5th report.
 10 THE CHAIR: All right.
 11 PROF. JOYNER: And I would like to pass
 12 this up for him to reference.
 13 THE CHAIR: Sure. If you're going to
 14 have the witness look at it, though, I'm going to
 15 ask that a copy be given to Mr. Hart and Mr.
 16 Peters.
 17 PROF. JOYNER: O--only have one copy.
 18 THE CHAIR: I'll ask sergeant at arms to
 19 make a copy. And the Chair needs to have one, as
 20 well. I'm not going to pass it out to the
 21 Committee at this point, unless you seek to want--
 22 you know, to use it in that vein.
 23 PROF. JOYNER: Well, I--I'm--I'm--
 24 THE CHAIR: I mean, I'll be glad to--

1 copies.
 2 _____
 3 (TEN-MINUTE RECESS)
 4 _____
 5 THE CHAIR: All right. I think, Mr.
 6 Hart, Mr. Peters, you have a copy of the document.
 7 Witness has a copy of the document. We're ready to
 8 go. Cross is back with Dr. Joyner.
 9 Q (By Prof. Joyner) All right. Mr. Umphlet, you--
 10 you talked about the conversation that you had with
 11 Representative Wright regarding these three checks?
 12 A Yes, sir.
 13 Q Do you find in that report the section in which you
 14 recorded that information?
 15 THE CHAIR: Let's--let's go ahead and
 16 just make sure for the record that we're
 17 identifying, since the document's not marked. Do
 18 you want to just for the record indicate what
 19 document and the page that you're referring to so
 20 that the record's clear?
 21 PROF. JOYNER: This is report dated
 22 October 5th, 2007 and is the report prepared by Mr.
 23 Umphlet regarding his October 5th conversation
 24 with--with Representative Wright.

1 A I have found that page, yes, sir.
2 Q (By Prof. Joyner) Okay. And what page is that--do
3 you find that starting on?
4 A Page 4.
5 Q Page 4?
6 A Yes, sir.
7 Q You indicated that in the end, Representative
8 Wright said that he deposited the checks into his
9 bank account. Do you recall that testimony?
10 A Yes, sir, I do.
11 Q All right. Do you recall the entire conversation
12 that you had with Representative Wright regarding
13 the deposit of those checks into his account?
14 A Do you mean the--the statement that I prepared?
15 Q Right.
16 A Yes, sir.
17 Q All right. No, I'm--I'm talking--do you have a
18 recollection of the--the--the--the other comments
19 that Representative Wright made regarding the
20 deposit of those checks?
21 A I--I don't follow your question.
22 Q Okay. Well--well, let me just be more specific.
23 In--in looking at your--your report--
24 A Yes, sir.

1 here today.
2 Q In your--in your report, you said that the checks
3 were deposited sometime later?
4 A Give me a minute, sir, so I can find that out.
5 MR. HART: Mr. Chairman, I have a
6 suggestion. Rather than have Agent Umphlet search
7 through twenty pages of report to find something
8 that Mr. Joyner wants him to look at, it might be
9 easier if he just tells him the page or the
10 vicinity of where that might be.
11 THE CHAIR: I--I was getting to that
12 myself. I agree completely, Mr. Hart.
13 And if you can just give us a paragraph
14 and a page--
15 Q (By Prof. Joyner) All right. Let's look at--
16 THE CHAIR: --Dr. Joyner.
17 Q (By Prof. Joyner) --Page 5 of your report, Mr.
18 Umphlet--
19 A Okay.
20 Q --and the fifth full paragraph--or fourth and fifth
21 full paragraph.
22 A Okay. I--I found the paragraph.
23 Q You found it?
24 A Yes, sir.

1 Q --you--well, you said you had the checks; is that
2 correct?
3 A The--at the time, I had the checks, yes, sir.
4 Q Okay. Let--
5 A I don't have them with me today, except--
6 Q All right. Well, let's--let's--
7 A --this exhibits.
8 Q Let's go--let's go back to that, you know. Let's--
9 let's look at--at Exhibit 7. And what is the date
10 of that check?
11 A 3-05-2004.
12 Q So that's March 5th, 2004?
13 A Yes, sir.
14 Q And then looking at Exhibit 10. What is the date
15 of that check?
16 A 12-15-2003.
17 Q That's December 15th, 2003?
18 A Yes, sir.
19 Q And then look at Exhibit 13. What is the date of
20 that check?
21 A 04-01-04, or April 1st, 2004.
22 Q Okay. What--on what date were these checks
23 deposited into Mr. Wright's account?
24 A I do not have that information with me as we sit

1 Q And what did Representative Wright say regarding
2 the deposit, the date of the deposit of those
3 checks?
4 A It said--and reading from the report, "Wright
5 reported that when he received the checks from
6 AT&T, AstraZeneca, and Anheuser-Busch, they were
7 deposited at a later date. Wright advised the
8 checks sat around on his desk for a long time
9 before he actually deposited them. Wright advised
10 the Coastal Federal foundation account was probably
11 closed by the time he deposited those checks."
12 Q And do--do you recall that the checks, the three
13 checks, were actually deposited in November of
14 2004?
15 A At this time, I don't have the dates that the
16 checks were actually deposited.
17 Q But you know that it was quite a few months after
18 the receipt of--of the checks--
19 A The best of my recollection, yes, sir.
20 Q Best of your recollection?
21 A Yes, sir.
22 Q So in one instance, it would have been almost a
23 year, and with respect to the--to the latter check,
24 the April check, it would have been at least seven,

1 eight months?
2 A Well, without knowing the exact dates, I'd hate
3 to--to give a year figure or an exact figure. But
4 they were deposited at a later time.
5 Q Right. But--and--and you did--you did at that--at
6 some point know that the date was a significant
7 time after the receipt of these three checks?
8 A I know it was a time after. I'd--I mean, I'd hate
9 to say "significant" at this point, without having
10 that documentation in front of me. But it was
11 after, yes, sir.
12 Q Is there anything in any of your reports that would
13 identify when these checks were deposited?
14 A Yes, sir, there is.
15 Q Okay. And where--where would that be?
16 A Not in this report.
17 Q Did you have another report?
18 A Not concerning my interview with Representative
19 Wright, no, sir.
20 Q All right. So is there another report that speaks
21 to when these checks were deposited?
22 A That would be his bank-account records--
23 Q Okay.
24 A --that we received.

1 Q Let me just--just--just move on.
2 A Yes, sir.
3 Q With respect to--to--to the checks, you asked
4 Representative Wright why did he deposit the checks
5 into his personal account: is that correct?
6 A That is correct, yes, sir.
7 Q And your response was that he said that it was for
8 sweat equity?
9 A Yes, sir.
10 Q All right. Now, just show me in your report where
11 you use the term "sweat equity."
12 A If you'll give me a minute. I'll have to--
13 (examines paperwritings). That would be--that
14 would be on Page 6.
15 Q Okay. Where on Page 6 do you find that?
16 A The first--the first paragraph that starts with
17 "From AT&T." And it's--it's about the fifth to
18 sixth sentence down. There's a--a line that--
19 sentence that's been underlined. It's in the--it's
20 in the sentence below that line.
21 Q On Page 6?
22 A Yes, sir.
23 Q All right. Give--give me that direction again.
24 A Okay. On Page 6, it's the first paragraph. It's

1 Q And--and you had copies of that?
2 A Yes, sir.
3 Q And do you have that available with you?
4 A No, sir, I do not.
5 Q You didn't bring that?
6 A I did not bring any of the SBI's reports in here
7 today, no, sir.
8 Q Okay. So these are the only reports that you have?
9 The--the--the re--the report that I'm--I'm re--
10 making reference to now and the September 28th
11 report are the only reports that you have with you?
12 A Well, actually I didn't bring any reports with me.
13 The only report that I have is the report that was
14 just handed to me, which is the October 5th, 2007,
15 interview.
16 Q All right.
17 A But I don't have any other reports with me today.
18 Q All right. But other than these two reports, there
19 are other reports that you prepared regarding the
20 deposit of these--of these three checks?
21 A Yes. Well, I won't say myself. There were other
22 agents that worked on this case. It's very
23 possible that one of the other agents completed
24 that aspect of it.

1 not the first full paragraph. It's the paragraph
2 that starts with "From AT&T, AstraZeneca, and
3 Anheuser-Busch." If you'll look down about four
4 lines, you'll see "would have been his decision on
5 what to do with the money." That line is
6 underlined--or that sentence is underlined. Excuse
7 me. If you'll look at the sentence below that,
8 that is where the "sweat equity."
9 Q And the--the entire statement is that Wright then
10 continued by saying "I put more into it than this"?
11 A Yes, sir.
12 Q That's what it says, right?
13 A Yes, sir.
14 Q All right. And going back to the previous page.
15 Representative Wright offered explanations as to--
16 and I believe you asked him if he had reports: is
17 that correct?
18 A This interview was done by myself and Assistant
19 Special Agent in Charge K. Perry. And during the
20 interview, K. Perry asked if Wright had a log
21 showing his work.
22 Q Okay. Oh, so you didn't ask that?
23 A No, sir.
24 Q Okay. And he indicated that he was--he deposited

1 those checks into his account to reimburse him for
2 his work with the foundation; is that correct?
3 A Yes, sir.
4 Q And then when it says here you asked what type of
5 work Wright had done, he said that he'll save that;
6 is that correct?
7 A Yes, sir.
8 Q And then advised--then Wright advised that it was
9 for the countless hours of work he had done trying
10 to make the foundation work? Is that what you
11 record in your--in your report?
12 A Yes, sir.
13 Q All right. And then Representative Wright also
14 indicated that he was not aware that--that a
15 checking account in the foundation's name had been
16 open at that point?
17 A He re--if you--hold on a second. I'll advise
18 exactly what he said.
19 Q Okay.
20 A (Examines paperwritings.) He was not clearly aware
21 of the foundation's checking account, but--
22 Q At that time?
23 A At that time, yes, sir.
24 Q Right. And--but at some point, he did have a

1 that and said, "Wright reported it was for travel,
2 phone calls, meetings, and trying to make the
3 foundation work." Is that what you report in
4 your--in--what you recorded in your report?
5 A Yes, sir, it is.
6 Q Okay. And this is the conversation that you had
7 with Representative Wright?
8 A Yes, sir.
9 Q And it was at that point that I guess--is it Ms.
10 Perry?--
11 A Mr. Perry.
12 Q --Mr. Perry--
13 A Agent Perry.
14 Q --asked about a--a log, and Representative Wright
15 said he didn't have a log but he could prove the
16 expenses that he was referring to?
17 A That is correct.
18 Q That is correct. Okay.
19 Now, do you recall where you received
20 Items 6--
21 THE CHAIR: Mis--mis--Dr. Joyner, I want
22 to interrupt for one second. Because this is fact-
23 finding for the Committee, I just want to get some
24 indication that--we--we had a bunch of questions

1 conversation with Dr. Gottovi regarding that
2 account?
3 A That is correct, yes, sir.
4 Q Did he not also say that he had documentation
5 showing why he had reimbursed the money from those
6 three checks? Go down to the last paragraph, sir.
7 A Yes, sir. Well, his--his--
8 THE CHAIR: What--what page are we on?
9 I'm sorry.
10 THE WITNESS: Page 5.
11 PROF. JOYNER: Same page.
12 THE CHAIR: Okay.
13 A He didn't say "documentation," but he said he would
14 be able to prove it, referring to the work that he
15 had done.
16 Q (By Prof. Joyner) All right. Let--let me just--
17 you know, just read from your report here.
18 "Representative Wright reported that he had
19 documentation showing why he was reimbursed the
20 money in reference to the checks from AT&T,
21 AstraZeneca, and Anheuser-Busch."
22 A Yes, the first sentence of that paragraph. That is
23 correct.
24 Q And then he went on to become more specific about

1 regarding couple paragraphs on Pages 5 and 6. Just
2 so I know, is it going to be your intent at any
3 point to give copies of that to the other members
4 of the Committee, or will it not be?
5 PROF. JOYNER: We're--we're not at this
6 point seeking to introduce this.
7 THE CHAIR: Well, I--I--I know. I mean,
8 that's--that's kind of--I recognize right now. I'm
9 just kind of trying to figure out so that they have
10 context for the questions, which came in a pattern
11 that may not have made it the most easy for them to
12 understand. And I'm--I just want to know what I
13 need to do here in terms of making sure that those
14 questions and the points you were trying to make
15 are very clear to the Committee. So help me, if
16 you will, on what you may want to do with that.
17 PROF. JOYNER: Okay. Can I advi--can I
18 advise you at a later--
19 THE CHAIR: At break? Yeah, that'd be--
20 I--I just was raising the question. Thank you.
21 Q (By Prof. Joyner) Now, where did you receive
22 copies of Items 6 through 13 in the--in the
23 workbook?
24 A Say six through which number, sir?

1 Q Thirteen.
2 A Items--Item Number 6--and I'll just go through them
3 in order, if that's fine.
4 Q Okay. That's fine.
5 A Item Number 6, from the North Carolina Board of
6 Elections. Item Number 7, North Carolina Board of
7 Elections. Item Number 8, from the North Carolina
8 Board of Elections. Item Number 9, I cannot recall
9 if--if I received that from the Board of Elections
10 or if I received that from AstraZeneca. Item
11 Number 10, from the North Carolina Board of
12 Elections. Item Number 11, I believe that I
13 received that from John Policastro. And I believe,
14 without looking at my report, I received Item
15 Number 12--or Exhibit Number 12 from John
16 Policastro, as well. And then the last exhibit,
17 Exhibit Number 13, from the North Carolina Board of
18 Elections.
19 Q Now, in addition to receipt of those documents, did
20 you--did you receive Item Number 14?
21 A I don't have an Item--Exhibit Number 14, sir.
22 Q You don't have that in your book?
23 A No, sir, I do not.
24 THE CHAIR: Do you want me--do you want

1 A Yes, sir.
2 Q --did you receive a copy of that--that document?
3 A Yes, sir, I did.
4 Q And on the back side of that, it has a fax cover
5 page. Do you see that?
6 A Yes, sir, I do.
7 Q All right. Now, you testified about a conversation
8 with Representative Wright about a tax ID number?
9 A Yes, sir, I did.
10 Q Is--is--is this the document that you showed to
11 Representative Wright regarding that conversation?
12 A No, sir, it is not.
13 Q All right. So you had some other document that you
14 provided to him about the tax identification
15 number?
16 A No, sir, I did not. If I can explain, I did not
17 have that document.
18 Q He provided it to you?
19 A He provided it to me, yes, sir.
20 Q Okay. He provided it to you.
21 Did you check with the Internal Revenue
22 Service regarding the authenticity of this tax ID
23 number?
24 A Me specifically, I did not make that contact with

1 me to hand him an--Item 14?
2 PROF. JOYNER: Yes.
3 THE CHAIR: All right. Okay. And just
4 so that you know, none of the members, I think,
5 have it, since that was a part of the withdrawn
6 count. But I can get it rehandled out if you need
7 me to.
8 PROF. JOYNER: Well--oh, that--that--
9 that's fine. That's fine.
10 THE CHAIR: Just leave it at--just--
11 PROF. JOYNER: Well, I--I mean, if you--
12 if you need them to have a copy of it, that's--
13 that's fine. If I could just go on and examine
14 him--
15 THE CHAIR: Well, that's what I was going
16 to say. If--and then you let me know if you want
17 me to hand it back out, and I'll do that.
18 PROF. JOYNER: Okay.
19 THE CHAIR: Okay. But the agent does
20 have 14 now.
21 Q (By Prof. Joyner) All right. Now, did you get a
22 copy of that document?
23 A Just now?
24 Q No. Did you have--during your investigation--

1 the IRS. Through Mr. Dan Rose--another agent did
2 that.
3 Q Okay. And did you determine that that was in fact
4 the tax identification number that was assigned to
5 the Community Health Foundation?
6 A I do not recall as I sit here for the--we had many
7 rounds with the IRS and trying to determine this
8 information. And I recall that once we received
9 this information, that it was taken on face value
10 that the employer identification number was
11 authentic.
12 Q Okay. So--so you did not--your recollection is
13 that you didn't check any further with Internal
14 Revenue regarding the authenticity of this tax
15 identification number?
16 A I did not.
17 Q You did not?
18 A Another agent did. And I don't have that report
19 with me, as well, so I don't know exact--I can't
20 recall exactly what that report says.
21 Q To the best of your recollection, you never
22 received any information that this was not an
23 authentic number--tax identification number
24 assigned to the Community Health Foundation?

1 A It is correct that I did not receive any
2 information that this was not a valid number.
3 Q You indicated in your direct testimony that
4 Representative Wright at both interview had--
5 interviews had videotaped the interview--
6 A Yes, sir.
7 Q --with a--was it a handheld camera, or--or
8 stationary?
9 A It was a--like a typical handheld--I don't know
10 whether it was a digital or it had a tape in it; I
11 believe it had a tape in it--handheld audio
12 recorder--I mean--I'm sorry--video recorder that he
13 had set up on a tripod at the end of the table to
14 record the interview.
15 Q All right. And--and--and that--the taping of the
16 interview did not inhibit you in any way in asking
17 Representative Wright questions that you need to
18 ask him, right?
19 A No, sir.
20 Q It didn't intim--it didn't threaten you in any way,
21 did it?
22 A No, sir. I was--I was after the truth. And--and
23 if he wanted to record that, that--we did not have
24 a problem with that.

1 A But we did take a break for ten minutes.
2 Q Okay. And--and when you came back from the break,
3 the first thing that Representative Wright did was
4 to provide you with these documents; is that
5 correct?
6 A Yes, sir.
7 Q All right. And during the time that he was handing
8 you the documents, the videotape wasn't on?
9 A That is correct.
10 Q All right. So he was actually handing you the--the
11 documents. And I think that you have--you make
12 reference to them in your report as you identify
13 each of the documents and what the--the--the
14 document purported to--to--to reveal; is that
15 correct?
16 THE CHAIR: What--what page are we on?
17 THE WITNESS: Page 8.
18 PROF. JOYNER: Page 8.
19 THE CHAIR: Thank you.
20 Q (By Prof. Joyner) Is--is that correct?
21 A I'm sorry. Could you--
22 Q Right. And I--
23 A --repeat the question?
24 Q In your report--

1 Q Okay. And so he tape recorded both sessions; is
2 that correct?
3 A Videotaped both sessions.
4 Q Videotaped both--both--both sections?
5 A Yes, sir. If he al--if he also had an audiotape, I
6 don't know about that. I just know about a
7 videotape.
8 Q Okay. Now, in response to another question from--
9 from Mr. Hart, you indicated that at some point,
10 that the videotape was turned off?
11 A Yes, sir, I did.
12 Q Okay. Why was the videotape turned off?
13 A Because we took a break.
14 Q You took a break?
15 A Yes, sir.
16 Q And I--I believe at that point, you--you had
17 received a telephone call or something? You had
18 some--some--some business to--to--to take care of?
19 A I--I--I can't recall exactly what business I had to
20 take care of. I may have made a phone call. If I
21 did--if I did, I did. I don't--I just don't recall
22 if it was a phone call. It's very well likely that
23 it was.
24 Q All right.

1 A Yes, sir.
2 Q --you have--you've documented the fact that you
3 received these reports and what the reports or
4 documents purported to convey to you?
5 A That is correct, yes, sir.
6 Q And with respect to that, there were--there was no
7 conversation going on at that time between you and
8 Representative Wright?
9 A It was more of me writing the information down
10 about those documents and asking him could I make a
11 copy of each document. But it was quite a lot of
12 writing, so there was not much conversation, to my
13 recollection.
14 Q Okay. And as soon as you had completed your
15 recording of the data from those documents, the
16 videotape was turned back on?
17 A That is correct, yes, sir.
18 Q And it was at that point that you resumed the
19 dialogue between the two of you?
20 A That would be correct, yes, sir.
21 Q Okay. So--and--and--and I guess what I'm trying to
22 show, that there was no substantive conversation
23 held during the time that this videotape was off as
24 if there was some design not to record that

1 conversation; is that correct?
 2 A I don't know what his intent, desire was. But
 3 there was not a lot of conversation going on.
 4 Q All right.
 5 A I--I can't get into what he was thinking, but I--I
 6 do know that there was not a lot of conversation
 7 going on.
 8 Q But you do know that during that time, you were
 9 basically receiving the documents that he had
 10 provided, and you were listing and explaining what
 11 those documents purported to--to show?
 12 A That is correct, yes, sir.
 13 Q Now, the--the documents that you received at that
 14 time was the fax with the ID number on it; is that
 15 correct?
 16 A Yes, sir, that is correct.
 17 Q This is what you testified to--
 18 A Yes, sir.
 19 Q --when Mr. Wright--and then this JR158 form?
 20 A I believe the JR158 form was the fax page--
 21 Q Okay.
 22 A --from Memphis, Tennessee, identifying a employee
 23 identification number, one and the same that you
 24 just mentioned, yes, sir.

1 asked.
 2 Dr. Joyner and--and Representative Wright
 3 have the document. Our counsel has the document.
 4 I'd like to know and I'm going to ask for
 5 discussion on why the Members of the Committee
 6 shouldn't have this document. And so we'll talk
 7 about that at some point. But seems to me fairly
 8 important.
 9 So with that being said, let's take a
 10 ten-minute break and let everybody take a recess
 11 for a moment. Thank you.
 12
 13

 14 FOURTEEN-MINUTE RECESS
 15
 16 THE CHAIR: All right. The--we are back
 17 in order. We are still on cross-examination. Dr.
 18 Joyner.
 19 Q (By Prof. Joyner) Mr. Umphlet, want to go back to
 20 the--the discussion that you had with
 21 Representative Wright regarding bylaws for the
 22 Community Health Foundation. In--initially did you
 23 have some confusion about the work of the Community
 24 Health Center and the Community Health Foundation?
 A There was--sorry. Excuse me. I apologize.

1 Q All right. And then a IRS Form SS4?
 2 A That is correct, yes, sir.
 3 Q And then you explained what that--what that was.
 4 And then the IRS W-9 form?
 5 A That is correct, yes, sir.
 6 Q All right. Now, is there--did you ever receive any
 7 information from anyone that that information
 8 provided in--in those documents--that that
 9 informa--was not authentic?
 10 A No, sir.
 11 Q All right. I want to take you back to your
 12 testimony regarding comments that Representative
 13 Wright--
 14 THE CHAIR: Mis--Dr. Joyner, I'm going to
 15 try and--just thinking of the court reporter and a
 16 good time for a few-minute break. But I--I'll--is
 17 this a good time, or do you--
 18 PROF. JOYNER: That's fine. That's fine.
 19 THE CHAIR: All right. And while we're
 20 on break, I want counsel to be thinking of this on
 21 both sides. We've got--I'm--I've got the document.
 22 I've not looked at anything other than paging
 23 through to see how many pages there are of--and
 24 trying to follow the questions that Dr. Joyner

1 In the--in the beginning, there was some
 2 confusion as to--as to the difference between the
 3 Community Health Foundation and the New Hanover
 4 Community Health Center, because the two being
 5 right down there in Wilmington. And so what we did
 6 prior to each interview is I asked him would it be
 7 okay to refer to the New Hanover Community Health
 8 Center as "the Center" and the Community's Health
 9 Foundation as "the Foundation." As to what the two
 10 did, I knew what the Community--the New Hanover
 11 Community Health Center did, but did not, for a
 12 while, know what the exact purpose of the
 13 Community's Health Foundation was.
 14 Q And you knew that Representative Wright was
 15 connected with both of those?
 16 A That is correct, yes, sir.
 17 Q And--and at the time, that he was serving as the
 18 chair of the Community Health Center and president
 19 of the Community Health Foundation?
 20 A Yes, sir. Make sure I was correct on that. Yes,
 21 sir.
 22 Q Now, with respect to the Foundation, you asked
 23 Representative Wright about bylaws in your first
 24 interview?

1 A On September 28th.
2 Q September 28th?
3 A Yes, sir.
4 Q And he told you at that time--I think initially he
5 told that there were bylaws?
6 THE CHAIR: If--
7 PROF. JOYNER: Go on.
8 THE CHAIR: Go--go ahead and answer that.
9 A The way I recall him stating that was there were
10 bylaws, and then turned around and said there were
11 no bylaws, in the first meeting that we had, that
12 initially there were bylaws but then corrected it
13 to there were no bylaws. And then in our second
14 interview is when he came back and said he would
15 like to make a correction, that there were bylaws.
16 Q (By Prof. Joyner) And at--at the--at that same--
17 I'm--I'm--I'm taking you back now to the sep
18 twenty--September 28th interview. He also
19 indicated that with respect to the foundation, that
20 there were no official board meetings; is that
21 correct?
22 A That is correct.
23 Q He--he did not--did he indi--didn't he indicate to
24 you that--that members of the board had met

1 I'd seen the--the letter in--in different states,
2 meaning that I'd--I'd seen the letter without it on
3 letterhead. I've seen the letter without a
4 signature. And I've seen the letter as it appears
5 as Exhibit Number 3 today. Now, an--an exact time
6 frame as to when I first saw a signed letter or a--
7 or the letter itself, I do not have a recollection
8 of that date.
9 Q All right. Can--can--do you have a present
10 recollection as to where you got the letter from?
11 A Well, I--I received the letters from--I've received
12 several different letters from several different
13 locations. One letter I received from Bill Dowdy
14 with the--who's an investigator with the District
15 Attorney's Office here in Wake County. And if I'm
16 not mistaken, it was a forwarded e-mail--it was
17 atta--an attachment to a forwarded e-mail to me. I
18 recall that it had been sent to him from Kim Strach
19 and that it had been sent to Kim Strach from
20 Attorney Doug Kingsberry. That is one way I
21 received a letter--this--a copy of this letter.
22 Q All right. Now, would this have been a signed, or
23 unsigned?
24 A That would have been a signed letter.

1 unofficially?
2 A I recall that he had interaction with those
3 members. But the exact wording of that I--I do not
4 recall. I'm not saying either way. I just don't
5 recall that fact.
6 Q But you--you do have a present recollection that
7 there was some conversation with him about
8 conversations and dialogues that he--dialogue that
9 he had with members of the foundation board?
10 A To some extent. But to which extent I do not know.
11 Q Okay. But you were clear that--that--that there
12 were no official board meetings and minutes?
13 A That is correct, yes, sir.
14 Q Okay. And--and that's what you have in your
15 report; is that correct?
16 A Yes, sir. That is correct.
17 Q All right. Now, with respect to the--this letter
18 from Torlen Wade, you have that--Exhibit 3 in
19 your--in your notebook?
20 A If you'd give me a minute, sir. It's in front of
21 me now.
22 Q Tell me when--if you recall, when you first saw
23 that letter.
24 A I'd seen the letter in various types and--or let--

1 Q Okay. Would--is--is--is--is--by "signed letter,"
2 do you mean a copy of this Exhibit 3?
3 A I mean a copy of the letter on letterhead with a
4 signature on the bottom of the letter.
5 Q Okay. Just like Exhibit 3?
6 A Yes, sir.
7 Q Okay.
8 A That was--that was one of--one of several ways that
9 I received the letter.
10 Q Okay. Now, what--do you recall the other ways that
11 you received the letter?
12 REP. STAM: Mr. Chairman, objection. My
13 objection is this: Since he's testified that
14 Respondent has authenticated the signed letter,
15 what possible difference does it make when he first
16 saw it?
17 THE CHAIR: All right. Dr. Joyner, do
18 you want to respond?
19 PROF. JOYNER: The question wasn't when
20 did he first see it. The question was where did he
21 get it.
22 REP. STAM: I renew my objection. Why
23 would it possibly matter where he got it from?
24 THE CHAIR: Dr. Joyner.

1 PROF. JOYNER: Because it's going to fit
 2 into my closing statement.
 3 THE CHAIR: Going--okay. With that, I'm
 4 going to--for the time being, I'm going to
 5 overrule. Obviously, we want to kind of move a
 6 little bit faster on it, if we can. But it seems
 7 to me that's legitimate. And the objection is
 8 overruled.
 9 A Okay. If it would help, I can explain how I
 10 received all--all the letters--
 11 Q (By Prof. Joyner) Yes, that would help.
 12 A --if that would help, in--in paragraph form. That
 13 would be--instead of asking the questions.
 14 One copy of the letter I received from a
 15 computer at the Department of Health and Human
 16 Services from a prior--well, from the secretary who
 17 is currently at the Health and Human Services. She
 18 had gone on the computer, found a copy of it, and
 19 printed it off for me. That was an electronic copy
 20 which did not have a signature on it and was not on
 21 letterhead.
 22 I received another copy from general
 23 counsel at DHHS that she had received from that
 24 same secretary when the--when she had requested a

1 copy of that letter or a e--electronic version of
 2 that letter without a signature be forwarded to
 3 her.
 4 It is my recollection that I also
 5 received a copy from--or correction: I did not
 6 receive that copy. Another agent, I believe, came
 7 in the possession of another copy of that letter.
 8 So I wouldn't be able to testify as to exactly who
 9 he received that from.
 10 Q And you had some conversation with Representative
 11 Wright about this letter; is that correct?
 12 A That is correct, sir.
 13 Q This is during your September 28th interview?
 14 A I believe, if I'm not mistaken, that conversation
 15 came up in both interviews, beginning on the one on
 16 the 28th of September of '07 and then again on
 17 October 5th of '07. But yes, I--I--I do recollect
 18 that conversation.
 19 Q And that conversation was a part of a conversation
 20 regarding the purchase of the--the Loftin building;
 21 is that correct?
 22 A That is correct, yes, sir.
 23 Q All right. And in that conversation--or during
 24 that discussion, you asked, I believe,

1 Representative Wright about the source of funds
 2 that he anticipated receiving to pay off the
 3 mortgage with the Coastal Federal Bank; is that
 4 correct?
 5 A Yes, sir, that is correct.
 6 Q And do you recall him saying that--that it was his
 7 intent to get the money through the General
 8 Assembly special projects to pay for the Loftin
 9 building?
 10 A Yes, sir. I--I specifically remember him saying
 11 that.
 12 Q Okay. And--and he also indicated at that point
 13 that that effort fell through due to budget
 14 shortfalls that the General Assembly encountered
 15 during that time; is that correct?
 16 A That is correct. He did make that statement, as
 17 well.
 18 Q And that as a result of that, he was unable to
 19 obtain the funding? Is that your recollection?
 20 A Yes, that is my recollection. Yes, sir.
 21 Q Did you initially call Representative Wright about
 22 meeting with you for this--these interviews?
 23 A Yes, sir. I believe the way that went is I--I
 24 don't think the first time I called him I was able

1 to get ahold of him. I believe it--we played--may
 2 have played phone tag for a while. But I--I
 3 initial--I eventually received a telephone call
 4 from Representative Wright based on my request to
 5 him for an interview.
 6 Q And it appears that that telephone call--it appears
 7 that telephone call was on September 20th. Is--
 8 does that--is that--that sound familiar?
 9 A Yes, sir, it does.
 10 Q And at that time, Representative Wright agreed to
 11 meet with you?
 12 A Yes, sir, he did.
 13 Q All right. And y'all specifically arranged to meet
 14 in the--I believe the conference room at the
 15 Community Health Center?
 16 A I don't believe that we had made an agreement to
 17 meet during that phone call. Believe
 18 Representative Wright advised he needed to check
 19 his schedule or something about his schedule and
 20 that he would call me the following--I believe the
 21 following Tuesday for--to set up an appointment, at
 22 which--at which time he did call and set up an
 23 appointment with me for the Community's Health
 24 Foundation--I'm sorry--the New Hanover Community

1 Health Center conference room on the first floor.
 2 Q But you did--you--you--and--and that was a
 3 voluntary meeting?
 4 A Yes, sir, it was.
 5 Q All right. How long did the September 28th meeting
 6 last?
 7 A I would say the September 28th meeting lasted
 8 approximately three hours, give or take a few
 9 minutes. We had--had additional questions, but he
 10 had a prior engagement and advised that he did
 11 not--could not stay any longer. So the meeting
 12 ended approximately one P.M., if I'm not mistaken,
 13 somewhere around that time. But about three hours.
 14 Q And the October 5th meeting, how long did that
 15 last?
 16 A If I'm not mistaken, that meeting lasted--or that
 17 interview lasted at least six hours or somewhere in
 18 the ballpark of six hours.
 19 Q And dur--during that time, did Representative
 20 Wright answer all of the questions that--that you
 21 had raised with him?
 22 A Yes, sir. He answered every question that I had
 23 raised of him, yes, sir.
 24 Q All right. Did you, in beginning either or both of

1 claim that there should have been Miranda rights
 2 here, are you?
 3 PROF. JOYNER: No. I'm just asking.
 4 That's all.
 5 THE CHAIR: Okay. Just so that you know,
 6 Members of the Committee, when they were talking
 7 about Miranda rights, Miranda rights only have to
 8 be given when two things happen: when a suspect is
 9 in custody, that is not free to leave, and being
 10 interrogated. There's no claim that there was a
 11 Miranda rights requirement or violation here.
 12 All right. Thank you.
 13 Q (By Prof. Joyner) And in both of these interviews,
 14 you and--I--I think it was--
 15 A It was--
 16 Q --Agent Perry?
 17 A Agent K. Perry. And for the record, for the
 18 stenographer, that's the letter "K" and not--no
 19 other spelling behind that. Just the letter "K."
 20 Q So not the jewelry Kay?
 21 A That would be correct.
 22 Q Okay. So in both of these interviews, you--you
 23 and--and Agent Perry were present to conduct the--
 24 the interview?

1 those interviews, ever inform Representative Wright
 2 of his rights, his Miranda rights?
 3 A No, sir, as it was not required.
 4 Q Okay. So you didn't inform--you never said
 5 anything to him about any rights that he had?
 6 A I believe, as indicated on this--if you give me
 7 just a second, sir. I--I apologize. (Examines
 8 paperwritings.) No, sir, he was not advised of any
 9 Miranda rights, as that was not required, since he
 10 was not in custody.
 11 Q And--but he voluntarily came. And did--did he have
 12 an--his attorney with him?
 13 A No, sir. He advised that he did not have an
 14 attorney and, as such, would like to video record
 15 the--the interview.
 16 Q All right. Did he have anyone with him when he
 17 talk--talked with you?
 18 A No, sir, he did not.
 19 Q All right. Now, it was--I--I believe both
 20 interviews--
 21 THE CHAIR: Dr. Joyner, let me interrupt
 22 for one quick question. Just so that--again,
 23 because we're dealing with Committee members who
 24 aren't all lawyers. Are--you're not making any

1 A That is correct, yes, sir.
 2 Q And in fact, both of you did participate in
 3 questioning Representative Wright, but you
 4 basically led the discussion--led the interviews?
 5 A That is correct, yes, sir.
 6 PROF. JOYNER: Okay. If I could have a
 7 moment?
 8 THE CHAIR: Absolutely.
 9 (DISCUSSION OFF RECORD)
 10 Q (By Prof. Joyner) All right. Mr. Umphlet, you--
 11 when you--when you came to--into the interviews
 12 with Representative Wright, did you have a--a set
 13 list of questions that you were using to guide your
 14 interview with him?
 15 A Yes, sir, I did.
 16 Q All right. And what was the source of--of those
 17 questions?
 18 A The District Attorney's Office. T
 19 Q The--
 20 A The Wake County District Attorney's Office.
 21 Q Okay. Wake County District Attorney's Office?
 22 A Yes, sir.
 23 Q And--and my hesi--is because you were in New
 24 Hanover County?

1 A Yes, sir.
2 Q Yeah, when you--when you did--okay.
3 A I--I apologize. The Wake County District
4 Attorney's Office.
5 Q All right. And so prior to the interview that you
6 had with--or the interviews that you had with
7 Representative Wright, you did have some meetings
8 with the Wake County District Attorney to formulate
9 a specific regimen of questions that you were going
10 to--that you were going to cover with
11 Representative Wright?
12 A I don't think that we had a meeting to formulate a
13 set of questions. The que--there may have been
14 some phone conversations, but the--the questions
15 were prepared by the District Attorney's Office.
16 Q Okay. And they were--they were delivered to you or
17 given to you in some manner?
18 A That is correct.
19 Q All right. And--and at the same time, you brought
20 in with you specific documents that you wanted
21 Representative Wright to--to respond to and
22 identify; is that correct?
23 A That is correct, yes, sir.
24 Q All right. And I--I believe that you had something

1 like two boxes of documents with you?
2 A I did. I had quite--quite a bit of documentation,
3 yes, sir.
4 Q All right. And were you able to get through all of
5 the documents that--that you had in--in your box?
6 A The--the documentation that--that was the bulk of
7 that were campaign disclosure reports for 2002
8 through 2006. And I brought that documentation out
9 and showed Representative Wright those forms. It
10 was the first--and I advised him that they had--
11 explained that there was approximately one hundred
12 and eighty-five thousand dollars (\$185,000) in
13 unreported campaign monies.
14 During that time, I went through step by
15 step each reporting cycle to--but not the complete,
16 entire. That would have probably taken another
17 twelve hours. But we went through, and I showed
18 him his disclosure report that he had submitted to
19 the Board of Elections and asked him was that the
20 report that he had submitted, and was that his
21 signature.
22 Now, there was a lot of other
23 documentation behind those disclosure reports that
24 he did not look at and that--advised that he would

1 like to have an opportunity with the Board of
2 Elections to go through those documents for any
3 discrepancies that there may be in the reporting.
4 But yes, those were documentation--
5 documents that were there, as well. And--and they
6 were--I would probably dare say there were probably
7 six three-inch notebook binders.
8 Q With respect to those--those reports that you just
9 referred to there, did Representative Wright not--
10 didn't he also say that it was--it was his
11 intention to amend those reports if there were
12 discrepancies found?
13 A I don't think--my recollection is--is--was that it
14 was not his intent to amend. My recollection was
15 he would like the opportunities to sit down with
16 the Board of--of Elections and to amend--
17 Right.
18 A --and to amend those reports and any monies, to sit
19 down with them and discuss that. He may have said
20 "intent." I just--I don't recall the word
21 "intent." I recall he would like to sit down for
22 the opportunity to look over that and to amend.
23 Q All right. But once you--you talked with him about
24 that, he indicated that he wanted to sit down with

1 them and then make whatever amendments that--that
2 needed to be made?
3 A That is correct.
4 Q Okay. Now, did you also have some conversation
5 with Wayne Loftin?
6 A Yes, I did.
7 Q All right. And during that conversation, did Mr.
8 Lof--Loftin or someone else advise you that
9 Representative Wright--
10 MR. HART: Objection. Hearsay.
11 THE CHAIR: Well, let me--let--I'll rule,
12 but let me--let me get the full question. I'm--
13 I've kind of got to hear the context of the
14 question to know if it's being offered--how it's
15 being offered.
16 Go ahead and ask the question. But don't
17 answer till there's a ruling, please, Agent.
18 Q (By Prof. Joyner) Did--was there some conversation
19 with Mr. Loftin or someone about a fifty-thousand-
20 dollar (\$50,000) slush fund that Representative
21 Wright was supposed to have?
22 MR. HART: Objection. Hearsay.
23 THE CHAIR: What's it being offered to
24 prove the truth of?

1 PROF. JOYNER: I'm just asking if that
2 was information that he had received that helped to
3 form the interviews that--that he conducted.
4 THE CHAIR: All right. This is when not
5 being a trial judge comes--let--let me think
6 through this. The question is whether in fact he
7 was given that information from Mr. Loftin? Is
8 that the question?
9 PROF. JOYNER: Yes. Yes.
10 MR. HART: I also object on relevancy
11 grounds, as well as hearsay.
12 THE CHAIR: All right. The objection's
13 overruled as to hearsay. I think the question
14 that's being asked in this context is not asking to
15 prove the truth of the matter asserted. He's
16 simply being asked if he was told that, not to
17 prove that it was or was not true.
18 As to relevancy, Dr. Joyner, how is the
19 question relevant?
20 PROF. JOYNER: We're dealing in--in part
21 here with an offer or involvement of Mr. Lof--
22 Loftin in the purchase of this building that formed
23 the basis of this hundred-and-fifty-thousand-dollar
24 (\$150,000) issue that's--that's before us. And so

1 that you've been being asked about.
2 A Okay.
3 Q You've been asked several questions about portions
4 of what's in your report. In order to put that
5 into context, your responses, I want to ask you, if
6 you would, if you'd read certain paragraphs from
7 Page 5 and Page 6. If you would, the third full
8 paragraph on Page 5, beginning, "Representative
9 Wright." Will you read that paragraph, please?
10 A On Page 5, the third full paragraph.
11 Q Beginning, "Representative Wright."
12 A "Representative Wright reported the purpose of the
13 checks from AT&T, AstraZeneca, and Anheuser-Busch
14 was to begin to assist the foundation in the
15 foundation's process and for the work of the
16 foundation. Wright reported he deposited all three
17 of those checks into his personal bank account at
18 the Bank of America. Wright advised he deposited
19 those checks into his account to reimburse him for
20 his work with the foundation. When ASAC Umphlet
21 asked what type of work Wright had done, Wright
22 advised, 'Lots of work.' ASAC Umphlet asked what
23 type of work Wright had done. Wright advised,
24 'I'll save that. I don't want to say that at my--

1 it's--it's relevant in--in the sense--in that
2 sense. Because--we had--we've had testimony
3 identifying Wayne Loftin as the son of the owners
4 of the building, that he was an intimate with Mr.
5 Burbank from the Coastal Federal Bank and was
6 involved in some way in making initial contacts
7 about the granting of the loan to the Community
8 Health Foundation. So--
9 THE CHAIR: I'm--all right. I'm going to
10 sustain the relevancy objection for right now, but
11 I'm going to reserve the right to think about--
12 you're not going to be released from your subpoena,
13 anyway, Agent, today. So I'm going to reserve the
14 right to--to come back to that as we finish
15 questioning. So it's over--it's sustained for
16 right now. Reserve the right to reconsider it.
17 Please go on.
18 PROF. JOYNER: That--that was going to be
19 my last question, Mr. Chair.
20 THE CHAIR: All right. Redirect.
21 Thank you. Thank you, Dr. Loftin (sic).
22 REDIRECT EXAMINATION BY MR. HART:
23 Q Agent Umphlet, I'm going to ask you, if you would,
24 if you'd look at Page 5 of that particular report

1 at my point. I don't want to incriminate myself.
2 It looks to me that y'all are trying to build a
3 case against me.' Wright then advised it was for
4 the countless hours of work he had done trying to
5 make the foundation work."
6 Q And if you would, read the next paragraph, to put
7 that in context, as well, sir.
8 A "ASAC Umphlet asked Representative Wright why the
9 checks were not deposited into the foundation's
10 checking account. Wright advised he was not
11 clearly aware of the foundation's checking account
12 but did recall Gottovi talking about the checking
13 account. Wright reported that when he received the
14 checks from AT&T, AstraZeneca, and Anheuser-Busch,
15 they were deposited at a later date. Wright
16 advised the checks sat around on his desk for a
17 long time before he actually deposited them.
18 Wright advised the Coastal Federal Foundation
19 account was probably closed by the time he
20 deposited those checks."
21 Q And the next paragraph, as well, that goes over on
22 Page 6, please, sir.
23 A "Representative Wright reported that he had
24 documentation showing why he was reimbursed the

1 money in reference to the checks from AT&T,
2 AstraZeneca, and Anheuser-Busch. Wright reported
3 it was for travel, phone calls, meetings, and
4 trying to make the foundation work. ASAC Perry
5 asked if Wright had a log showing his work. Wright
6 said he did not have a log, but he would be able to
7 prove it, referring to the work he had done.
8 Wright advised the checks from AT&T, AstraZeneca,
9 and Anheuser-Busch were not restricted as to how
10 they were to be used. Wright advised, 'No one goes
11 into a business and does not expect to--to be
12 reimbursed.' Wright advised it would have been his
13 decision on what to do with the money. Wright
14 stated that with what he put into the foundation in
15 sweat equity--Wright then continued by stating, 'I
16 put more into it--into it than this.' Wright was
17 referring to the amount of the checks from
18 Anheuser-Busch, AstraZeneca, and AT&T. Wright
19 advised he did not recall when he actually received
20 those three checks, but he did remember putting
21 them aside for a while. Wright advised there was
22 nothing illegal about paying himself."
23 Q Now, you indicated in cross-examination that at
24 some point, Representative Wright had shown you the

1 off record."
2 Q Did he say what he meant by "off record," sir?
3 A Not to my recollection, no, sir.
4 Q And again, he did not provide you with copies of
5 those documents he showed you at that time,
6 correct?
7 A No, sir, he did not.
8 Q All right. Mr. Joyner asked you about the
9 campaign--the documents that--that you showed
10 Representative Wright, and specifically that you
11 talked about some campaign disclosure forms?
12 A That is correct.
13 Q Ask you, if you would, if you'd look at, in your
14 notebook, Exhibit 16A.
15 And be--before I ask you about that
16 particular document, you--you said in response to
17 some of Mr. Joyner's questions that you asked
18 Representative Wright if he filed the campaign
19 disclosure forms and if his signature was on those
20 forms. How did Representative Wright respond when
21 you asked those questions?
22 A That he had filled out the forms and signed--signed
23 the forms to submit to the Board of Elections.
24 Q All right. Now, was Exhibit 16A one of the

1 fax from the Tennessee center, the Memphis,
2 Tennessee, center; is that correct?
3 A That is correct, yes, sir.
4 Q And on Page 6, how--in the middle of that last
5 paragraph, there's a statement that--where he
6 responded whether or not he would show you the--the
7 fax.
8 A Is that the sentence that begins with "Wright said
9 he would not show"? I'm--there's--there's--
10 Q Yes, sir. Tell us--tell us what he said there.
11 A "Wright said he would not show the fax to ASAC
12 Umphlet, because the fax was his smoking gun."
13 Q Now, Mr. Joyner asked you about the video recorder
14 not being turned on and the fact that there was not
15 a lot of conversation going on during that time
16 period. But I'd ask you if you would look at Page
17 8 at the--what appears to be the--the third
18 paragraph, saying, "Upon returning." Tell us
19 what--what--what--what that says, sir.
20 A "Upon returning from the break, Representative
21 Wright advised that he had several documents that
22 ASAC Umphlet could review. Wright advised that he
23 would not turn on his video during this portion of
24 the interview, and that would--and that it would be

1 campaign disclosure forms that--that you showed him
2 and that he said he had filed and signed?
3 A If you don't mind, I'd like a chance to look at
4 these notes right here before I--
5 Q Yes, sir. I believe if you'll on Page 9 of your
6 report.
7 A If you don't mind, I just need more time to--to
8 review this. (Examines paperwritings.) Okay.
9 After reviewing--reviewing this information, my
10 report advised that I went over disclosure reports
11 from 2000 to 2006. The first paragraph in here
12 where I show something being done was for the 2001
13 mid year. I don't have reference, that I see at
14 this point, in here to the 2000.
15 Q If--if you would, sir, look at the paragraph just
16 above that.
17 THE CHAIR: We're talking the fourth
18 paragraph on that page; is that correct?
19 MR. HART: That's correct. Where it
20 says, "As part of this interview, ASAC Umphlet."
21 A Okay.
22 Q (By Mr. Hart) Does that refresh your recollection
23 where the--the 2000 first-quarter, second-quarter,
24 third-quarter, and fourth-quarter reports?

1 A That is correct.
2 Q All right. And is that Exhibit 16A, sir?
3 A The first-quarter report for 2000 is, yes, sir.
4 Q All right. If--if you'd look through that, is that
5 all four quarters, 16A?
6 A Let's see. I'm sorry. Yes. Could you repeat your
7 question again?
8 Q Yes, sir.
9 A I'm sorry.
10 Q Is--Exhibit 16A, is--is that the--all four periods
11 for the year 2000?
12 A Yes, it is.
13 Q And is that what you referred to in your report as
14 the campaign disclosure forms that you showed him?
15 A Yes, sir, it is.
16 Q And do you indicate, sir, that--that he said that
17 he had filed each of those and had signed each of
18 those?
19 A For--for the year of 2000?
20 Q Yes, sir.
21 A Yes. Yes. Yes. I did indicate that, yes, sir.
22 Q All right. And if you look at 16B, sir?
23 A Okay.
24 Q And is 16B the mid-year and year-end disclosure

1 I just wanted to make that--that
2 distinction right there.
3 Q All right. So 16D, are those the mid-year and
4 year-end disclosure reports that you showed
5 Representative Wright?
6 A Yes. They appear to be, yes, sir.
7 Q And did he tell you that he had signed and--signed
8 those and sent those to the Board of Elections?
9 A Yes, he did.
10 Q Ask you, if you would, if you'd look at 16E, and
11 whether those are the 2004 first-quarter, second-
12 quarter, third-quarter, and fourth-quarter
13 disclosure reports that you showed him.
14 A Yes, they are.
15 Q Now, I believe that Representative Wright indicated
16 to you that he had sent each of those to the Board
17 of Elections; is that correct?
18 A That is correct.
19 Q Did he indicate to you that he had signed a couple
20 of those but not signed a couple others?
21 A That is correct.
22 Q Do you remember what he said about why two of those
23 were not signed?
24 A Maybe that he was in a hurry and had forgotten to

1 reports that you showed him for 2001?
2 A Yes, sir.
3 Q And did he indicate that he had signed those and
4 sent those to the Board of Elections?
5 A Yes, sir, he did.
6 Q Ask you to look at 16C. Are those the first-,
7 second-, and third-quarter reports and fourth-
8 quarter reports for the year 2002 that you showed
9 him?
10 A Yes, they are.
11 Q And did he indicate to you that he had signed those
12 and had sent those to the Board of Elections?
13 A Yes, sir, he did.
14 Q Ask you to look at 16D, and ask--ask you if those
15 are the year 2003 mid-year and year-end disclosure
16 reports that you showed him.
17 A Yes, sir. Can I--can I make a comment about one of
18 the 2001 mid-year reports?
19 Q Yes, sir.
20 A At that point, Representative Wright was not sure
21 at what point some of the disclosure reports had to
22 quit being signed by legislators.
23 Q Signed, or notarized?
24 A Notarized. Excuse me. Notarized.

1 sign them.
2 Q Okay. Ask you to look at the document marked 16F.
3 Ask you, sir, if that is the 2005 mid-year and
4 year-end disclosure reports that you showed
5 Representative Wright.
6 A Yes. They appear to be, yes.
7 Q All right, sir. And did Representative Wright tell
8 you that he had personally signed each of those and
9 sent them to the Board of Elections?
10 A Yes, he did.
11 Q Ask you to look at 16G, Exhibit 16G. And ask you
12 if those are the 2006 first-quarter, second-
13 quarter, third-quarter, and fourth-quarter reports
14 that you showed Representative Wright.
15 A Yes, sir, they appear to be.
16 Q And did Representative Wright indicate to you that
17 he had signed each of those reports and sent those
18 to the Board of Elections?
19 A Yes, sir, he did.
20 Q In cross-examination, Representative Joyner asked
21 you if you had some conversation with
22 Representative Wright in which--
23 PROF. JOYNER: Don't think before the
24 election--

1 MR. HART: I'm sorry. Excuse me.
 2 Q (By Mr. Hart) Mr. Joyner asked you if you had had
 3 some conversation with Representative Wright about
 4 the fact that he wanted to know why he couldn't
 5 just amend his reports, that he'd like to have an
 6 opportunity to amend his reports?
 7 A Yes, sir.
 8 Q Did he indicate to you that he was surprised by
 9 your inquiry about that and your allegations about
 10 a hundred and eighty-five thousand dollars
 11 (\$185,000) in unreported contributions?
 12 A Advised it was new information to him.
 13 Q That it was new information to him?
 14 A Yes, sir.
 15 Q And this was in September--this was in October of
 16 2007?
 17 A Yes, sir.
 18 MR. HART: That's all the questions I
 19 have, sir.
 20 THE CHAIR: Recross.
 21 RECROSS-EXAMINATION BY PROF. JOYNER:
 22 Q Agent Umphlet, let's--let's see if we can't clarify
 23 something. With respect to the reports 16A through
 24 16H or whatever, that series of report--

1 Board or have an opportunity to review that
 2 information with the Board of Elections and--and to
 3 amend it; is that--
 4 A That is correct, yes, sir.
 5 Q That--that's--that's--that's what--that's what he
 6 said?
 7 A Yes, sir.
 8 Q This is--and these were the same documents that you
 9 were referring to at that point?
 10 A That is correct.
 11 Q Okay. Now I just want to take you back. Mis--Mr.
 12 Hart had you to read several things from Pages 5
 13 and 6. And one of the things that he read--that he
 14 had you read was that Representative Wright did not
 15 want to show you a copy of the fax--tax
 16 identification number. Do--do--do you recall that?
 17 A Yes, sir, I do recall that.
 18 Q Okay. And I'm going to just direct your attention
 19 to Page 6 in your report.
 20 A Yes, sir.
 21 Q And the last paragraph there.
 22 A Yes, sir.
 23 Q And ask if you would read that.
 24 A The whole paragraph?

1 THE CHAIR: G? 'Cause I don't know that
 2 there is an H. Is that right?
 3 PROF. JOYNER: G.
 4 Q (By Prof. Joyner) My recollection from your
 5 direct--or from your ex--your--your answer on
 6 cross-exam--examination was that Representative
 7 Wright had indicated that he wanted to meet with
 8 the Board of Elections to review those reports and
 9 have an opportunity to make amendments if there
 10 were discrepancies. Is that--is that what his--his
 11 statement was to you?
 12 A Wright advised he would like the time to review and
 13 evaluate the material and to be able to respond and
 14 be able to see what was going on. That was one of
 15 the comments that he made. If you give me just a
 16 second to--to review this, I'll--(examines
 17 paperwritings). He advised that he would have to
 18 go back and take an internal look and go back and
 19 amend the reports, but there was nothing
 20 intentional as to the nondisclosure of those
 21 donations.
 22 Q Okay. But on cross-examination, you specifically
 23 indicated that Representative Wright had said that
 24 he had wanted to review that information with the

1 Q Yes, the whole paragraph.
 2 A "ASAC Umphlet showed Representative Wright the
 3 letter to Lewis McKinney of Anheuser-Busch, which
 4 was dated February 6th, 2004, and the letter to
 5 Brian Shank of AstraZeneca Pharmaceuticals, which
 6 was dated November 14, 2003. ASAC Umphlet pointed
 7 out to Wright that the letters identified a federal
 8 tax identification or ID number, of"--am I allowed
 9 to read the number in this--open court?
 10 Q Yes.
 11 A Okay. "56 dash 2252434. ASAC Umphlet asked Wright
 12 about the tax ID number. Wright reported that he
 13 had applied for the tax ID number with the Internal
 14 Revenue Service. Wright advised that his
 15 legislative staff in Raleigh helped him in getting
 16 the tax ID number. Wright did not want to say who
 17 those staff members were but advised that some were
 18 no longer employees. Wright advised he had a copy
 19 of the application, even a response from the IRS
 20 that they had faxed to Wright with the tax ID
 21 number on it. ASAC Umphlet asked Wright would he,
 22 in parenthesis, Wright, end parenthesis, show ASAC
 23 Umphlet the fax from the IRS with the tax
 24 identification number on it. Wright said he would

1 not show the fax to ASAC Umphlet, because the fax
2 was his smoking gun. Wright reported that his
3 member of Congress, Mike McIntyre, helped Wright in
4 obtaining the tax ID number. Wright advised that
5 McIntyre would not know about the tax ID number but
6 that his staff would know. Wright reported that he
7 received the fax from both his fax at the residence
8 and his fax at his Raleigh office. Wright advised
9 he has it and can prove it. ASAC Umphlet asked
10 Wright if the issue concerning the tax ID number
11 could be ended by Wright showing ASAC Umphlet and
12 ASAC Perry the fax, would he show them the fax?
13 Wright advised he knew that he could not
14 fictitiously create the tax ID number,"--or,
15 correction--"could not fictitiously create that tax
16 ID number. ASAC Perry advised Wright that he, ASAC
17 Perry, and ASAC Umphlet were trying to get to the
18 truth. Wright advised he was trying to protect
19 himself. Wright advised he had already been told
20 he was being charged and that he was told that back
21 in February. Wright then advised he would reflect
22 on giving that document to ASAC Umphlet and that he
23 had several copies."
24 Q All right. Now, want to just direct your attention

1 THE CHAIR: I am pretty strongly inclined
2 to do that, but I want to take the break at lunch
3 to think about how I want to handle that. But--
4 REP. STAM: Thanks.
5 THE CHAIR: Somebody's probably going to
6 have to persuade me otherwise. But we'll go from
7 here to break. And let me think about it.
8 Dr. Joyner, please continue.
9 Q (By Prof. Joyner) And in the next three
10 paragraphs, you go on to identify and describe
11 those three documents; is that correct?
12 A That is correct.
13 Q And one of those documents is the flip side of
14 Exhibit 14?
15 A That is correct.
16 Q And that--is that the same tax ID number that you
17 made reference to on Page 6 with the letter from
18 McKinney--or the letter to McKinney?
19 A Yes, it is.
20 Q It's the same thing?
21 A Yes, it is.
22 Q So on--when initially asked about these documents,
23 Representative Wright declined or refused to
24 provide them to you. But as soon as the break was

1 now to Page 9 of that report. In the second full
2 paragraph there, does it not indicate that
3 Representative Wright advised you that he would
4 show you those documents?
5 A On Page 9?
6 Q Yes. On Page 8. I'm sorry.
7 A Okay. "Upon returning from the break,
8 Representative Wright advised that he had several
9 documents that ASAC Umphlet could review," which
10 were those documents.
11 Q Which were the same documents that you--that he
12 just--he just talked about and said that he would
13 not provide to you?
14 A That is correct.
15 Q All right. And then in the rest of that page, you
16 go on to receive and review those documents and to
17 describe exactly what those documents showed; is
18 that correct?
19 REP. STAM: Mr. Chairman, if I could
20 interrupt a sec, here?
21 THE CHAIR: Sure.
22 REP. STAM: We have now so thoroughly
23 asked about that document. Could the Committee
24 members have a copy of it?

1 over, he did provide you with those--with those
2 documents, ad you reviewed them and were given
3 sufficient time to identify each of those
4 documents?
5 A That is correct.
6 PROF. JOYNER: I have no further
7 questions.
8 THE CHAIR: All right. I'm going to hold
9 the Committee's questions until after break. We're
10 going to take our break a little bit early so I can
11 think about this document.
12 Now, if we can--and this is--again, I
13 want folks to not be exhausted. We're going to
14 have our break, but we're actually going to break
15 until two o'clock, so it's an hour and twenty
16 minutes. We--I'm sorry. Mr. Hart, are you--we'll
17 be in recess until two o'clock. Thank you.
18 _____
19 (EIGHTY-SIX-MINUTE RECESS)
20 _____
21 THE CHAIR: We are back in order for this
22 afternoon's session. Couple of logistics matters
23 to resolve first. We're going to stop at four
24 o'clock today. Conflicts both by some counsel

1 and--and Committee members. And again, I think
2 rather than trying a forced march to get through,
3 we're going to take the time we need to do this.
4 We will, however, start tomorrow at nine o'clock.
5 And I do want to try to--would like to try to
6 finish up, if at all possible, tomorrow. Again
7 without--but I do want to start at nine.

8 Secondly, I have reviewed the document
9 that was referred to at length, over lunch. I'm--
10 I'm not going to allow it into evidence as a
11 separate document. I don't think either counsel
12 has objection to that, the particular ruling. we
13 have--I think both counsel have gone to great
14 lengths to introduce specific paragraphs that they
15 thought were relevant into the record. And the
16 agent will--I'm sorry--of course, not be released
17 from the subpoena today, so that if we have other
18 paragraphs that we need to get in, we can--we can
19 do that tomorrow, since we will clearly be meeting
20 tomorrow.

21 I think that the best proceedings are
22 generally with relying on the counsel for both
23 sides, who are representing their clients
24 extraordinarily well. And always thought as

1 Warren.

2 REP. WARREN: No questions.

3 THE CHAIR: All right. Representative

4 Wiley.

5 REP. WILEY: No questions.

6 THE CHAIR: All right. And I will--I
7 may, but I do not have questions today. I'll hold
8 my questions in subject to recalling the agent in
9 the morning.

10 Agent, thank you. I think that ends--
11 since there were no questions, there shouldn't be
12 any redirect or recross. Agent, thank you very
13 much. I do want to say--and I want to thank the
14 Agent and can relate as chair, who is now
15 testifying on about an hour's worth of sleep over
16 the last day, because we both share something, and
17 that is that we both have Labs who are absolutely
18 frightened of thunderstorms, and they sit in our
19 beds, and--and in each of our cases, we dog-sit
20 during thunderstorms. He dog-sat last night. So I
21 can relate completely and hope you catch some sleep
22 this evening--

23 THE WITNESS: Thank you.

24 THE CHAIR: --and your dog does, too.

1 counsel it was inappropriate for chairs or judges
2 to try to litigate the case as well as chair it.
3 So I'm not going to engage in that practice that I
4 always despised.

5 There may be questions that--a couple of
6 paragraphs that other--that counsel may want to put
7 in. And as I said, we'll have that opportunity.
8 But for now, the document will not be entered into
9 the record.

10 I should also note that the document
11 contains a number of provis--of paragraphs
12 unrelated to any charges that are here today.

13 Okay. With that being said, I think that
14 we're through counsel questioning, if I remember.
15 Am I right?

16 Okay. Representative Stam.

17 REP. STAM: Thank you, Mr. Chairman. No
18 further questions.

19 THE CHAIR: Okay. Representative Lucas.

20 REP. LUCAS: No questions.

21 THE CHAIR: Thank you. Representative
22 McGee.

23 REP. MCGEE: No questions.

24 THE CHAIR: Thank you. Representative

1 Thank you.

2 All right. With that, Mr. Hart, next
3 witness.

4 MR. PETERS: The next witness would be
5 Kim Strach.

6 THE CHAIR: Ms. Strach, if you'll come
7 forward.

9 Whereupon,
10 KIMBERLY W. STRACH,
11 having been first duly sworn,
12 was examined and testified
13 as follows:

15 THE CHAIR: Thank you, Ms. Strach. Mr.
16 Hart, the witness is with you.

17 DIRECT EXAMINATION BY MR. PETERS:

18 Q Could you state your name, please?

19 A Kim Westbrook Strach.

20 Q And how are you employed, Ms. Strach?

21 A I am the deputy director of the North Carolina
22 State Board of Elections.

23 Q How long have you been in that position?

24 A Let's see. Since March 2000.

1 Q Were you with the State Board of Elections before
2 March of 2000?
3 A Excuse me. That's--that's when I came to the State
4 Board of Elections. I have been the deputy
5 director since October of '01.
6 Q And what position did you hold at the State Board
7 before becoming deputy director?
8 A I was an elections investigator.
9 Q And what did your duties as election investigator
10 involve?
11 A Primarily I investigated complaints that alleged
12 violations of the campaign-finance regulations.
13 Q And what do your duties as deputy director involve.
14 A Still that--that is certainly part of my duties
15 now. But the other, I am in charge of making sure
16 that all political committees in North Carolina
17 provide disclosure and are in compliance with the
18 campaign-finance statutes.
19 Q You referred, I believe, to investigating
20 violations of the the campaign-finance laws?
21 A Yes.
22 Q Could you describe a little bit more what that
23 involves?
24 A Well, it involves--often we--the State Board of

1 paylay--payday lending companies, as well.
2 Q Do you know what the Sims Hugo Neu Corporation is?
3 Do you know anything about that organization?
4 A The Sims Hugh Neu Corporation was--was proposing to
5 put a landfill in the Town of Navassa, which is
6 close to Wilmington.
7 Q Okay. Did your office take any action with regard
8 to that complaint?
9 A We did. We investigated that complaint and later
10 held a hearing on those allegations.
11 Q Okay. When you say "we investigated," can you
12 describe in detail what you did to investigate that
13 complaint?
14 A Sure. The first thing we did was we sent notice to
15 Representative Wright and gave him the opportunity
16 to respond to the allegations in the complaint. In
17 order for us to investigate the--the allegations
18 that were alleged here, we needed to look at the
19 bank records, because the allegations were that
20 Representative Wright had disclosed receiving
21 contributions from the Sims Hugo Neu employees, but
22 he had disclosed it at a time after the primary and
23 not when he had actually received those
24 contributions. So in order for us to make a

1 Elections will receive complaints from register--if
2 a registered voter files a complaint alleging a
3 violation against any political committee, then it
4 is the--the job of the Campaign Finance Division of
5 the State Board of Elections to investigate that
6 complaint. And it may be that a complaint is--may
7 be--the complaint may be involving a county
8 official or a municipal office. Still all of those
9 offices--those complaints are--are handled by our
10 office.
11 Q Okay. Drawing your attention to December of 2006.
12 Do you know if the State Board received a complaint
13 regarding Representative Wright in around that
14 time?
15 A Early December 2006, we did receive a complaint.
16 Q Do you recall who that complaint was from?
17 A It was from Joe Sinsheimer.
18 Q And what--can you describe the gist of that
19 complaint, what the complaint alleged?
20 A The allegations were that Representative Wright had
21 filed false or misleading reports regarding various
22 contributions from employees or contributors from
23 the Sims Hugo Neu Corporation. And it also alleged
24 some improper filing with respect to some sort of

1 determination on--on those allegations, we would
2 need to look at the bank records to see when those
3 checks were deposited.
4 Q So that I'm clear, the allegation in the complaint,
5 then, was that reports were disclosed later than
6 they should have been?
7 A Correct.
8 Q Okay. Now, you said you gave Representative Wright
9 notice of the complaint?
10 A Yes.
11 Q Did you receive any response from Representative
12 Wright?
13 A The--the note--the--the letter was sent to him
14 shortly after we received the complaint, and it--it
15 was close to Christmas. So I--I--I believe that we
16 gave him until sometime mid January to respond to
17 that. On the day that it was due, I got a
18 voicemail from Representative Wright--I believe--
19 I--I believe I received the voicemail asking--
20 saying that he--his--he had been out of town over
21 Christmas, that he had had a death in his family,
22 and he needed an extension of time to respond. I
23 called him back that day, left him a message that
24 he could--he could certainly have an additional two

1 weeks to respond.
 2 On that deadline, which would have been,
 3 I believe, January 31st, Representative Wright came
 4 to my office to meet with me. And he stated that
 5 he did not have a response, but he wanted--he
 6 wanted us to know that we was not ignoring us, that
 7 he wanted to come in and find out what he needed to
 8 do to resolve the complaint.

9 I spoke with him for a few minutes. I
 10 remember that day he was not feeling well. And
 11 we--we talked about what he would need to do. He
 12 told me he wanted to comply and that he needed
 13 the--I told him we would need some records from
 14 him. He said he understood that, but the problem
 15 was his treasurer had just had surgery, and she had
 16 the records and wouldn't be able to--to provide
 17 them right then. So he would call me that
 18 afternoon with her name, and we would set up a time
 19 to get together.

20 Q When you said you would need some records from him,
 21 what records were those that you were going to
 22 need?

23 A His campaign-account records.

24 Q For any particular period of time?

1 not--I--I'm not absolutely sure, but I think it may
 2 have been sent certified mail. But we did not get
 3 a response from that. And so the next day, a staff
 4 member hand-delivered the letter and an
 5 authorization to his office, and Representative
 6 Wright signed that.

7 Q Was that to his office here in Raleigh?

8 A It was.

9 Q Okay. What happened next?

10 A He signed that, the authorization, which--the
 11 authorization, what we do--this is not unusual
 12 for--sometimes we--we send out authorizations if we
 13 have to--to do investigations like this. We
 14 certainly give the committees the chance to
 15 authorize us to get those records.

16 We have to put on there the bank-account
 17 number that we have, that they're required to give
 18 us. We had listed that bank account on the
 19 authorization. And when we came back to our
 20 office, called the bank. They informed us that
 21 that bank account had been closed a few years ago.
 22 So at that point, after discussing this with my
 23 executive director, we decided to subpoena those
 24 records.

1 A Well, at that time, we were trying to--to find
 2 the--2006 was the--the time period in the complaint
 3 was for 2006. So records from that length of time
 4 for those--for those reports. That would have
 5 been--probably covered from January till--to the--
 6 to the election.

7 Q All right. And I believe you said he said he would
 8 call that afternoon with the name--

9 A He said when he got back to his office, that he
 10 would call with the contact information for her.
 11 He didn't have it with him, but he would--he would
 12 call.

13 Q Did he in fact call?

14 A He didn't. So--

15 Q I'm sorry. Did you say--

16 A He did not. He did not call.

17 So after a couple of weeks, I wrote a
 18 letter to Representative Wright. And with the
 19 letter, I included an authorization for him to
 20 authorize us to get those records so that we could
 21 review them and try to resolve the complaint. I
 22 did not--I--I think--and I gave a deadline of
 23 February the 20th. At that time, I believe we
 24 had--that that letter was picked up, 'cause I'm

1 Q All right. To--to back up just a little bit, you
 2 said that Representative Wright was required to
 3 provide you with a bank-account number?

4 A Every political committee that is registered with
 5 our office or even a county board of elections
 6 office is required when they--when they organize
 7 their committee, they are required to give us the
 8 bank-account numbers of all accounts they're going
 9 to use for their campaign. And if they change bank
 10 accounts, then they are also required to notify us
 11 of that change and provide any new account
 12 information.

13 Q And so was it that bank-account number that you had
 14 on record for Representative's Wright campaign
 15 committee? Is that the bank-account number that
 16 you called the bank about?

17 A Yes.

18 Q And I believe you said you were told that it--that
 19 bank account had been closed?

20 A Yes.

21 Q Do you recall when it had been closed?

22 A It was closed in 2003.

23 Q All right. And this was in--when you made that
 24 call was--

1 A This was in early 2007.
2 Q All right. So what did you do next?
3 A We subpoenaed the records. And at that time, we
4 started getting--getting records. We subpoenaed
5 actually the bank. And Bank of America did have
6 accounts for Representative Wright, and so they
7 provided those records to us.
8 Q When you say you subpoenaed the records, what
9 exactly did you ask Bank America for--
10 A For--
11 Q --in the subpoena?
12 A In--what we decided to do, because we didn't know
13 what--what we were actually--where his accounts
14 were or--or--we asked them to provide us with the
15 bank records of any account that he was listed on
16 the account for.
17 Q All right. And what happened next in the
18 investigation?
19 A After we start--we started receiving bank records.
20 Our staff started reviewing those records. And
21 what we--what we were trying to do was to find
22 where these--these contributions had been deposited
23 so that we could--we could then determine if those
24 allegations were--there was merit to those allega--

1 accounts, do you recall where those accounts were?
2 A He--for a period of time, I believe--and I do have
3 a list of when they were. In '04--from April 23rd,
4 2004, to June of '05, his campaign account was at
5 First Citizens Bank. And then in February, he
6 opened an account at Coastal Federal Bank.
7 Q All right. So in total, how many bank accounts did
8 you discover that were used as campaign accounts?
9 A There--there were campaign contributions deposited
10 in five different accounts. The--the joint account
11 with his wife, there was only one campaign
12 contribution deposited in that account. But the
13 other accounts had a significant number of
14 contributions that were deposited into them.
15 Q All right. Could you tell if there was any period
16 of time in the time you were looking at with the
17 accounts when there was not a campaign count--
18 account in existence?
19 A There was. From--the--the First Citizens Bank
20 closed in June of '05. And from June of '05 until
21 February of '07, the only account that he had was
22 his personal account. And that is where
23 contributions were deposited during that time
24 solely.

1 allegations. We didn't--there were--there were two
2 bank accounts--actually there were three bank
3 accounts at Bank of America. But it was obvious
4 when we started receiving the records that that was
5 not the only bank that had to be used, because
6 there was a gap in--in--in the time period. So we
7 also--by that time, I think Representative Wright
8 was represented by counsel. And counsel called us
9 and said Representative Wright wanted to cooperate
10 with us, and he would authorize us to get any bank
11 account that he had. And so he told us where his
12 bank accounts were, and he signed authorizations
13 for additional bank accounts.
14 Q Without necessarily giving account numbers, what--
15 exactly what bank accounts did you learn existed at
16 Bank of America or had existed at Bank of America?
17 A There were--we received records for three bank
18 accounts from Bank of America. One was the
19 campaign account that had closed in 2003. There
20 was a--an account that just had Representative
21 Wright's--his personal account had "Thomas E.
22 Wright" on the--on--on that account. And there was
23 also a joint account with his wife.
24 Q And when his counsel called and identified other

1 Q Perhaps just so the record is clear, the bank
2 accounts that were campaign accounts, not the
3 personal accounts, could you state for each one
4 what dates they were in existence and which bank--
5 A I could.
6 Q --they were at?
7 A The campaign accounts, the--the Bank of America
8 account was opened April 3rd, 2000. And it closed
9 November 4th, 2003. The First Citizens Bank was
10 April 23rd, 2004, and it closed June 9th, 2005.
11 The Coastal Federal Bank was opened February 24th,
12 2007. And to my knowledge, that bank account may
13 still be open.
14 Q All right. And was the personal bank account--not
15 the joint one but the one that was just in
16 Representative's Wright--Representative Wright's
17 name, was that account open and active during the
18 entire period of time you looked at?
19 A It was. That account was opened July 14th, 1999,
20 and was open through our investigation.
21 Q All right. So what did you do next in your
22 investigation?
23 A Once we had obtained all of the records, then what
24 we--what we were trying to do is--as--as our first

1 goal was--was to--to look at the allegations in the
 2 complaint. Upon reviewing those records, it became
 3 immediately clear that there were a significant
 4 number of contributions that were not disclosed
 5 that had been deposited in those accounts. So that
 6 became another area that we started investigating.
 7 Not only the--the--the 2006, but because there were
 8 certainly contributions that were not showing up on
 9 any report, that was a turn that we--that the
 10 investigation took at that time.
 11 Q And you say there were contributions that were not
 12 disclosed. What do you mean by them not being
 13 disclosed?
 14 A Every political committee that is--raises more than
 15 three thousand dollars (\$3,000) or--is required to
 16 report every contribution they receive. And that--
 17 those contributions are supposed to be disclosed on
 18 disclosure reports that are filed, during even-
 19 numbered years, quarterly, and, during odd-numbered
 20 years, semiannually. And so any--any amount of
 21 money that goes--that is written to a candidate or
 22 to any political committee that--for that purpose
 23 must be disclosed. And there were checks that were
 24 in not only the campaign account but the account

1 the third and fourth quarter.
 2 Q So would these be all of the reports that would
 3 have been filed for the year 2000?
 4 A That would be all the required reports for 2000.
 5 Q All right. Let me ask you to look at Exhibit 16B.
 6 And again take a minute to look at it. It's not
 7 quite as thick.
 8 A Okay.
 9 Q Can you identify that?
 10 A Yes. Those would be the two required reports for
 11 2001, the mid-year semiannual report, and the year-
 12 end.
 13 Q All right. And these again are the Thomas Wright
 14 Committee?
 15 A This is the Thomas Wright Committee.
 16 Q All right.
 17 A And--and filed by Thomas Wright.
 18 Q All right. Let me ask you to look at Exhibit 16C.
 19 A Okay.
 20 Q Okay. Can you identify what 16C is?
 21 A 16C were the reports required for 2002. And in
 22 2002, we had an additional report called the
 23 interim report. So there was the first, second,
 24 interim, third, and fourth quarter.

1 that was a personal account that were made payable
 2 to the Thomas Wright campaign.
 3 Q And did you compare those checks to the disclosure
 4 reports then?
 5 A Yes, we did. Yes, we did.
 6 Q All right. Let me ask you to--speaking of the
 7 disclosure reports, let me ask you to turn to
 8 Exhibit 16A in the notebook. And I'll--I'll give
 9 you a minute to look at those. Let me know when
 10 you've--there're a number of pages there. So
 11 please let me know when you've finished looking
 12 through those pages.
 13 A I'm--I'm finished.
 14 Q Okay. Can you identify the documents that are in
 15 16A?
 16 A I can. These are the four quarterly disclosure
 17 reports for the year 2000.
 18 Q The--and they would be filed by--these reports were
 19 filed by whom?
 20 A They were filed by Thomas Wright.
 21 Q All right. At the top, does it say--of the first
 22 one, "Thomas Wright Campaign Committee"?
 23 A It's the Thomas Wright Campaign Committee. And
 24 they're--are the first quarter, the second quarter,

1 Q And again are these reports of the Thomas Wright
 2 Campaign?
 3 A They are.
 4 Q All right. And Exhibit 16D?
 5 THE CHAIR: I'm sorry. Before you go on
 6 to 16D, I just want to make sure in my notes. Is
 7 16C filed by Thomas Wright?
 8 THE WITNESS: Yes.
 9 THE CHAIR: All right. Thank you.
 10 THE WITNESS: Okay.
 11 Q (By Mr. Peters) Can you identify 16D?
 12 A The--the--the reports--these are the two reports
 13 for 2003, the mid-year semiannual and the year-end
 14 semiannual.
 15 Q And again are these reports filed by the Thomas
 16 Wright Campaign Committee?
 17 A They are.
 18 Q Could you look at 16E?
 19 A (Examines paperwritings.)
 20 Q And can you identify 16E?
 21 A Yes. This--these are the reports for 2004, the
 22 first, second, third, and fourth quarter.
 23 Q And again, were these filed by the Thomas Wright
 24 Committee?

1 A They were.

2 Q All right. Turning your attention to 16F. If you
3 could, look at that.

4 A Yes.

5 Q Can you identify those documents?

6 A They would be the mid-year semiannual and the year-
7 end semiannual for 2005.

8 Q And again, were these filed by the Thomas Wright
9 Campaign?

10 A They were.

11 Q All right. And then Exhibit 16G.

12 A It's the 2006 disclosure reports, the first,
13 second, third, and fourth quarter.

14 Q All right. And again, were these filed by the
15 Thomas Wright Campaign?

16 A They were.

17 Q The documents marked 16A through 16G, are those all
18 of the disclosure reports that were required to be
19 filed from 2000 and through 2006 by political
20 committee?

21 A Yes.

22 Q All right. And are these all documents that are
23 maintained at the State Board of Elections?

24 A They are.

1 campaign-finances regulations is to provide
2 disclosure to the public. And so if the public is
3 not able to have access to these reports, then
4 we're kind of defeating our purpose.

5 Q All right. And do I understand correctly that for
6 any period represented by one of these disclosure
7 reports, that the committee should be reporting all
8 contributions received by the committee for that
9 time period?

10 A All contributions received.

11 Q All right. Before we go back to the investigation,
12 let me turn your attention. There are three CDs, I
13 believe, in front of you that are marked Exhibits
14 17A, 17B, and 17C.

15 A Yes.

16 Q Do you recognize those?

17 A I do.

18 Q Can you identify what they are?

19 A These are copies of all bank records that we
20 obtained from First Citizen's Bank, Coastal Federal
21 Bank, and Bank of America.

22 Q Did you prepare those CDs?

23 A My staff did under my direction.

24 Q All right. And do those CDs contain all of the

1 Q Are these documents made available to the public
2 for review?

3 A They are. Between 2000 and 2001, they were--you
4 actually have to visit the State Board of
5 Elections. We had a public viewing area. We had
6 many files that you could come in. Around 2002 we
7 started scanning these documents. There were
8 people that filed electronically. All of the
9 reports are--are now available, and have been for
10 several years, online, so that any--any member of
11 the public that has a computer doesn't have to come
12 down to the State Board of Elections; they can
13 actually view those online.

14 Q Are--are all of these documents in fact available
15 at the State Board's Web site?

16 A All--not only the reports but any--any
17 documentation that a political committee files with
18 us in on--is on--should be on the Web site. Any--
19 any letters, any correspondence from the--the
20 campaign, those--those documents are also
21 available.

22 Q Why does the State Board make all of those
23 available on the Web site?

24 A Well, because probably the greatest reason for

1 account information that you looked at in this
2 investigation, bank-account information?

3 A It does.

4 Q Okay. All right. Going back to the investigation
5 itself. I believe you said you and your staff
6 began comparing what you were finding in the bank-
7 account records and the checks with the disclosure
8 reports?

9 A Correct.

10 Q Can--can you describe a bit of that process?

11 A Well, it--it's usually a little bit--the process is
12 usually a little simpler than this time, because
13 what we usually do, when we have the accounts,
14 we're able to take the accounts--the account that
15 has been on--on file with us, compare it to see
16 what's been reported, what hasn't been reported.

17 In this situation, we were dealing with
18 multiple accounts and accounts that we were not
19 aware were--were out there. So what we had to do--
20 the campaign accounts, we entered all of the
21 contributions into a database so that we could then
22 compare those to the reports that Representative
23 Wright had filed. The problem came more with we
24 had the personal account from which contributions

1 had also been deposited into, and this account also
2 contained personal funds, obviously, funds that--
3 that were personal deposits made by Representative
4 Wright. So we--we then had to try to determine
5 which contributions had been deposited to this
6 commingled account to determine exactly what had
7 been disclosed and what hadn't been disclosed.

8 The other issue that we were faced with
9 is that his--in order to match contributions up--
10 usually it's a pretty easy thing to look at a
11 report, see the date that it's disclosed, look at
12 the account to see if that's the--matches the
13 date--the check in the--in the account. And--and
14 usually we know that, you know, a check is probably
15 may be received before--is--is going to be received
16 before it's deposited. And--and you're supposed to
17 re--report receipt of contribution, not deposit.
18 So we know that your date's not going to be just
19 right. It--it may be that you have received it
20 earlier than it's deposited. But never you're
21 going to deposit something before you've received
22 it.

23 And what we were having problems with was
24 matching up contributions that the deposit date

1 Q So when you say "showed receipt" or "showed date of
2 receipt," that was shown on the disclosure report?

3 A Correct.

4 Q Okay. What in particular did you have to do with
5 regard to the personal accounts in terms of
6 deciding what was personal income and what was
7 campaign income?

8 A That--that was certainly difficult. And what we--
9 so what we decided--what we--to do to--to be, you
10 know, as fair as we could, is any check that was
11 written made payable to the Thomas Wright campaign
12 was considered a contribution. If it was not made
13 payable to the Thomas Wright campaign, we
14 considered that a personal receipt and not subject
15 to disclosure.

16 Q Were there other challenges that you came across in
17 trying to audit this--these accounts?

18 A It--there--there were, because the--the other
19 problem is--the contributions is one side of it,
20 but that's just one side. The other--the other
21 part of it is trying to determine what was required
22 to be disclosed as far as expenditures. And the
23 difficulty in that is when you have a commingled
24 account that contains both personal and campaign

1 would--we would have a check that would show
2 receipt after the deposit date. It may be in that
3 amount. So we were having some difficulty matching
4 up these contributions to make sure they were in
5 fact the contributions that he disclosed.

6 So that--that was a ti--an area that kind
7 of took us a little bit of time because we wanted
8 to make sure if--even if Representative Wright had
9 disclosed it incorrectly, we certainly wanted to
10 make sure that if he disclosed it, we'd given him
11 credit for disclosure. So that--that was a process
12 that we had to go through.

13 Q And when you say "showed receipt," that you found
14 in some instances that the deposit date was before
15 what you had showed receipt?

16 A Right. On--on--on every report, you have to show
17 the--the date of receipt, when you--when you
18 receive the contribution. And what we would find
19 in the bank account, that he would have a--a date
20 of receipt that would be after the check was
21 deposited. So it was difficult to know if that was
22 the contribution he was referring to; had he
23 received another one. But we tried to--to match
24 those as best as we--best we could.

1 funds, which expenditures are subject to
2 disclosure?

3 Certainly if there is an expenditure made
4 out of any account that was for a campaign purpose,
5 that's going to need to be disclosed. But also if
6 campaign funds were utilized to make any other
7 expenditures, those expenditures are also subject
8 to disclosure. So we were tasked then with trying
9 to determine which expenditures--certainly
10 everything in a campaign account, no matter what
11 it's spent for, is subject to disclosure, because
12 all those are campaign contributions that have come
13 in to make those expenditures.

14 But the--the difficulty here was with the
15 personal account. We were trying to determine
16 which--which of these expenditures was he needing
17 to disclose, even if it wasn't a campaign
18 expenditure, even if it was a personal expenditure
19 that might have been paid with campaign funds.

20 Q Okay. How many people did you have working on this
21 investigation?

22 A Well, initially, because when the complaint came
23 in, we--and we had multiple bank accounts. We--
24 and--and actually at this time, we'd just gotten

1 several new staff members. So we had probably four
 2 or five people that were working on making sure
 3 this data was put in so that we could do
 4 comparisons in order to get ready, because we--we
 5 received these--most of these records we didn't
 6 receive until March. And so we had a hearing in
 7 May. So there was a--certainly not an awful lot of
 8 time to review and get this information ready.

9 Q And when you say you received them in March, that's
 10 March of 2007?

11 A That's correct.

12 Q When you say, "We had a hearing in May"--

13 A There was a hearing. There was--it was determined
 14 fairly early on that when we saw the magnitude of
 15 contributions that had not been disclosed,
 16 expenditures that had not been disclosed, and the
 17 complaint that had been filed, it--it was--it--the
 18 contributions in question from the Sims Hugo Neu in
 19 particular had been deposited in--in April of 2006,
 20 and they were not disclosed until the third
 21 quarter. So we knew that there had been a deposit.

22 There had been several people that had
 23 been interviewed so that we could try to determine
 24 when--when Representative Wright received these

1 we certainly understand that. And our job is to--
 2 to make sure people get into compliance. It
 3 reaches the State Board level when it is--a
 4 determination is kind of made on the staff level
 5 that these may not be mistakes, that there may be
 6 intentional reasons for--for the nondisclosure.

7 Q And who would make that decision on the staff
 8 level?

9 A Well, in--initially that would be my decision. I
 10 would certainly definitely have to consult with our
 11 executive director, who would have to agree, and
 12 then the Board would be contacted to make a
 13 determination if they wanted to hold a hearing
 14 based on the findings of the staff.

15 Q And when you have to make that determination--you
 16 may have described this, I think, already to some
 17 degree--what criteria do you--do you use to
 18 determine whether it should go to the State Board
 19 or whether it can be handled administratively?

20 A Well, there--there are a multitude of different
 21 kinds of complaints that come in. But generally a
 22 nondisclosure issue would be when we have reason to
 23 believe that--that there is a pattern of--of
 24 nondisclosure that is simply not by mistake.

1 contributions. And so we felt that there were
 2 certainly issues that we could not handle
 3 administratively and that--and the Board decided to
 4 hold a hearing.

5 Q Right. So that was the State Board of Elections
 6 that held the hearing in--

7 A Correct.

8 Q --in May? All right.

9 Does the State Board of Elections always
 10 hold hearings to deal with complaints where someone
 11 alleges that--a failure to disclose campaign
 12 contributions?

13 A No, no, no. There are--we--we receive a lot of
 14 complaints, and some complaints--there are some
 15 that allege failure to disclose. Sometimes when we
 16 do an investigation, and even if that person has
 17 failed to disclose one or two contributions, if it
 18 is--if we determine that it was, you know, a
 19 mistake, inadvertent, usually these things can be
 20 handled administratively by amending reports. It--
 21 it's a different situation when we believe that it
 22 was intentional, when--when someone is trying to
 23 keep disclosure from the public.

24 Certainly everybody makes mistakes, and

1 That--that's part of the criteria. If we believe
 2 that there is willful conduct, that is another
 3 reason that we would decide to hold a hearing
 4 instead of trying to--to handle that
 5 administratively.

6 Certainly we have people all the time
 7 that--that--if you look at our Web site, you'll see
 8 people that file amended reports all the time for
 9 things that they forgot on a report. And those are
 10 appropriate ways to handle when you--when you make
 11 a mistake. And so certainly we understand that.

12 But when--when it looks like it's risen
 13 to a level where it's not a mistake, that is when a
 14 complaint's going to reach the State Board.

15 Q Okay. And so did you in fact make a determination
 16 in this case that it should be submitted to the
 17 State Board?

18 A Yes.

19 Q Did you--at the conclusion of the investigation and
 20 in preparation for the State Board hearing, did you
 21 come to any conclusion about whether or not the
 22 Thomas Wright campaign had failed to disclose
 23 campaign contributions?

24 A We did. One of the things that we prepared for the

1 Board was the Board wanted to look at the issue of
2 nondisclosure. So we did prepare information on
3 those contributions.
4 Q All right. Let me ask you to look at Exhibit 15.
5 A Excuse me just a second.
6 Q Yeah, pour yourself some water, and then look at
7 Exhibit 15.
8 A Okay.
9 Q All right. Can you identify that document?
10 A This is a spreadsheet of nondisclosed
11 contributions. These are not expenditures, just
12 contributions.
13 Q And do you know how this spreadsheet was prepared?
14 A I do. This spreadsheet was actually prepared after
15 the State Board's hearing. There was--there was a
16 similar spreadsheet that was prepared for the
17 hearing. This was after the hearing, when we--when
18 the--the--the complaint--or when the Board heard
19 this, they referred this to the Wake County
20 District Attorney. And in order--and ordered that
21 we comply with--cooperating with the District
22 Attorney's office in providing them with any
23 information they needed.
24 They requested that we provide a

1 A There are certainly--a lot of the contributions
2 that were disclosed were disclosed in a--in a
3 different re--reporting period than they would have
4 been required to. May--these are--these are
5 nondisclosed. So, excuse me, they haven't been
6 disclosed. I'm sorry.
7 Q That--that--yeah, that's what I want to make sure I
8 understand. On this spreadsheet--is it correct
9 that this spreadsheet is limited only to
10 contributions that were never disclosed?
11 A Exactly. There--there are no contributions on here
12 that were disclosed on any report--
13 Q Okay.
14 A --filed with our office.
15 Q Okay. And does it show on the spreadsheet what the
16 total of those contributions is?
17 A It does.
18 Q And what is that total?
19 A It is one hundred and eighty-five thousand dollars
20 (\$185,000).
21 Q All right. Excuse me.
22 MR. PETERS: Mr. Chairman, at this time,
23 we would move to introduce Exhibits 15 and 16A
24 through 16G.

1 spreadsheet of all nondisclosed contributions. So
2 in order to do that, we went back to our
3 spreadsheet from our hearing, and we wanted to
4 verify that those contributions were in fact--
5 should be sent over. So this list were the
6 contributions that were reviewed after the hearing
7 and determined to be nondisclosed.
8 Q And did you prepare the spreadsheet?
9 A Staff did under my direction.
10 Q All right. So does this spreadsheet represent the
11 information that was taken from the bank accounts
12 that are on the CDs you have in front of you?
13 A It does.
14 Q And comparing those to the disclosure reports?
15 A Yes.
16 Q And would it be fair to say, in essence, the
17 purpose of this spreadsheet was to note all
18 contributions found--or--all contributions found in
19 the bank accounts that are not reflected on
20 disclosure reports?
21 A Correct.
22 Q All right. Does this spreadsheet contain any
23 disclosures--I mean--excuse me--any contributions
24 that were disclosed in the wrong reporting period?

1 A I would like to say that there--
2 THE CHAIR: No, no, no, no.
3 A Sorry.
4 THE CHAIR: No. Any objection, Dr.
5 Joyner?
6 PROF. JOYNER: I believe 16A through 16G
7 have already been introduced.
8 THE CHAIR: They were identified, but I
9 don't--
10 MR. PETERS: I think we've referred to--
11 identified them, but I don't--
12 THE CHAIR: But for evidence--
13 MR. PETERS: --think we've introduced.
14 THE CHAIR: Admitted yet. They were--
15 they didn't ask to admit yet.
16 PROF. JOYNER: Well, I--I have no
17 objection to 16A through 16G. I would object to--
18 for the record, to six--to 15.
19 THE CHAIR: All right. And the basis for
20 the objection?
21 Well, let me do this. On 16A through
22 16G, they are admitted without objection.
23 And the basis of the objection of 15?
24 PROF. JOYNER: Not been able to

1 authenticate these entries--the individual entries
 2 that--that are here.
 3 THE CHAIR: All right. Mr. Peters?
 4 MR. PETERS: Mr. Chairman, I think Ms.
 5 Strach has testified that this is a business record
 6 that was prepared under her supervision, and also
 7 that it provides a summary of bank accounts that
 8 were provided to her office, some under subpoena,
 9 some with authorization from Representative Wright,
 10 and that this summarizes those bank accounts which
 11 Representative Wright--we--we have provided him
 12 with those--that account information so that it
 13 could be checked.
 14 THE CHAIR: The objection is overruled.
 15 Exception is noted. And to the extent that there
 16 may be any error, obviously, the underlying data is
 17 now available through comparison between 17A and
 18 16A through 16G. And--but--but with that--am I
 19 correct on that?
 20 PROF. JOYNER: Yes.
 21 MR. PETERS: 17A through C.
 22 THE CHAIR: 17A through C. I'm sorry.
 23 So the objection is overruled.
 24 MR. PETERS: Thank you.

1 that he--that he reported all contributions that he
 2 was required to report.
 3 Q All right. The Committee now has these before
 4 them, but I'd--I'd like for you to take a look at
 5 at least a couple.
 6 A I would--I would like to say that there are three
 7 contributions that should not be on this
 8 spreadsheet.
 9 Q I was going to go through that, but we'll--
 10 A Sorry.
 11 Q We'll go ahead--we'll go ahead with that. We'll go
 12 ahead with that.
 13 Have you had any occasion since preparing
 14 this spreadsheet to review it?
 15 A Yes.
 16 Q Okay. And--and what have you determined in that
 17 review?
 18 A Well, in preparation for this proceeding and--and
 19 the criminal proceeding, I--I did go back and
 20 review every entry on this spreadsheet. And there
 21 were three entries that were determined to have
 22 been disclosed. And--
 23 Q Can you identify them?
 24 A I can. There was a contribution--and I'm not sure

1 THE CHAIR: And 15 is admitted.
 2 MR. PETERS: Thank you.
 3 PROF. JOYNER: Now--
 4 THE CHAIR: Just so we're clear, 15's
 5 admitted. 16A through 16G is admitted. We've not
 6 received a motion to admit 17A, B, C.
 7 MR. PETERS: Correct.
 8 THE CHAIR: Okay. Thank you.
 9 For the Committee members, 17 are the
 10 CDs, CDs.
 11 MR. PETERS: That--that's why they're not
 12 in the notebook.
 13 Q (Mr. Peters) Ms. Strach, looking again at Exhibit
 14 15. Is--is there a reporting period in there for
 15 which you do not have undisclosed contributions
 16 listed?
 17 A No.
 18 Q So perhaps a better way I could have phrased that
 19 is is there a reporting--based on your
 20 investigation, was there a reporting period between
 21 2000 and 2006 where Representative Wright's
 22 campaign disclosed all contributions that were
 23 required to be disclosed?
 24 A There was not--there was not a reporting period

1 which page it's on. But it was from Thomas H.--
 2 Thomas Wright, and--and it was in the amount of two
 3 hundred dollars (\$200). This is a Thomas H.
 4 Wright, III. It is not Thomas E. Wright. When it
 5 was initially data entered, the person data-
 6 entering that assumed that it was Representative
 7 Wright, and it was put in as Thomas Wright and was
 8 actually Thomas H. Wright. When we went back and
 9 looked at the check, we saw that it was a different
 10 contributor, and he had, in fact, disclosed that
 11 contribution.
 12 Q And--and that was a contribution for two hundred
 13 dollars (\$200)?
 14 A It was a contribution for two hundred dollars
 15 (\$200).
 16 Q All right.
 17 A And I--it's on the second page. Its deposit date
 18 was 5-3-2000. You'll see it's in there as Thomas
 19 Wright.
 20 Q Is that around the middle of the page?
 21 A It is.
 22 Q And--third quarter of 2000?
 23 A Yes.
 24 Q All right. And--

1 A Second quarter--
 2 Q I think you said there were two others?
 3 A Actually the second quarter of 2000.
 4 Q Oh, I see. I'm looking the wrong way.
 5 And I believe you said there were two
 6 others?
 7 A There--there are--there was a contribution from
 8 Carl Marshburn in the amount of one thousand
 9 dollars (\$1,000). That was also disclosed. It was
 10 disclosed in a different reporting period, but it--
 11 it was disclosed. And I'm not sure which--where
 12 that is. But I--I can locate it.
 13 Q That last name was Marshburn?
 14 A Marshburn, Carl.
 15 THE CLERK: It's on the last page, Page
 16 10--Page 9, towards the top of the page.
 17 THE CHAIR: Page 9, about ten items down.
 18 MR. PETERS: Yes.
 19 THE CHAIR: Page 9.
 20 A Page 9, yes. It's 9-15-2006, 2006 third-quarter-
 21 plus report. It--it was actually disclosed on the
 22 fourth quarter.
 23 Q (By Mr. Peters) And--
 24 A And then there was one more that was a three-

1 directly with that check deposited into his--the
 2 commingled account, an account that had not only--
 3 it had campaign contributions in it, as well. And
 4 so what was happening is we had campaign
 5 contributions that were subject to disclosure. We
 6 had expenditures. There were some campaign
 7 expenditures that were being made from this
 8 account.
 9 And so in order to provide disclosure and
 10 not double that exclo--disclosure by calling it an
 11 expenditure and then looking at all these
 12 expenditures, it was more of account transfer,
 13 because this account kind of became a campaign
 14 account. It was his sole campaign account at one
 15 time. So by it being an account transfer, it--it--
 16 every committee that has more than one account, by
 17 definition, transfer of funds must be disclosed so
 18 you can see when--when committees are moving money
 19 from one account to the other. So these--these
 20 contributions, as they're listed here, these
 21 transfers were never disclosed, should have been
 22 disclosed. And therefore, they're--they're listed
 23 as contributions.
 24 Q And when you say "by definition"--

1 thousand-dollar (\$3,000) Thomas Wright campaign.
 2 It was an account transfer, which--account
 3 transfers are subject to disclosure as
 4 contributions. That had also been disclosed.
 5 Q All right. Now, there are a number of entries on
 6 here, I believe, for the Thomas Wright campaign; is
 7 that correct?
 8 A Correct.
 9 Q And why would those entries be on here?
 10 A Well, this was--this was actually another challenge
 11 that we--we had. When trying to determine--we--we
 12 had these undisclosed transactions, and we were
 13 trying to characterize them best as we could of
 14 what--how they should be categorized,
 15 contributions, expenditures. There were--there
 16 were checks that were written from a campaign
 17 account to Thomas Wright personally. And some of
 18 those checks were cashed or--they were cashed,
 19 and--and we--certainly we don't know what--what he
 20 did with those. Those would be considered
 21 expenditures.
 22 There were certain checks, the checks
 23 that you see on--on this spreadsheet, where a--a
 24 check was written to Thomas Wright. He--he

1 A By statute.
 2 Q --"transfers must be disclosed," is that a
 3 statutory definition?
 4 A It is. It's in the statutory definition of
 5 "contribution."
 6 Q And do you, off the top of your head, know what the
 7 citation for that statute is?
 8 A I happen to know. It's--it would be North Carolina
 9 General Statute 163 dash 278 point 6, number--open
 10 paren., 6, close paren.
 11 Q Thank you. When the State Board held its hearing
 12 in May, did you testify in that hearing?
 13 A I did.
 14 Q Did you testify at that time regarding undisclosed
 15 campaign contributions?
 16 A I did.
 17 Q I believe you said that was before you had prepared
 18 the spreadsheet that is Exhibit 15?
 19 A Correct.
 20 Q So what was your understanding at that ti--at the
 21 time of the Board's hearing in May, before you had
 22 prepared this spreadsheet, what was your
 23 understanding of how much money of campaign
 24 contributions had not been disclosed?

1 A At the hearing?
 2 Q Yes.
 3 A At the hearing, I testified that there were over
 4 two hundred thousand dollars (\$200,000) in
 5 contributions that had not been disclosed. And the
 6 Board made--I think probably made findings on that.
 7 And--and the contributions that were included in
 8 that initial amount--we went back, as I said,
 9 trying to determine what needed to be turned over
 10 to the Wake County District Attorney's office.
 11 Some of the entries that were on there, when we
 12 looked at the checks, they were in the commingled
 13 account, and they had not been made out
 14 specifically to the Thomas Wright campaign. They
 15 just had "Thomas Wright." So we--we didn't want to
 16 include those. We--we considered those personal.
 17 There were some that we saw that--that
 18 had been disclosed. There were some data-entry
 19 errors. I think we had a couple of duplicates. So
 20 those--that amount that the Board was amended
 21 after--after the--the hearing.
 22 Q All right. When you testified to--to that--the
 23 amount being over two hundred thousand dollars
 24 (\$200,000), was Representative Wright present at

1 through to see if any red flags jump out at me,
 2 business contributions, things of that nature. And
 3 I actually received these records and was looking
 4 through them and saw this check in--in the
 5 commingled bank account.
 6 Q And the--by "the commingled bank account," do you
 7 mean Representative Wright's personal account?
 8 A It's his--right, the personal account.
 9 Q Why did it jump out at you?
 10 A Well, because, first of all, it was from a
 11 corporation. And, second of all, it was not made
 12 payable to the Thomas Wright campaign or to Thomas
 13 Wright. It was made payable to an organization I
 14 wasn't familiar with.
 15 Q And why would the fact that it was a corporation
 16 make it jump out at you?
 17 A Well, because this account contained campaign
 18 contributions. That's something we need to be
 19 aware of--is--because political committees may not
 20 accept any corporate contributions in any amount.
 21 Q Are you able to tell from looking at that check or
 22 looking at--at Exhibit 7 when that check was
 23 deposited?
 24 A Yes. This check was deposited August 11th, 2004.

1 the hearing?
 2 A He--he was present.
 3 Q Was he represented by counsel at the hearing?
 4 A He was represented by counsel.
 5 Q Has any ti--at any time since that hearing, has
 6 Representative Wright contacted you to inquire
 7 about the campaign contributions that you said had
 8 not been disclosed?
 9 A No.
 10 Q Has his counsel contacted you?
 11 A No.
 12 Q Ms. Strach, let me ask you to look, please, at
 13 Exhibit--Tab Number 7. Do you recognize that
 14 document?
 15 A I do.
 16 Q What is it?
 17 A It's a check from Anheuser-Busch in the amount of
 18 five thousand dollars (\$5,000) made payable to the
 19 Community's Health Foundation.
 20 Q Do you recall when you first saw that--
 21 A I do.
 22 Q --document? When was that?
 23 A Upon receipt of the bank records, it's usually
 24 customary for me--I always go through--I look

1 Q How can you tell that?
 2 A The capture date at the top is going to show when
 3 it was deposited. Also, on the back of the check,
 4 if you can read it, there's an 8-11-04. That's
 5 going to be the date of deposit, the Bank of
 6 America deposit--it was deposited.
 7 Q Okay. And when is the date on the check?
 8 A The date is March 5th, 2004.
 9 Q All right. Let me ask you to look at Exhibit 10.
 10 A Okay.
 11 Q Do you recognize that document?
 12 A I do. It's a check from AstraZeneca
 13 Pharmaceuticals in the amount of two--twenty-four
 14 hundred dollars (\$2,400).
 15 Q And when did you first see that check?
 16 A At the same time I saw the--the--the Anheuser-Busch
 17 check, shortly after--or actually in that same
 18 deposit, this check.
 19 Q Does that mean it was deposited the same day?
 20 A It does. It--the deposit slip would reflect that.
 21 Q And how--is there a way you can tell by looking at
 22 this document?
 23 A Yes, the capture date. And also on the back of the
 24 check, the--you can see visibly "8-11-04."

1 Q All right. And if you'll look at Exhibit 13.
2 A Yes. This is a check from AT&T made out to the--
3 made payable to the Community's Health Foundation.
4 It was also discovered--'cause it has--it was
5 deposited July 26, 2004. So this is probably the
6 first check that I--that I--that I identified.
7 Q And again, are you able to tell by the same means
8 when this check was deposited?
9 A Yes, through the capture date and on the back of
10 the check.
11 Q Okay. When you saw these checks made out to the
12 Community's Health Foundation, did you take any
13 action in response to that?
14 A Yes. I certainly wanted to first find out what was
15 the Community's Health Foundation. We had--had
16 difficulty with fi--with getting the bank account.
17 So I wanted to see what this was. So I--since it
18 was a foundation and it had a Wilmington address, I
19 looked on the Secretary of State's Web site and saw
20 that it was--that Thomas Wright had been the
21 incorporator and was one of the--the--the
22 president, I believe.
23 Q What specifically did you look at at the Secretary
24 of State's Web site?

1 authorize me to do so? And he said he would. And
2 so he authorized us to get the bank records for the
3 Community's Health Foundation.
4 Q Okay. Did you take any other action there to
5 follow--to understand better the Community's Health
6 Foundation or to investigate it?
7 A Well--well certainly--I mean, we certainly wanted
8 to get the--the bank records and see what--if there
9 had been any activity in that. So upon receiving
10 those, that's what we were trying to--to do is see
11 where any contributions had been deposited in that
12 account.
13 Q Okay. I believe you testified earlier that
14 Representative Wright came into your office after
15 you had sent notice of the--of the complaint, the
16 Joe Sinsheimer complaint?
17 A He did.
18 Q And met with you?
19 A He did.
20 Q Was that the only conversation you had with him
21 while you were investigating this matter, or did
22 you have other conversations with him?
23 A That was the only conversation.
24 Q Did you have other conversations with his counsel?

1 A The articles of incorporation.
2 Q You found those on the--
3 A Found those--
4 Q --Web site?
5 A Found those online.
6 Q Let me ask you to look at Exhibit 1.
7 A Yes.
8 Q Can you identify that document?
9 A This would be the Articles of Incorporation that I
10 saw online.
11 Q And did you print them off?
12 A I did.
13 Q And--and save them in your file?
14 A Yes.
15 Q Okay. Did you take any further action to follow up
16 on the Community's Health Foundation?
17 A Yes. Because these were checks that had been
18 deposited in this account made payable, that was an
19 account we certainly wanted to look at and see if
20 there were possibly campaign contributions may have
21 been deposited in that account. So I contacted
22 Representative Wright's counsel, Mr. Brook, Chris
23 Brook, and told him that I would like to look at
24 those records; would Representative Wright

1 I did.
2 Q Between that time and the hearing?
3 A I did.
4 Q Do you recall how many conversations you had?
5 A I had several. Most of them were related to
6 obtaining documents, author--getting
7 authorizations. There were a couple conversations
8 where Mr. Brook would call to--to find out status
9 on when the hearing was and subpoena proc--
10 subpoenas and--and that nature. Those--those
11 really were the--the--the gist of any conversations
12 I had with Mr. Brook.
13 Q Okay. I believe you testified earlier that when
14 you met with Representative Wright in January of
15 2007, that he indicated he would have to get
16 information about his treasurer to you because she
17 had the accounts. Am I correct in that?
18 A He said she had--she had the records that we would
19 need to look at, that--'cause I--I told him--as I
20 said earlier, he--he--he said he wanted to--to
21 resolve the complaint; what would he need to do to
22 resolve the complaint? And I told him we would
23 need to look at his bank records from that time
24 period. And he told me that his--he--his treasurer

1 maintained those records, and we would have to get
 2 them when she was available.
 3 Q And when you told him you needed to look at the
 4 records for that time period, did you make clear
 5 that the time period you were talking about was
 6 2006?
 7 A I did, because we actually specifically talked
 8 about the complaint. I asked--I asked
 9 Representative Wright at that time. I--I said, "Do
 10 you remember when you received these contributions?
 11 It's been alleged that you received them, and you
 12 disclosed them much later." And he--he at that
 13 time told me that--actually he told me that he
 14 thought he remembered on the way--driving to my
 15 office that he--where he had received those. So
 16 yes, we talked about them being the--right before
 17 the 2006 primary and--so yes, he knew--he knew at
 18 the time.
 19 THE CHAIR: Let's stop for one minute.
 20 And I'm--I said I wasn't going to take a break, but
 21 let's just--I think we're going very fast. And
 22 being a Yankee, I can relate to that. But we need
 23 to slow--slow down just a bit. Let's all catch our
 24 breath for a minute and take about a five--no-more-

1 his personal account.
 2 Q And how long had it been since there had been a
 3 campaign account active?
 4 A I think it--since June of '05.
 5 Q Okay. Do you know--had you ever had any contact
 6 with Representative Wright concerning the
 7 disclosure reports prior to January of 2007?
 8 A In 2002 was the only other time I've had
 9 conversations with Representative Wright about
 10 disclosure. In 2002 we--we had some issues with
 11 Representative Wright not filing any reports in
 12 2002. And it--the--after the election, one of
 13 the--the conditions of getting a certificate of
 14 election from our office is that you were in
 15 compliance with filing all the required reports.
 16 So Representative Wright at that time couldn't
 17 receive a certificate of election. So we had
 18 made--tried to make contact with him. We--we did--
 19 did make contact with him. And I recall
 20 Representative Wright--he came into the office with
 21 the required reports, and we sat down in our
 22 executive director's office and discussed--
 23 discussed his filings so that he could then receive
 24 a certificate of election.

1 than-five-minute recess just to--to break. So
 2 we'll--we'll be back in five minutes. Thanks.
 3
 4 SEVEN-MINUTE RECESS
 5
 6 THE CHAIR: All right. Thank you very
 7 much. Back with you, Mr. Peters.
 8 MR. PETERS: Thank you, Mr. Chairman.
 9 Q (By Mr. Peters) Ms. Strach, I believe before the
 10 break, I was asking you about your meeting with
 11 Representative Wright in January of 2007? And--and
 12 I--and I believe you said that in that discussion,
 13 it was clear that the bank records you were talking
 14 about needing to look at were from 2006?
 15 A Yes.
 16 Q And the response that you got from Mr.--from
 17 Representative Wright, if I'm correct, was that he
 18 would need to get to you the information of the
 19 treasurer, because she would have all those bank
 20 records; is that correct?
 21 A Yes.
 22 Q When you actually received the bank records, was
 23 there a campaign account active in 2006?
 24 A No. The only account that he had during 2006 was

1 Q And so did he in fact file disclosure reports for
 2 2002?
 3 A He did file. He did. He--he filed all the--the
 4 delinquent reports at that time.
 5 Q And are those the reports that are Exhibit 16C?
 6 A Yes. And--and those reports reflect the date they
 7 were received, November 21st.
 8 Q All right. When you did your audit last year of
 9 the bank accounts and of the disclosure reports,
 10 did you find that these disclosure reports were
 11 accurate?
 12 A They were not.
 13 Q Okay. Do you know--well, first off, with the first
 14 quarter--let's see here. For the first-quarter
 15 report, can you tell from looking at that--
 16 Did you say 16C?
 17 Q --yes--
 18 A Okay.
 19 Q --16C--what the total contributions would be that
 20 were disclosed?
 21 A Right. He disclosed receipt of five hundred
 22 dollars (\$500) in contributions.
 23 Q Okay. Do you know the amount--based on the
 24 spreadsheet that is Exhibit 15, do you know the

1 amount of contributions that was not disclosed for
2 that quarter?
3 A Well, I--our--the bank records reflected that
4 during the first quarter of 2002, he deposited
5 eleven thousand four hundred and fifty dollars
6 (\$11,450) in contributions.
7 Q And he reported five hundred dollars of that?
8 A Yes.
9 Q All right. With the second quarter of 2002--again
10 that's Exhibit 16C--do you know how much was
11 reported for that quarter?
12 A He re--he reported eighteen thousand one hundred
13 and twenty-five dollars (\$18,125).
14 Q And what did your review of the bank records show
15 should have been reported for that quarter?
16 A Twenty-two thousand six hundred and sixty-six
17 dollars and twenty-five cent (\$22,666.25).
18 Q All right. Was there an interim report in 2002?
19 A There was.
20 Q All right. And what amount was disclosed on that
21 report?
22 A He disclosed five hundred dollars (\$500).
23 Q And what did the bank records show should have been
24 disclosed?

1 cent (\$1,625.53).
2 Q Okay. To your knowledge, has Representative Wright
3 ever filed an amended disclosure report?
4 A From 2000--and I--I'm just speaking for 2000. I--
5 I'm not sure of prior to that. But 2000 to 2006--
6 he's not filed any disclosure for the year 2007.
7 But 2000 to 2006, there was one amendment, I
8 believe in two thousand--I'm not--actually I'm not
9 sure which year it was. There was one amendment,
10 and it--it actually was not--it was--he had
11 originally just filed the cover sheet to the
12 report, and when he amended it, he actually filed
13 the--the details of the report.
14 Q And did you say no campaign reports have been filed
15 for 2007?
16 A No--no campaign reports have been filed for 2007.
17 Q Should campaign reports have been filed in 2007?
18 A Yes. There should have been a midyear report and a
19 year-end report.
20 Q Okay. Now, I believe you testified earlier as to
21 the criteria you generally apply in determining
22 whether a complaint should be forwarded on to the
23 State Board of Elections for hearing after an
24 investigation. Specifically with this complaint

1 A Five hundred and fifty, so just fifty dollars.
2 Q Okay. What about the third quarter of 2002?
3 A The third quarter, he--he disclosed receiving no
4 contributions.
5 Q And did he in fact receive any contributions?
6 A He did, two thousand two hundred dollars (\$2,200).
7 Q Were there other quarters or other reporting
8 periods where Representative Wright disclosed
9 receiving no contributions?
10 A He did in the second quarter of 2004. He disclosed
11 receiving no contributions.
12 Q And what did the bank records show were actually
13 received in the second quarter of 2004?
14 A Twenty-eight thousand five hundred dollars
15 (\$28,500).
16 Q And none of that was disclosed?
17 A None was disclosed.
18 Q All right. Were there any other quarters where
19 nothing was disclosed?
20 A I believe those were the only two quarters.
21 There--actually there were three quarters. The
22 2003 mid-year semiannual report, he disclosed no
23 con--no receipts, and he had received one thousand
24 six hundred and twenty-five dollars and fifty-three

1 and the investigation that you had overseen, why
2 did you decide that this should go to the State
3 Board of Elections for a hearing?
4 A Well, as I said, there were--there were multiple
5 reasons stemming from the allegations in the
6 complaint. There were some receipt of some
7 business contributions. But really the--the main
8 reason is that certainly in--in my time at the
9 State Board, I've never audited a committee that
10 had this amount of nondisclosure. We audited
11 committees that have less than three thousand up to
12 million-dollar committees, and I've never seen this
13 amount of disclosure that was is not provided.
14 Q And what--what conclusion did you draw from that?
15 A Certainly I thought something that the Board
16 needed--
17 PROF. JOYNER: Objection. Objection to
18 her conclusion.
19 THE CHAIR: Basis? I'm sorry. The basis
20 of the objection?
21 PROF. JOYNER: Conclusion.
22 THE CHAIR: That it's her conclusion?
23 All right.
24 Mr. Peters?

1 MR. PETERS: That--I--the--I've asked her
2 why she decided it needed to be referred to the
3 State Board of Elections, and I think that's
4 relevant to that question.

5 THE CHAIR: Yeah, let's--why don't we
6 rephrase the question? And then--'cause I'm not
7 sure that was the question.

8 MR. PETERS: Okay.

9 Q (By Mr. Peters) What about the amount of
10 contributions that you found to be undisclosed made
11 you believe this should be referred to the State
12 Board of Elections for hearing?

13 A Well, it was certainly--I certainly could not in my
14 mind believe that it would be a mistake to file a
15 report. And--and Representative Wright signs his
16 reports. Some of those contributions, I mean, were
17 in his own personal account where he made--
18 personally made the deposits. So I certainly--
19 the--the amount being well--at that time, you know,
20 close to two hundred thousand dollars (\$200,000),
21 we thought, at least one hundred and eighty-five
22 thousand dollars (\$185,000) that had not been
23 disclosed. And I certainly did not think--I
24 thought that was not an error, not--not a mistake,

1 and the Board should--should definitely review
2 that.

3 Q When you were reviewing--conducting your
4 investigation and reviewing what you found in that
5 investigation, since the original complaint had
6 alleged--made allegations re--concerning
7 contributions connected to Hugo Sims Corporation,
8 did you make any determinations regarding
9 contributions connected to Hugo Sims?

10 A Yes. Actually those contributions had--had been
11 deposited. They had been disclosed in the third
12 quarter. I think they'd been disclosed. The
13 report had been filed seven or ten days before the
14 general election. These contributions had been
15 given prior to the primary. Likely we--I
16 interviewed several people to try to determine when
17 these contributions were received. The--the dates
18 on the checks were Mar--between March and April,
19 and the deposit was made on April 24th, 2006.

20 Q Do you recall who you interviewed?

21 A I interviewed the--the lobbyist for--couple of
22 lobbyists for Sims Hugo Neu. One of the lobbyists
23 remembered getting some contributions together and
24 attending a fundraiser for Representative Wright at

1 the Democratic Party headquarters. And that's
2 where he--he remembers delivering those checks.
3 And that would have been in--in--in April.

4 Q In your review and your findings, did you note any
5 other pattern, such as an identifiable group of
6 contributors whose contributions were not
7 disclosed?

8 A Yes. One of the other things that Mr. Sinshimer's
9 complaint talked about was bundling by the--by
10 nurse anesthetists. And as--there was nothing
11 illegal about nurse anesthetists' bundling
12 contributions. That--that is permissible, though
13 I--I did speak with a couple of the nurse
14 anesthetists, and they advised me that they had
15 made contributions, and--and I saw that they had.

16 But they--they gave me a list. And I
17 also saw that they--they had made--he had disclosed
18 between--around fifty-nine hundred dollars (\$5,900)
19 of contributions from the nurse anesthetists. They
20 had actually had a fundraiser, and eighteen--they
21 gave contributions in excess of eighteen thousand
22 dollars (\$18,000) at that fundraiser. And he--he
23 failed to disclose thirteen thousand dollars
24 (\$13,000) of that.

1 MR. PETERS: If I could have one minute,
2 Mr. Chairman?

3 THE CHAIR: Yes, sir.

4 MR. PETERS: Mr. Chairman, we don't have
5 any further questions at this time. We would move
6 to introduce Exhibit 1.

7 THE CHAIR: Any objection, Dr. Joyner, to
8 Exhibit 1?

9 PROF. JOYNER: No objection to Exhibit 1.

10 THE CHAIR: All right. With no
11 objection, Exhibit 1 is--is admitted.

12 All right. Cross-examination.

13 CROSS-EXAMINATION BY PROF. JOYNER:

14 Q Okay. Ms. Strach?

15 A Strach.

16 Q Strach. Let me just kind of ask some definitional
17 questions first.

18 A Sure.

19 Q All right. When we're talking about now--during
20 the period of 2000 to 2006, were there any
21 amendments to the campaign reporting laws?

22 A Several.

23 Q Several. And in 2000, what contributions had to be
24 reported?

1 A All contributions had to be reported. All
2 contributions, as long as I've been here, have
3 always been reported. There was a threshold for
4 reporting the identity of the contributor; but you
5 still had to report receipt of that contribution,
6 even if you didn't disclose the name.

7 Q And what was the threshold for reporting the
8 identity of the person that provided that?

9 A It was one hundred dollars (\$100) within the
10 election cycle. So if an individual had given one
11 hundred dollars (\$100) anytime in the two-year
12 election cycle of the term of the office, then if
13 they didn't go over the hundred, then their name
14 didn't have to appear on the report.

15 Q All right. And at some point, was that requirement
16 amended?

17 A It was.

18 Q And when was that?

19 A I think it--it became effective January 1, 2007,
20 that they lowered the I--the threshold for the
21 reporting the identity to fifty dollars.

22 Q Now, with respect to those contributions of a
23 hundred dollars (\$100) or less, how would they have
24 shown up on the report?

1 aggregated--or I guess they called them--at that
2 time, they were called "unitemized."

3 Q And at that point, you merely had to list the total
4 amount of those contributions rather than itemizing
5 each individual contribution?

6 A The forms only required you at that time. The
7 forms were updated January of 2002 to require the
8 itemization of each one of those.

9 Q And--and subsequent to this 2002 change in the--in
10 the form, the reporting requirement on the form,
11 did you not experience a lot of amendments for
12 those forms for people who didn't understand that
13 that was the method that they were to report those
14 contributions?

15 A Certainly there were some people, when we first
16 changed forms, that had filed amendments for
17 various reasons. That probab--that could certainly
18 have been one of the reasons why people filed
19 amendments.

20 Q Okay. But you haven't gone back to--to--to--to
21 check that?

22 A I--I--I haven't analyzed that.

23 Q Now, when you--when you talk about receipt of a
24 contribution, what do you mean?

1 A In 2002 we actually have a form. It's called the
2 aggregated individual contributions. And all it
3 asked for is the date of the contribution and the
4 amount of the contribution. It doesn't require the
5 disclosure of the name of the--of the contributor.

6 Q So you'd have to list each individual date--

7 A Yes.

8 Q --and the total amount--amount of the
9 contributions, or a designation for each
10 contribution as it was made?

11 A A designation for each contribution as it was made.
12 The--you would report it the same way as you would
13 report any other contribution. The only
14 information that would not be present would be the
15 name of the contributor.

16 Q All right. So I'm meant to understand that if, in
17 2001, I received five contributions for seventy-
18 five dollars each, that I have to list five times
19 an unnamed contribution for seventy-five dollars?

20 A Technically yes. In 2002 was when the forms
21 actually changed for this aggregated amount. Prior
22 to that, the--the obligation was there; there was
23 just one line on--on the old forms that required
24 that. And you could give the total amount of

1 A When the committee receives the contribution--when
2 they receive it, it's--that's the date of
3 disclosure. Because sometimes--and--and I guess a
4 good example is in larger campaigns, sometimes
5 there will be people on behalf of the committee
6 that receive a contribution. When--when that
7 contribution has been received on behalf of the
8 committee, that is the date that should be
9 disclosed on a report.

10 Q Now, you--you had mentioned at some point this
11 notion of bundling.

12 A Yes.

13 Q And bundling is where a number of people come
14 together with different contributions, and they put
15 it in--put those contributions in one stack, and
16 then they give that contribution to the person that
17 they're supporting or that committee. Would the
18 receipt date be the date--

19 MR. PETERS: Excuse me. Objection. I
20 believe that was a statement, not a question--

21 THE CHAIR: Well--

22 MR. PETERS: --as to the bundling.

23 THE CHAIR: I think he was trying to get
24 to the question. But I--I understand that. I'll

1 let Dr. Joyner finish--I think we were getting to
 2 the question part.
 3 Go ahead.
 4 PROF. JOYNER: Well, it obviously wasn't
 5 a statement, since I don't know what this is all
 6 about. So all I'm doing is asking questions.
 7 Q (By Prof. Joyner) But I--is--is--is that a fair
 8 description of what bundling is?
 9 A Well, bundling--I think it is a fair--it's when
 10 individual--actually individual people write their
 11 own checks, and someone collects those checks to
 12 deliver them to the--to the political committee or
 13 candidate.
 14 Q All right. And then what is the receipt date of
 15 those individual checks which much be reported on
 16 the form?
 17 A It's--it's--the receipt date is when the per--
 18 someone on behalf of the committee receives those
 19 contributions.
 20 Q So it is not the date that those individual checks
 21 are given to the collector but when the collector
 22 of those checks actually transfers that--those
 23 checks to the committee?
 24 A Well, it depends on who the collector is. If the

1 A Correct.
 2 Q Okay. Tell me about the--the amendment to reports,
 3 campaign reports. How--how does that occur?
 4 A Anytime a political committee makes their own
 5 determination that a report is--has--has
 6 discrepancies, has omissions, has things that are
 7 not correct, then they at any time may amend a
 8 report to reflect what was missing or what
 9 shouldn't have been included.
 10 So amendments usually generally happen
 11 really two ways. One is basically when someone
 12 determines themselves, when they're auditing their
 13 own committee and they decide, "You know what? I
 14 left out a contribution." Or the amendment process
 15 can happen if we have audited a committee, and we
 16 send you an audit letter saying, "It looks like
 17 you--you forgot to provide this information. Could
 18 you amend your report?"
 19 Q So--and typically once a person or committee
 20 determines that--that an amendment is--is in order,
 21 then they can come in and amend the original
 22 report?
 23 A Sure.
 24 Q Even--well, is there a time frame?

1 collector is a campaign staff person, then that's
 2 the receipt date. If the collector happens to be
 3 someone that's not associated with the campaign but
 4 is just going to deliver them, then it would be
 5 when someone from the campaign received them.
 6 Q Well--which is an interesting point. How--how--how
 7 would you know who the operable person or the
 8 appropriate person is to determine the triggering
 9 of the receipt date?
 10 A I don't know. But it's certainly the treasurer of
 11 every committee--it's their responsibility to make
 12 sure they know when receipt of the contribution has
 13 been made.
 14 Q So you, then, rely upon the reporter, the person
 15 who is providing you with the information, to
 16 identify the appropriate receipt date?
 17 A Right, because they're required by law and by
 18 signing that report that that was the date that it
 19 was received on behalf of the committee.
 20 Q And you would not be in a position to go back and
 21 determine, unless someone who was in the collection
 22 process came to you to report that they were a
 23 member of the committee and received it on a date
 24 other than what is on the report; is that correct?

1 A The sta--the--the--the statutes do not provide a
 2 time frame. Certainly if--if someone is aware that
 3 they have--need to amend a report, they would need
 4 to do it, because they're signing these reports as
 5 true and accurate, and if you realize the report is
 6 not true and accurate, you certainly need to amend
 7 it to change that.
 8 Q With respect to the amendment process, is it
 9 necessary to get the approval from your office to
 10 amend that, or is that amended as a matter of
 11 course?
 12 A It's certainly not--you--you can amend anytime you
 13 feel you need to amend a report. You do not need
 14 our permission or an invitation from us to--to
 15 amend a report.
 16 Q All right. Is there a specific statutory reference
 17 which allows for the amendment of campaign reports?
 18 A I--I don't think there is a--a statutory reference
 19 for amending reports. It's certainly--it's just
 20 based on--upon the fact that you're required to
 21 file true and accurate reports. And so we
 22 certainly allow amending if someone determines that
 23 they have made a mistake.
 24 Q All right. So this is a--a policy decision made by

1 the Board of Elections?
 2 A Yes.
 3 Q Okay. It's not a part of the statute; the statute
 4 doesn't say that in such-and-such a case, a
 5 committee can--can come in to amend a report up
 6 until such-and-such date?
 7 A No--no.
 8 Q Right.
 9 A That's not there.
 10 Q So this is a policy decision that's made by the
 11 Board of Elections?
 12 A Right.
 13 Q Administratively?
 14 A Correct.
 15 Q Okay. And--and it's not unusual for a committee to
 16 come in to amend a report?
 17 A Oh, not unusual at all.
 18 Q In fact, it happens more often than not?
 19 A It--it happens very often.
 20 Q Especially now?
 21 A Yes, I guess that may be true.
 22 Q Now, you had made references to some conversations
 23 that you had had with--in your direct testimony,
 24 conversations that you had had with Mr.--

1 a telephone--
 2 A My recollection was a telephone call. I don't
 3 remember it being in person. It--it--it's entirely
 4 possible that it may have been, but I--I--I recall
 5 I--that it was a telephone conversation.
 6 Q So then if--so no one told--well, that request,
 7 would it have been made to you or, to another
 8 staffer in your office?
 9 A The request to amend reports?
 10 Q Right.
 11 A It could have been made to me. It could have been
 12 made to our executive director. I know Mr. Brook
 13 talk--talked to him, as well. I'm not sure of the
 14 substance of their conversation. I do know that I
 15 spoke with him. And I--I--I certainly think he may
 16 have certainly said that he--could Representative
 17 Wright amend. And I--I certainly told him that
 18 yes, he could.
 19 Q And--and you don't have a recollection that--that
 20 Attorney Brooks was told that he could not amend?
 21 A Oh, absolutely not. Like I said, he--if--if Rep--
 22 if--if Mr. Brooks was asking whether or not the
 23 amendment process would stop the hearing, it was
 24 not going to. But certainly he would not be told

1 Representative Wright's attorney--
 2 A Yes.
 3 Q --regarding his--his reports?
 4 A Yes.
 5 Q And was that Chris Brooks?
 6 A It was.
 7 Q Okay. And do you recall an occasion that Attorney
 8 Brooks came to you to ask if he could amend the
 9 reports that were the subject of your
 10 investigation?
 11 A I--I--I think that Chris Brook--I--I spoke with him
 12 on the phone. He certainly wanted to know if--if
 13 Representative Wright could amend his reports. And
 14 I absolutely told him he certainly can amend his
 15 reports. That may not change the fact that we have
 16 a hearing, but he can certainly and should amend
 17 his reports.
 18 Q Do--do you recall when--when that conversation was
 19 held?
 20 A I don't specifically recall the date, but I know
 21 that it would have been, you know, sometime after
 22 it had been announced that we were having a
 23 hearing.
 24 Q And that was a tel--your--your recollection, it was

1 that he couldn't amend reports.
 2 Q So you don't have a present recollection that
 3 anyone ever told Attorney Brooks that he could not
 4 amend a report?
 5 A No, and I--and I can't imagine in any circumstance
 6 that anyone on our staff would ever tell someone
 7 they couldn't amend a report.
 8 Q You indicated that there were five separate
 9 accounts that--accounts that you filed under Thomas
 10 Wright's name during your investigation; is that
 11 correct?
 12 A Yes.
 13 Q And you mentioned a number of different banking
 14 institutions--
 15 A Yes.
 16 Q --which held these--these accounts. Was any one of
 17 these accounts open for the entire period of 2000
 18 to 2006?
 19 A Yes.
 20 Q Which ones were those?
 21 A It was not a campaign account. His personal
 22 account.
 23 Q His personal account. Was this a Thomas--was this
 24 a joint account, or a sole account?

1 A It's a sole account.
 2 Q Okay. And then there were a number of other
 3 personal accounts--
 4 A Correct.
 5 Q --that you identified as having commingled funds?
 6 A Well, there was no--excuse me. There was the one
 7 personal account which has commingled funds. There
 8 was one account that was a joint account that I'd
 9 said that had been one campaign contribution
 10 deposited into. The other accounts were campaign.
 11 They were designated "Thomas Wright campaign."
 12 Q So there were three separate Thomas Wright campaign
 13 accounts?
 14 A Correct.
 15 Q All right. And for what period of time were those
 16 three accounts open?
 17 A The first campaign account was opened April 3rd,
 18 2000, through November 4th, 2003. And then the
 19 second account, which would have been the First
 20 Citizens account, was opened April 23rd, 2004,
 21 through June 2005. So between 11-5-03 and 4-22-04,
 22 there was no other campaign account. And then on
 23 February 24th, 2007, there was a Thomas Wright
 24 campaign account opened at Coastal Federal Bank.

1 Q Okay. So that is a--and--and--and--and--and--and--
 2 and that happens quite often, does it not?
 3 A I have certainly heard committees change--have
 4 heard from committees that change their accounts
 5 for that reason, yes.
 6 Q Right. Because if the--if the account is open,
 7 then the bank is taking the money out of it?
 8 A That's right.
 9 Q Want to direct your attention here to Exhibit 15.
 10 A Yes.
 11 Q And dur--during--during the time--during the period
 12 of 2000 through 2002, you have listed as
 13 contributions not disclosed the names of any number
 14 of individuals that contributed a hundred dollars
 15 (\$100) or less?
 16 A Yes.
 17 Q Is it--is it your rep--your--your testimony that
 18 the names for each of these one-hundred-dollar
 19 (\$100) contributors should have been reported?
 20 A Not necessarily the names. But the receipt of the
 21 contribution should have been reported.
 22 Q And during that period of time, those items could
 23 have been listed in the aggregate?
 24 A They could have been. But they still would have

1 Q Now, the account opened at Coastal Federal Bank,
 2 is--is that--is that still open?
 3 A As far as I know, it is.
 4 Q Okay. And from 2005 to 2007, you say that other
 5 than the personal accounts, there was no campaign
 6 account open?
 7 A As--as far as I know. And Mr. Brook advised me
 8 that he had provided me with all bank accounts.
 9 Q All right. And 2000 to 2003, that was Bank of
 10 America?
 11 A Yes, correct.
 12 Q Is it unusual that campaign accounts would be--that
 13 several campaign accounts would be open over a
 14 period of time?
 15 A It's not unusual if you have different treasurers.
 16 Sometimes a treasurer will want to have the
 17 campaign account at a bank that they are familiar
 18 with or do business with. So it's not unusual
 19 when--if a treasurer changes for that to occur.
 20 Q Is it unusual that a campaign account would be
 21 changed because of the--the fees that are attached
 22 to it, and you can get a better rate at another
 23 bank?
 24 A I've heard that, too.

1 been reflected on the summary page of--of a
 2 disclosure report.
 3 Q If--if you have a report that lists off--lists the
 4 con--contribution from the Thomas Wright campaign--
 5 or from Thomas Wright to the campaign, would not
 6 that be an appropriate method of depositing those
 7 monies into the campaign account in the event that
 8 they were wrongly attributed initially?
 9 A I'm not sure I follow what--could you--
 10 Q All right. You--you--you called them transfers--
 11 Yes.
 12 Q --here. And where the contributor--and I'm
 13 assuming that the check is made to the Thomas
 14 Wright campaign?
 15 A No. The check would be written to Thomas Wright.
 16 Q Well, let--let--let me--
 17 A It was--that--that's the way it was designated on
 18 the sheet, on the--this spreadsheet. But when
 19 they--when you see "Thomas Wright campaign," the
 20 check was actually written to Thomas Wright.
 21 That's how we designated the transfer.
 22 Q And it was written from whom?
 23 A Was written from the campaign account to what ended
 24 up going into another campaign account or account

1 that was used for campaign and personal purposes.
2 Q I want--I want to direct you to Page 4 of Exhibit
3 15.
4 A Okay.
5 Q The sixth and seventh line--
6 A Yes.
7 Q --on that report.
8 A Yes.
9 Q Both of those items identifies the contributor as
10 the Thomas Wright campaign?
11 A Correct.
12 Q Now, is it your testimony that the Thomas Wright
13 campaign wrote that check out and that the payee
14 was the Thomas Wright campaign?
15 A That is my testimony because that's ended up what
16 happened to it. It was--it was paid to Thomas
17 Wright, but it was deposited--directly deposited
18 into Thomas Wright--another account of Thomas
19 Wright, that was utilized for both campaign and
20 personal purposes.
21 Q And I guess my question has to do with the source
22 of the three thousand dollars (\$3,000) in one
23 instance and one thousand fifty dollars (\$1,050) in
24 the other instance. And could not the explanation

1 Q Oh, thank you. I appreciate that.
2 A It's a good question. I--I--if we--as I said, we
3 had--trying to determine what these transactions
4 were. If the check was written to Thomas Wright
5 and he cashed it, he did something else with it; we
6 consider that a disbursement. We had an unusual
7 situation with these checks, because they were not
8 just going into a personal account. If it just
9 went into a personal account, you are exactly
10 right; it would have been a disbursement. It would
11 have been an expenditure. It would only have shown
12 up on that side. But here we had an--it was put
13 into an account that was also--there were other
14 campaign contributions being deposited into that
15 account. There were expenditures being made that
16 were also subject to disclosure. So if--if we
17 designated that as an expenditure and then we've
18 also designated the--the expenditures out of it,
19 then we're going to double show expenditures, which
20 are reportable.
21 Account transfers--there's no net gain to
22 them.
23 Q Well--
24 A So they show up on the bottom of--of your report.

1 for those two be that it was to place into the
2 campaign account monies which had been improperly
3 placed in another account? That's--
4 A No. No, that couldn't be.
5 Q Why couldn't it be?
6 A Becau--well, because--I don't think that could be,
7 because these were--
8 Q Well, now, wait--wait a minute. It can't be, or
9 you don't think it could be? Which one is it?
10 A Well, let me say why--why I don't think that it is.
11 Because these were checks that were written out of
12 a campaign account to him--to--that were made
13 payable to him and then put into an account that
14 was also used for personal purposes. So I--I guess
15 what you're saying, did he take campaign
16 contributions and put it into an account that was
17 also used for personal purposes. And that--and
18 that's why I don't think it would be a mistake for
19 it to go that way.
20 Q Well, let me--and I'm--I'm trying to see, then, why
21 this does not show up as a disbursement from the
22 campaign account.
23 A Well, that--that is a--that's a good question. And
24 I think--

1 And that's why--that's why they're considered
2 account transfers.
3 Q Well, let--let--let--you know, 'cause, I mean,
4 I'm--I'm--I'm new to this political-campaign stuff.
5 And I realize that you went through a major change
6 in 2006. Or was it 2007?
7 A And--major change?
8 Q In the campaign reporting, campaign ethics laws.
9 A There were certainly some changes then, but it--
10 Q But having to do with the--the use of funds from
11 campaign accounts.
12 A The--you're right. In 2006 it--after October 1,
13 there was the change that a candidate could no
14 longer use funds for personal expenses. It could
15 only be used for campaign purposes.
16 Q Right. That's exact--yeah, that's exactly what I'm
17 talking about. And up until that time, it was not
18 improper or illegal for a legislator--and many
19 did--to use funds that came in for--entitled
20 campaign funds for personal expenditure?
21 A I don't disagree with you; you're right. There--
22 prior to October 1, 2006, a candidate could spend
23 their money for any purpose they wanted to.
24 Q All right.

1 A But the catch--what--what--what stops a lot of it
2 or stopped a lot of it prior to then is because
3 they have to disclose it. They have to show the
4 public that this is what they did with those
5 campaign ex--contributions. And that's why--I
6 think if you were to look at our database, you
7 wouldn't see a lot of candidates that wrote checks
8 for personal purposes, because of the disclosure
9 requirement.

10 Q But writing a check from the campaign account into
11 a personal account--into a personal account, why
12 would not that be designated as a transfer from the
13 campaign account to that person's personal account?

14 A Because there were many--there were several periods
15 of time or--that that personal account was the only
16 campaign account. It was serving as a campaign
17 account. It no longer was a personal account.
18 Yes, it had personal funds--and actually, you know,
19 if it was a campaign account, everything in it
20 would be subject to disclosure. We only included
21 those things that were designated to the Thomas
22 Wright campaign. No other campaign account is
23 allowed to take any--any contribution from any
24 source, and as long as it's not written to the

1 THE WITNESS: Correct.

2 THE CHAIR: All right. So the receipt
3 date has nothing to do with that date?

4 THE WITNESS: We don't know when the
5 receipt date was.

6 THE CHAIR: Got it. All right.
7 And I also want to make sure that for any
8 time prior to 2002, didn't need to name the person
9 who made the hundred-dollar-or-under contribution,
10 but you had to list it in--individually or in the
11 aggregate?

12 THE WITNESS: Correct.

13 THE CHAIR: And that would show up on the
14 disclosure report?

15 THE WITNESS: Correct.

16 THE CHAIR: But for after 2002, you had
17 to list the name, the--at least up to--you had to
18 list the name, as well as the amount--

19 THE WITNESS: No--

20 THE CHAIR: --up to the fifty--or the
21 fifty dollar--

22 THE WITNESS: No. After 2002 the forms
23 allowed you--it--it provided you a form where you
24 didn't have to provide the name, but you had to

1 campaign, they can utilize it. That's why it was a
2 difficult situation for us to audit. But we--this
3 is how we tried to certainly give Representative
4 Wright the benefit of the doubt.

5 PROF. JOYNER: Mr. Chairman, can--

6 THE CHAIR: Sure.

7 PROF. JOYNER: Can--can we break now?

8 THE CHAIR: Yes. Rep--we're--we're
9 promoting you twice today.

10 Dr. Joyner asked earlier, and I
11 indicated--he had a conflict this evening, and so
12 do several members, af--that they need to leave by
13 four o'clock. So we're going to end in a minute
14 and head into break, overnight recess until nine.
15 I just--I need to--'cause I want to review some
16 things, I need to ask a couple questions of the
17 witness so I'm sure I got what I need.

18 Let me just see if I understand. On
19 Exhibit 15 that you're looking at, please.

20 THE WITNESS: Yes.

21 THE CHAIR: Where it says "deposit date,"
22 that's the date that it was deposited into that
23 particular account, regardless of its receipt date:
24 am I correct?

1 provide--

2 THE CHAIR: Provide the date--

3 THE WITNESS: --the date and the amount.

4 THE CHAIR: Okay. And then that changed
5 several years ago, last year, to fifty dollars?

6 THE WITNESS: Correct.

7 THE CHAIR: Okay. I--

8 REP. STAM: Are we sure that that wasn't
9 just for--Mr. Chairman?

10 THE CHAIR: Representative Stam.

11 REP. STAM: Wasn't that just if you
12 received cash?

13 THE WITNESS: No, no. It--it's--it's
14 both. It's--it's--that is now the threshold for
15 reporting a contributor is over fifty dollars.

16 THE CHAIR: Okay.

17 THE WITNESS: That changed to the cash--

18 THE CHAIR: Thanks. No other--I just
19 needed to clear that in my mind. All right.
20 I think just--anything I need to--
21 anything Counsel needs before we recess till--till
22 nine in the morning?

23 Mr. Reagan, anything we need to cover?

24 All right. Again I remind all the

1 members of the Committee on the note I've given
 2 before and the instruction I've given before about
 3 overnight recess.
 4 Thank you. We'll see everybody at nine
 5 o'clock.

6 _____
 7 (WHEREUPON, THE PROCEEDINGS WERE ADJOURNED AT 3:57 P.M.)
 8 _____

STATE OF NORTH CAROLINA
 COUNTY OF WAKE

C E R T I F I C A T E

I, Holly McGhin, a Notary Public in and for the State of North Carolina, duly commissioned and authorized to administer oaths and to take and certify hearings, do hereby certify that these proceedings were held before me at the time and place aforesaid, that all parties were present as hereinbefore stated, and that the record as set forth in the preceding Pages 2 through 177 represents a true and accurate transcription of the proceedings, to the best of my ability and understanding.

IN WITNESS WHEREOF, I have hereto set my hand, this the ___ day of March 2008.

 Notary Public
 Notary Public No. 200424500712

My Commission Expires 9-7-2009

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A L S O I N A T T E N D A N C E

Rep. Thomas E. Wright
 Prof. Irving Joyner, Counsel to Rep. Wright
 Mr. Douglas Harris, Counsel to Rep. Wright
 Mr. William Hart, Outside Counsel to the Committee
 Mr. Alexander Peters, Outside Counsel to the Committee
 Ms. Carin Savel, Committee Clerk
 Mr. O. Walker Reagan, Staff Attorney
 Ms. Kory Goldsmith, Staff Attorney
 Mr. Brad Krehely, Staff Attorney
 Ms. Heather Fennell, Staff Attorney
 Ms. Denise Huntley, Research Assistant
 Ms. Amanda Smith, Research Assistant

E X A M I N A T I O N I N D E X

<u>Witness</u>	<u>Examination/By Whom</u>	<u>Page No.</u>
J. Umphlet	Direct/Hart	2
J. Umphlet	Cross/Joyner	22
J. Umphlet	Redirect/Hart	70
J. Umphlet	Recross/Joyner	81
K. Strach	Direct/Peters	92
K. Strach	Cross/Joyner	152

MEETING OF THE HOUSE SELECT COMMITTEE
TO INVESTIGATE ALLEGED MISCONDUCT AND OTHER MATTERS
INCLUDED IN INDICTMENTS REGARDING
REPRESENTATIVE THOMAS E. WRIGHT

TRANSCRIPT OF THE PROCEEDINGS

(Volume IV)

March 6, 2008

THE SELECT COMMITTEE:

- Rep. Rick Glazier, Chair
- Rep. Paul Stam, Vice-chair
- Rep. Marvin Lucas
- Rep. William McGee
- Rep. Edith Warren
- Rep. Laura Wiley

In Raleigh, NC
9:25 A.M.

Reported by:
Holly McGhin

1 THE CHAIR: All right. We are called
2 back into session.
3 PROF. JOYNER: Mr. Chairman?
4 THE CHAIR: Ms. Strach--I'm sorry. Dr.
5 Joyner?
6 PROF. JOYNER: My understanding is that
7 Attorney Harris is tied up behind an accident in--
8 somewhere between Burlington and Durham.
9 THE CHAIR: All right.
10 PROF. JOYNER: And I don't know what the
11 status of clearing that is. He's traveling in from
12 Greensboro.
13 THE CHAIR: All right.
14 PROF. JOYNER: So by way of explanation
15 this morning--
16 THE CHAIR: Oh, I--I appreciate that.
17 PROF. JOYNER: --provide that
18 information.
19 THE CHAIR: Thank you very much.
20 All right. Ms. Strach, you're on the
21 stand, and we're still on cross-examination with
22 Dr. Joyner. And--and, obviously, Ms. Strach,
23 you're still under oath. Okay.

1 Whereupon,
2 KIMBERLY W. STRACH,
3 having been previously duly sworn,
4 was examined and testified
5 as follows:
6
7 CROSS-EXAMINATION CONTINUED BY PROF. JOYNER:
8 Q Okay. Ms. Strach, I'm--I'm not sure exactly where
9 we left off yesterday, so let me just--just start
10 arbitrarily at some point.
11 You indicated yesterday that the Board of
12 Election had a--had--had a policy of allowing
13 amendments to reports after they had--campaign
14 finance reports after they had been--been filed;
15 is--is that correct?
16 A That's correct.
17 Q And there was--and there has not been a time limit
18 on the amount of time that those reports can be
19 amended?
20 A There's not. And--and the reason for that is
21 because if someone discovers something many years
22 later, we still--they still would be required to
23 amend that report to accurately reflect the
24 disclosure.

1 Q That--that kind of flows from the--I guess the
2 philosophy at Board of Elections that the primary
3 purpose of the reporting is for the public to be
4 able to know where the contributions are coming
5 from and the amounts of those contributions?
6 A Sure. Yes.
7 Q Right. So in--in a sense, this is more kind of a
8 regulatory information-gathering function than it
9 is a punitive matter that--as--as you look at the
10 requirements here?
11 A Certainly disclosure is a primary goal of our
12 office.
13 Q All right. There--there is, for instance, nothing
14 in the statutes dealing with campaign finance--
15 campaign financing that authorizes the amending of
16 reports?
17 A There's nothing specifically in the statute, no.
18 Q Right. And in fact, the statute speaks to the
19 notion of reporting of contributions?
20 A It--in--it speaks to reporting, and it provides the
21 schedule for the reporting.
22 Q Okay. Now, in--yeah. Yeah. And in addition to
23 that, the statute does not describe a particular
24 method for a political campaign to maintain

1 campaign funds; is that correct?
 2 A It--it doesn't--it doesn't prescribe for a
 3 particular method, did you say?
 4 Q Right.
 5 A It--it--it doesn't. It requires, though, the
 6 listing--the disclosure of all those places that
 7 you choose to maintain.
 8 Q Well, let--let me just ask. There's nothing in the
 9 statute, for instance, which requires that there be
 10 a dedicated bank account entitled "Politician's
 11 Campaign Funds"?
 12 A No, there is not.
 13 Q Right. And--and in fact, the statute would allow a
 14 person who is running for office to maintain one,
 15 ten, fifteen different bank accounts?
 16 A They--they could. Many committees have more than
 17 one account.
 18 Q And there is no violation of the statute if an
 19 account in which campaign funds are kept also
 20 contains personal monies?
 21 A There's no violation of the statute that that's in
 22 there. It's how the reporting of that is done is
 23 where we would run into problems.
 24 Q Okay. Well, I--I--I understand that, but I just

1 want to--
 2 A Okay.
 3 Q That--that--the mere fact that there is a bank
 4 account and that bank account has funds in it, some
 5 of which are dedicated to campaign-finance matters
 6 and others dedicated to personal matters or even
 7 business matters, would not violate the statute?
 8 A It would not violate the statute for those funds to
 9 be in--in one account. If that was--for example,
 10 if it was a--a candidate's personal account. There
 11 are--there have been candidates that have used
 12 their personal account. They disclosed it, and
 13 then they have to disclose what's in that account,
 14 because when you commingle funds, we have to be
 15 able to determine what expenditures--what funds
 16 paid for the expenditures; therefore, what is
 17 disclo--what is subject to disclosure.
 18 So that's--that is why it is certainly
 19 not a good idea to commingle your funds--
 20 Q Okay.
 21 A --because if a business check gets put in there and
 22 it pays for something that is campaign, then that's
 23 where you have made--you have made a prohibited
 24 contrib--you've received a prohibited contribution.

1 Q Yeah. But--but what you're speaking to now,
 2 though, is convenience of oversight rather than
 3 what the statute requires?
 4 A I guess I'm looking at practically--from a
 5 practical standpoint of why commingled funds
 6 shouldn't really occur.
 7 Q Right. But I'm--but I'm saying your comments now
 8 speak, though, to your practical application of how
 9 you would like to see it done rather than what the
 10 statute requires?
 11 A Right. As I said, there's nothing in the statute
 12 that says you can't maintain several different
 13 accounts.
 14 Q Okay. I mean, that's the point I--I want--is that
 15 the--
 16 A Right. And I--I--I acknowledge that.
 17 Q Right. And the statute doesn't require that?
 18 A Right. They just--
 19 Q Okay.
 20 A Right. It doesn't require you to keep a separate
 21 account.
 22 Q Right. So the statute does no more than to require
 23 that at the designated time frames, that you
 24 accurately report, no matter how many accounts you

1 have, those funds that are campaign related?
 2 A Yeah. Yes. But--but then it becomes a problem of
 3 determining what is campaign related. That's where
 4 we're going to--
 5 Q Right, but that's another issue.
 6 A Right.
 7 Q Right. That's another issue.
 8 REP. STAM: Speaker, could--could she be
 9 allowed to finish the answer when she's in the
 10 middle of an answer?
 11 THE CHAIR: I will allow you to--is there
 12 more to your answer?
 13 A The only thing I was saying is that the reason--if
 14 someone does that, they're going to--we're going to
 15 have to be doing an awful lot of auditing those
 16 bank records all the time to ensure compliance, and
 17 we would.
 18 Q (By Prof. Joyner) Right. I--I--I understand that.
 19 Now I'm just trying to--to--to--to separate out
 20 what is legally required and what you deem to be
 21 good housekeeping practices. Okay?
 22 A Okay.
 23 Q Now, in--in--in addition to that, the statute does
 24 not require a particular wording for a contributor

1 to make contributions to someone who's running for
2 office; is that correct?
3 A When you say "particular wording," for--
4 Q Right. If I was writing a check out to someone who
5 was running for office, the statute does not
6 require that I have any particular wording on that
7 check?
8 A No, there's nothing in the statute that prescribes
9 exactly how the check is to be written.
10 Q Right.
11 A It's--it's just--it should be written in a way that
12 the committee realizes--knows that that check is
13 designated. Now, there are--there is a statute
14 that was added in '06 that talks about making
15 sure--a treasurer must know that--a--a contribution
16 has to be designated to that committee.
17 Q Okay. But that was a later requirement?
18 A Well, it's a later requirement, but it's--you know,
19 it's--certainly some of the contributions we're
20 talking about today would be under that, would--
21 Q Okay. All right.
22 A --be subject to that.
23 Q Okay. I understand. Prior to that, I could write
24 out a check to the Alpha Omega Campaign Fund, and

1 you're--that you're--you--you were making reference
2 to?
3 A The good housekeeping stuff, the--when I--when we
4 audit a committee and we see something that has
5 been made out to just the candidate and there is no
6 designation, sometimes that would call us to--to
7 really get the intent of the contributor of how it
8 was meant. Was it a campaign contribution? Was it
9 meant personally?
10 Q Right. And that's--doing it that way might cause
11 additional problems for you in your audit--auditing
12 supervision and process?
13 A It could. It could. It--it certainly would cause
14 more work for the auditing process.
15 Q But none of that would violate the statute?
16 A Not of--of it--well, none of what would violate the
17 statute?
18 Q The designation or--the designation of the--on the
19 payee line.
20 A If the payee line--just what's on the desi--what
21 has been put on the payee line, you're say that
22 wouldn't violate the statute?
23 Q Right.
24 A No, that wouldn't violate the sta--it's what done

1 that would suffice to be a campaign contribution;
2 is that correct? If Alpha Omega was a person that
3 was running for political office.
4 A Yes, if that was a person, then--and the check was
5 made out to that, you could make it out--
6 Q Right.
7 A --to that.
8 Q But I could also make it out just to Al--Alpha
9 Omega?
10 A You could. You could. And if it was given for a
11 campaign purpose, then that would be subject to
12 disclosure, yes.
13 Q My--my point, though, is that the designation that
14 I put on the payee line is not mandated by the
15 statute?
16 A What is put on the payee line is not addressed by
17 the statute.
18 Q Okay. If I make it out to a named individual and
19 then, in the explanation section of the check, say
20 "political contribution," then it is easier to
21 determine that that is a political contribution as
22 opposed to a personal contribution?
23 A Correct.
24 Q Okay. And that's the good housekeeping stuff that

1 with the contribution that may or may not violate
2 the statute.
3 Q And the mere fact that campaign funds are
4 commingled with personal funds, that fact would not
5 violate the statute?
6 A Not the fact that they're commingled. It's--it's
7 what happens after that that's probably--probably
8 likely going to violate the statute.
9 Q Okay. And again, you just keep coming back to the
10 notion of as long as it is properly designated on
11 the report?
12 A Dr. Joyner, it's very difficult for me to say that
13 it's not a problem to commingle account. Even
14 though the statute doesn't specifically say there
15 has to be a separate account, what happens usually
16 when you have a commingled account, you're going
17 to--you--there are going to be several statutes
18 you're going to end up violating. And so it's
19 difficult for me to--to say that.
20 But yes, there is nothing in the statute
21 that says you cannot commin--have a--
22 Q My--my point--
23 A --account.
24 Q It would make it difficult for you in your auditing

1 process to be able to quickly identify those items
2 that are campaign funds when--when you have a
3 commingled account?
4 A Actually, my concern is not really for us. My
5 concern is that usually when you commingle, it's
6 the committee that's going to get in trouble,
7 because they are going to spend funds with funds
8 that they couldn't spend it with. And the
9 commingling problem is going to end up being a
10 problem for the committee. Yes, it's--it's a pro--
11 it's--it's--it's work for us, but the end result's
12 the problem for the committee.
13 Q All right. Okay. I--I--I understand. But it's--
14 it doesn't violate the statute. That's--that's the
15 point I'm trying to make.
16 Want to direct your attention to Exhibit
17 15 in--in--in the black book there. You indicated
18 yesterday that there were a number of checks that
19 you found in one of several accounts maintained by
20 or on behalf of Representative Wright, checks that
21 were written to the Thomas Wright campaign that
22 were written on a check--or checking accounts from
23 Thomas Wright; is that correct?
24 A You're speaking to what's been designated here

1 "Thomas Wright campaign"?
2 Q Yes.
3 A That--those are all instances where a check or a
4 debit ticket or--was written from a campaign
5 account and written to Thomas Wright. And then
6 that monies directly went into another account that
7 maintained campaign funds.
8 Q Okay. End result was it--it--it showed up in
9 your--on this tabulation as an unreported
10 contribution?
11 A Correct. Because--
12 Q Rather--rather than an unreported distribution?
13 A Correct. It could--if--if it did not go directly
14 into that other account, we could certainly have
15 called it an expenditure, because there were other
16 checks that were written from the campaign accounts
17 that went--that were written to Thomas Wright that
18 didn't go into another account. We designated
19 those disbursements.
20 But here we were. We had these--these
21 set of contributions, sixteen thousand (16,000) or
22 so, that went from a campaign account into this
23 account that co--that had the commingled funds with
24 campaign, and there were expenditures that were

1 being made. So in order for us to be able to
2 properly designate what that transaction was, we
3 had to determine it was a transfer. And by
4 definition, a transfer should be disclosed as a
5 contribution.
6 And it's designated on--on our sheet. We
7 have a reporting form for that, account transfers.
8 They're--they're--fall under the definition of
9 "contribution." But they don't inflate your--your
10 actual bottom line. It's--it's disclosed on the--
11 the summary page, but it doesn't inflate your
12 contribution numbers. However, they're still
13 transactions that are just as much required to be
14 reported as any other contribution.
15 Q All right. Now, you--you list in this document
16 eleven of those instances, do you not?
17 A I'll have to count them, if you'd like me to.
18 Q Okay. That's--that's fine.
19 A Eleven. And I think one of them we removed
20 yesterday because it had been disclosed. There was
21 a three-thousand-dollar (\$3,000) one yesterday that
22 was--was removed.
23 Q Okay. I--I thought that was different from those.
24 I thought that was the other Thomas Wright, Sr.

1 A No, that was a two-hundred-dollar (\$200)
2 contribution from Thomas H. Wright, III, that was
3 removed.
4 Q Well, anyway, I--I have el--eleven. I have eleven,
5 which amounts to roughly in the neighborhood of
6 twenty thousand dollars (\$20,000).
7 A Right. And if you'd subtract the three, it's--my--
8 my number was around sixteen thousand (16,000).
9 Q We can split the difference, right?
10 A Okay.
11 Q All right. Okay. But if we use the eleven figure,
12 it's--it's roughly twenty thousand dollars
13 (\$20,000)?
14 A Yes.
15 Q You said one was removed and--
16 A Yes.
17 Q Okay. Now, on the back of that Exhibit 15, you
18 indicated, did you not, that there were three
19 checks found in one or more of those accounts that
20 were made payable to the Community Health
21 Foundation, did you not?
22 A Correct.
23 Q And you listed those here, AT&T, AstraZeneca,
24 Anheuser-Busch. And that was eighty-nine hundred

1 dollars (\$8,900). The deposit date for the AT&T
 2 check is listed as July 26, 2004?
 3 A Correct.
 4 Q All right. If you will, look back at Exhibit 13.
 5 Is--is that the check to which you make reference--
 6 A Yes.
 7 Q --to for this--okay. And what is the date of that
 8 check? What is the date of that check?
 9 A The date on the check?
 10 Q Yes.
 11 A April 1st, 2004.
 12 Q Okay. So the check has a April 1st, 2004, issue
 13 date and a deposit date of July 26, 2004?
 14 A Correct.
 15 Q Okay. And then with the AstraZeneca check, I want
 16 to direct your attention to Exhibit 10.
 17 A Yes.
 18 Q All right. And what is the issue date on that
 19 check?
 20 A December 15th, 2003.
 21 Q And the deposit date for that check is August 11,
 22 2004?
 23 A Correct.
 24 Q Okay. And then with respect to the Anheuser-Busch

1 Q All right. And the subject of that hearing was
 2 these checks, these accounts?
 3 A The subject of the hearing were--was the--the
 4 complaint that had been filed and the other--the
 5 nondisclosure and other issues that we had found
 6 during our investigation, including these checks.
 7 Q Right. Those issues surrounding this campaign
 8 financing?
 9 A Correct.
 10 Q And the statutes, campaign-finance statutes,
 11 require that Representative Wright participate and
 12 provide the information that is sought from him; is
 13 that correct?
 14 A The--the statute requires that Representative
 15 Wright allow us to look at any of his financial
 16 accounts that may have campaign activity in it so
 17 that we can review them to see what is subject to
 18 disclosure and provide any other information that
 19 we need in the course of our investigation.
 20 Q Okay. And that is accomplished through subpoena
 21 and by the mandate of the statute itself; is that
 22 correct?
 23 A Correct.
 24 Q Now, you indicated yesterday in a question from Mr.

1 check--and I'll direct your attention to Exhibit
 2 Number 7. Do you see an issue date on that check?
 3 A Yes, March 5th, 2004.
 4 Q And the deposit date for that check is August 11,
 5 2004?
 6 A Yes.
 7 Q Right. Now, in your investigation that you
 8 conducted with respect to--to these accounts, you
 9 talked with a number of people, and you had
 10 conversation with banking officials at the various
 11 banks; is that correct?
 12 A Either I did, or someone on my staff did.
 13 Q Okay. And you also issued subpoenas for the
 14 production of some of this--all of this data?
 15 A Some of this data. Some of it was--was obtained
 16 through authorizations signed by Representative
 17 Wright.
 18 Q All right. And there was a--a hearing in which
 19 Representative Wright was required to attend; is
 20 that correct?
 21 A That is correct.
 22 Q And he did attend and participated in that hearing;
 23 is that correct?
 24 A He did attend.

1 Wright that--I'm sorry. Mr. Hart. Elevating him
 2 now.
 3 A Mr. Peters.
 4 Q Mr. Peters. That you--you--you know--you know
 5 these statutes pretty well?
 6 A I hope so. I certainly--that's my job, and I--I
 7 take it very seriously.
 8 Q And--and you deal--you deal with them on a daily
 9 basis?
 10 A I deal with it on a daily basis.
 11 Q Okay. And how--how long have you--you been doing
 12 this?
 13 A I started at the Board of Elections in 2000. I've
 14 been working in this position since 2001.
 15 Q Want to direct your attention to North Carolina
 16 General--Gen--General Statute Section 163 dash 278
 17 point 29.
 18 THE CHAIR: I'm sorry. Point 29?
 19 PROF. JOYNER: Right.
 20 Q (By Prof. Joyner) Are you--are you familiar with
 21 that offhand?
 22 A I--I--I--I'm not--I'm not sure. I probably would
 23 like to look at it.
 24 THE CHAIR: All right. Let's do that.

1 If we could, get a statute book in here, please.
 2 Thank you.
 3 PROF. JOYNER: I--I have a copy.
 4 THE CHAIR: It--probably just as easy for
 5 her to have a book as to--okay. It's 163-278 point
 6 29. Thank you.
 7 A Yes.
 8 Q (By Prof. Joyner) Okay. Are you familiar with
 9 that statute?
 10 A I am familiar with that statute.
 11 Q Okay. And what does that statutes provide?
 12 A That statute provides that the State Board, if they
 13 compel testimony, then that infor--then the
 14 evidence cannot be used against them, I believe is
 15 what that statute virtually says. If--if they
 16 compel testimony.
 17 Q Or documents?
 18 A I'm not sure. I--I know that--this is actually--
 19 we've had some--and I would probably not be the
 20 best person to speak to it. But our attorney at
 21 the attorney general's office has actually been
 22 involved in some litigation over this statute. And
 23 the outcome was that it's testimony. And that's
 24 why at the beginning of every State Board hearing,

1 the only thing that I can say to--to this is that
 2 I--I know that our--our--our State Board is aware
 3 of this statute, and that is why when a--someone
 4 has been subpoenaed, their appearance has been
 5 subpoenaed, they are told they are not going to be
 6 compelled to testify. They are not going to be
 7 compelled. That--that is something that--that was
 8 stated to Mr.--to Representative Wright, if he
 9 was--if he had been asked to testify. And any
 10 witness that testifies before the State Board is
 11 told they're not going to be compelled.
 12 Q (By Prof. Joyner) Yeah. But when you use
 13 subpoenas to compel the production of documents,
 14 that's testimony?
 15 A Dr. Joyner, I'm not an attorney.
 16 THE CHAIR: Well, yeah. I'm not going--
 17 the objection from the Chair is sustained. I don't
 18 think she's in a position to give a legal opinion
 19 on that.
 20 PROF. JOYNER: If I could have a moment?
 21 THE CHAIR: Sure.
 22 PROF. JOYNER: Mr. Chairman?
 23 THE CHAIR: I'm sorry. Yes? Yes?
 24 PROF. JOYNER: We have no further

1 if we have subpoenaed any individual, our chairman
 2 lets them know they are not compelled to testify,
 3 and that if they--if they--they are not there--that
 4 they will not be compelled to testify; it will be
 5 voluntary. And it is in order not to violate this
 6 particular statute.
 7 Q Well, if the person is compelled--well, the statute
 8 starts off by stating that no individual shall be
 9 excused from attending, testifying, or producing
 10 any books, papers, or other documents before any
 11 court upon any proceeding or trial or another for
 12 the violation of any of the provisions in this
 13 article. That's pretty broad?
 14 A It is pretty broad.
 15 Q And it ends up saying, "But such individuals so
 16 compelled to testify with respect to any acts of
 17 his own shall be immune from prosecution on account
 18 thereof." Is that what the statute says?
 19 A Yes.
 20 Q Okay. And that's 163 dash 278 point 29.
 21 THE CHAIR: Members of the Committee,
 22 it's in your yellow books. It's 163 dash 278 point
 23 29. Thank you.
 24 A That is what it says. And--and really, the only--

1 questions of this witness.
 2 THE CHAIR: All right. Thank you.
 3 Redirect examination?
 4 MR. PETERS: Thank you, Mr. Chairman.
 5 REDIRECT EXAMINATION BY MR. PETERS:
 6 Q Ms. Strach, as long as you have General Statutes
 7 163 dash 278 point 29 open in front of you, I'd
 8 just like to ask you a couple of questions.
 9 A Sure.
 10 Q The hearing to which I believe Mr. Joyner was
 11 referring where Representative Wright was present
 12 last spring, was that hearing in a court, or was it
 13 before the State Board of Elections?
 14 A It was before the State Board of Elections.
 15 Q And was that hearing relative to charges against
 16 Representative Wright, or was it in--rel--relative
 17 to charges against someone else?
 18 A Representative Wright.
 19 Q All right. Thank you.
 20 Now, you were asked some questions this
 21 morning about the way checks might be made out,
 22 perhaps to Thomas Wright or to the Thomas Wright
 23 campaign or similarly. When you were doing your
 24 investigation--you and your staff were doing your

1 investigation of these accounts, did you find
2 checks that were made out to Thomas Wright as
3 opposed to the Thomas Wright campaign?
4 A We did.
5 Q And how did you make a determination which checks
6 should be considered contributions and which checks
7 were personal income or personal checks?
8 A If there was not a designation on the check either
9 saying "Thomas Wright campaign" or in the memo line
10 saying "cont"--"campaign contribution" or something
11 to indicate that the purpose was to be a campaign
12 contribution, we deemed that check to be personal.
13 Q So is it fair to say, then, that all of the checks
14 reflected in Exhibit 15 are checks that
15 specifically indicated somewhere on the check that
16 they were for the campaign purposes and not for
17 personal purposes?
18 A Yes.
19 Q All right. I believe you were asked yesterday
20 about how you can tell in an investigation when a
21 check has been received; is that correct?
22 A Right. We--we talked about when a check is
23 received. How you can tell it can be--when it's
24 received?

1 Q Or how can you tell when the check has been
2 received?
3 A Well, you can't really tell--
4 Q Okay.
5 A --when a check has been received. The--the only
6 way that we can determine that--because we can't
7 tell when it's--when it's received, we, in
8 situations like this, have to use a deposit date.
9 Q And what does the deposit date tell you?
10 A That tells us they had to have received it at that
11 point, because that's the--because they actually
12 put it in the bank. So we know that the received
13 date is not after that.
14 Q All right. And when you were doing your
15 investigation, is--is that how you were able to
16 determine that some checks had been reported in the
17 wrong period?
18 A Yes.
19 Q By comparing the deposit date to the date that was
20 on the disclosure form as being received?
21 A Correct.
22 Q And were all of those instances where the dis--the
23 date shown on the disclosure report was later than
24 the date the bank records show the checks to have

1 been deposited in the bank account?
2 A Correct. We--we certainly would--if--if some--if--
3 if a contribution was disclosed earlier than the
4 deposit, as long as it wasn't earlier than the date
5 on the check, then that was probably the receipt
6 date, and it would have been the appropriate date
7 to report it.
8 Q Or at least you assumed that it was, having no
9 other information otherwise?
10 A Have--having no other information. Correct.
11 Q Okay. The deposits in--listed in Exhibit Number
12 15, do I understand correctly that those are all
13 deposits that were not disclosed at all, that--are
14 there any of--any of the ones on Exhibit 15, are
15 any of those contributions that were disclosed but
16 disclosed in the wrong reporting period?
17 A No, other than the three that I alluded to
18 yesterday. The others have never been reported in
19 any reporting period.
20 Q In the course of your investigation, did you
21 determine that there were checks that had been re--
22 disclosed in the wrong reporting period?
23 A Yes. That was a significant issue for our audit.
24 Yes.

1 Q Okay. And do you know what those checks totaled
2 that were reported in the wrong period?
3 A It's approximately--and it's--it's probably a
4 little higher than this. But it's between seventy-
5 five and eighty thousand dollars--
6 Q Right.
7 A --in contributions that were reported--were
8 reported in a reporting period other than when it
9 should have been reported--later than it should
10 have been reported.
11 Q And so those would be in addition to what's on
12 Exhibit 15?
13 A Absolutely, yes.
14 Q Okay. Looking at Exhibit 15. Let me ask you.
15 Have you done a breakdown with regard to each
16 reporting period on Exhibit 15 and the checks
17 that--the--the contributions that were not
18 disclosed?
19 A Are you saying based on this, the--the amount that
20 hasn't been disclosed? I have, but I don't have
21 those numbers with me. I don't have--I can add
22 them here, but I don't have those with me.
23 Q We--we don't need to--we don't need to go there.
24 So do I understand--do--you don't have

1 anything with you at this time that would enable
2 you to say what the total contributions that should
3 have been disclosed in a reporting period are?
4 A I do have that. I can tell you--I can tell you
5 the--the amount of the contributions that were
6 deposited or in-kinds received during a particular
7 reporting period. That I can tell you.
8 Q Okay. That's what I was asking.
9 A Okay. Sorry.
10 Q I apparently did not--
11 A I mis--
12 Q --state it as--
13 A Sorry.
14 Q --clearly as I wanted.
15 Well, let me just ask you to walk through
16 that.
17 A Sure.
18 Q Starting with 2000, the first quarter, according to
19 your investigation, what were the receipts that
20 should have been disclosed?
21 A Twenty-one thousand six hundred and forty-two
22 dollars and sixty-two cent (\$21,642.62).
23 Q All right. And what were--what was the amount of
24 receipts that were actually disclosed,

1 been reported in the first quarter are then
2 reported in the second quarter.
3 Q All right. How about the third quarter of 2000?
4 A Fifteen thousand nineteen dollars and seven cent
5 (\$15,019.07).
6 Q And what was disclosed?
7 A Eleven thousand four hundred (11,400).
8 Q All right. How about the fourth quarter of 2000?
9 A Fifteen thousand one hundred and nine dollars and
10 sixty-four cent (\$15,109.64).
11 Q Is what?
12 A Was what actually was received by the committee.
13 Q Okay. And what was disclosed?
14 A Five thousand five hundred dollars (\$5,500).
15 Q All right. And in 2000, the mid-year semiannual
16 report?
17 A 2001 semiannual--mid-year semiannual report was--he
18 received seven hundred and fifty dollars (\$750).
19 Q And that, of course--2001 would be an off year--
20 Right.
21 Q --election wise?
22 A Correct.
23 Q And what was disclosed?
24 A He didn't disclose any--receipt of any

1 contributions or--
2 A A thousand dollars was disclosed.
3 Q All right.
4 A And keep in mind on--on this--what--what I--the
5 numbers I'm giving you of what was disclosed, keep
6 in mind that if it was disclosed, that--that's not
7 taking into account they may be contributions that
8 were reported in the wrong reporting period. So
9 they may not be--they might--these contributions
10 may not be reported in the correct reporting
11 period.
12 Q Okay. But--so the total was twenty-one thousand
13 six hundred and forty-two (21,642), and one
14 thousand was disclosed? Do I have that correct?
15 A On his report, he disclosed a thousand dollars in
16 receipts for the 2000 first quarter.
17 Q Okay. What about the second quarter of 2000?
18 A There were thirty-two thousand five hundred and
19 fifty dollars (\$32,550) in receipts deposited
20 during the second quarter of 2000.
21 Q All right. How about what was disclosed?
22 A Forty-three thousand nine-hundred-fifty-three
23 (43,925.53). And this is the example of probably
24 some of the--the contributions that should have

1 contributions.
2 Q All right. How about the 2001 year-end semiannual
3 report?
4 A He received forty-one hundred dollars (\$4,100).
5 Q And what was disclosed?
6 A Twenty-seven hundred (2,700) was disclosed.
7 Q All right. What about the first quarter of 2002?
8 A Eleven thousand four hundred and fifty dollars
9 (\$11,450).
10 Q That is what was received?
11 A That is what is received--was received.
12 Q And should have been disclosed?
13 A And should have been disclosed.
14 Q And what was actually disclosed?
15 A Five hundred dollars (\$500).
16 Q All right. What about the second quarter of 2002?
17 A There were twenty-two thousand six hundred and
18 sixty-six dollars and twenty-five--and twenty-five
19 cent (\$22,666.25) of receipts that should have been
20 disclosed during that reporting period. and he
21 disclosed eighteen thousand one hundred and twenty-
22 five (18,125).
23 Q All right. And 2002 was the year you said there
24 was that special interim--

1 A Yes.
2 Q --report?
3 A Yes.
4 Q And what was that? What was received and--that
5 should have been disclosed on that report?
6 A He--HE received five hundred and fifty dollars
7 (\$550) during that reporting period, and he
8 disclosed five hundred dollars (\$500).
9 Q All right. What about the third quarter of 2002?
10 A Twenty-two hundred dollars (\$2,200) was what he
11 received. And he re--dis--he disclosed receiving
12 no contributions.
13 Q All right. What about the fourth quarter of 2002?
14 A He--he received thirty-seven thousand nine hundred
15 and three dollars and thirty cent (\$37,903.30), and
16 he disclosed thirty-four thousand three hundred and
17 fifty dollars (\$34,350).
18 Q And then in 2003, the mid-year semiannual report?
19 A He received one thousand six hundred and twenty-
20 five dollars and fifty-three cent (\$1,625.53), and
21 he reported receiving no contributions.
22 Q All right. What about the year-end for 2003?
23 A He received eleven thousand nine hundred seventeen
24 dollars and forty-one cent (\$11,917.41), and he

1 Q What about the third quarter of 2004?
2 A He re--he'd received eighteen thousand nine hundred
3 dollars (\$18,900), and he disclosed ten thousand
4 six hundred and fifty (10,650).
5 Q All right. And then the fourth quarter of 2004?
6 A He received twenty thousand seventy-five dollars
7 and ten cent (\$20,075.10), and he disclosed twenty-
8 seven thousand four hundred (27,400), likely
9 contributions from prior reporting periods that had
10 not been disclosed.
11 Q All right. 2005, the mid-year semiannual report,
12 what--what was deposited that should have been
13 disclosed?
14 A Three thousand five hundred and fifty-nine dollars
15 and seventy-six cent (\$3,559.76). And he didn't
16 report--he reported receiving no contributions.
17 Q All right. 2005, the year-end semiannual report?
18 A He showed--he--he received twenty-one thousand nine
19 hundred and ninety-five dollars (\$21,995), and he
20 disclosed fifteen thousand seven hundred and fifty
21 (15,750).
22 Q All right. And then in 2006, the first quarter?
23 A He received fifty-four thousand seventy-four
24 dollars and fifty-two cent (\$54,074.52), and he

1 disclosed receipt of twelve thousand two hundred
2 dollars (\$12,200).
3 Q And would that--
4 A That is--
5 Q --again be an indi--
6 A Yes.
7 Q --cation of--
8 A Of--of contributions that were likely not reported
9 when they were deposited, were reported later.
10 Q All right. What about the first quarter of 2004?
11 A He received fifteen thousand six hundred dollars
12 (\$15,600), and he disclosed eight thousand six
13 hundred (8,600).
14 Q And again, 2004, that would be an election year,
15 correct?
16 A Yes, it would.
17 Q What about the second quarter of 2004?
18 A He received twenty-eight thousand five hundred
19 dollars (\$28,500).
20 Q And what did he report?
21 A He recei--he reported receiving no contributions.
22 Q So of twenty-eight thousand five hundred dollars
23 (\$28,500), zero was reported?
24 A Zero.

1 disclosed receiving five thousand nine hundred and
2 fifty (5,950).
3 Q And the second--
4 THE CHAIR: I'm sorry. Please give me
5 those figures again.
6 THE WITNESS: Fifty-four thousand
7 seventy-four dollars and fifty-two cent
8 (\$54,074.52). And he actually--he reported five
9 thousand nine hundred and fifty (5,950).
10 Q And the second quarter of 2006?
11 A He received thirty-seven thousand four hundred and
12 six dollars and seventy-four cent (\$37,406.74). He
13 disclosed twenty thousand nine hundred and twenty-
14 five dollars (\$20,925).
15 Q Then the third quarter of 2006?
16 A He received twenty-six thousand five hundred and
17 fifty dollars and thirty-seven cent (\$26,550.37),
18 and he disclosed twenty-two thousand one hundred
19 and one dollars even (\$22,101).
20 Q All right. And then the fourth quarter of 2006?
21 A He received eighteen thousand one hundred dollars
22 (\$18,100), and he disclosed twenty thousand dollars
23 (\$20,000).
24 Q All right. Now, you were asked some questions

1 yesterday about contributions under a threshold
2 where the contributor's identity did not have to be
3 disclosed.
4 A Correct.
5 Q But the contribution itself does have to be
6 disclosed?
7 A Yes. It always has.
8 Q And--
9 A For long as I've been there, it has.
10 Q All right. And why on this sheet, the--Exhibit 15,
11 where those hundred-dollar contributions or fifty-
12 dollar contributions are listed, the contributor is
13 listed, as well? And--
14 A Why is the name on there?
15 Q Right.
16 A That's just to show proof that this was a
17 contribution that was received in the account that
18 wasn't disclosed.
19 Q All right. And--
20 A Just identifies those.
21 Q And since the contributor did not have to be listed
22 on the disclosure report, how were you able to
23 determine that these contributions had not been
24 disclosed?

1 contribution. The reporting forms actually require
2 you to provide a method of payment. Because cash--
3 it--up until--I hope I get my years--January 1,
4 2007, you take cash of a hundred dollars from an
5 individual or other person that could contribute.
6 That's reported the same way; you just show the
7 method of payment as cash.
8 Q All right. And in your Exhibit 15, the
9 spreadsheet, does that reflect cash contributions
10 that were not disclosed?
11 A There are cash contributions. There are--there was
12 receipt of contributions--cash contributions in the
13 account that we could not match to any--any
14 contributor--or--or any--any disclosure. Excuse
15 me.
16 Q What--then how were you able to determine that they
17 were contributions that should have been disclosed?
18 A Well, I mean, you've got deposits of cash.
19 Certainly they should be disclosed. And if we
20 don't know what the identity is, they--those
21 contributions still are required to be disclosed.
22 Q And--
23 A And--and the--the Committee is required to know the
24 identity of those individuals that make up that

1 A Because there is--even on the earlier reports,
2 there is a--a line item that--in 2000/2001, it was
3 called "unitemized." So you had--if you had
4 contributions that the contributor didn't have to
5 be reported, you would list the aggregate on that--
6 that line. If there were--if there--most--there
7 were a lot of reports that didn't have any
8 aggregate contributions. But if there were, there
9 are contributions of--of a hundred dollars or less
10 that are not included on here that they did--he
11 didn't disclose their name, but he wasn't required
12 to. And we--we gave him credit for those
13 contributions.
14 Q Why would he have not been required to disclose
15 tho--those names?
16 A Because if--if the--he was required to recei--to
17 disclose the receipt, which there are some he re--
18 he disclosed the receipt of. But if he did not
19 have to dis--disclose the identity of them, they
20 would not be--they would not be listed on--on
21 this--this spreadsheet.
22 Q What about cash contributions? How are those
23 reported?
24 A Cash contributions are reported like any other

1 cash.
2 Q And those were contributions into the campaign
3 accounts?
4 A It was into any of the--one--one of the accounts he
5 used for campaign.
6 Q All right. Do you know whether any of the
7 disclosure reports that are Exhibits 16A through
8 16G, did any of those disclose cash contributions?
9 A There are no cash contributions disclosed on the
10 report.
11 Q On any of those reports?
12 A I--I don't believe there are any reports that
13 disclose cash.
14 Q Okay. Do you know approximately the amount of cash
15 contributions total wise that are in Exhibit 15?
16 A There's not too many of them, so--there was one
17 deposit of four thousand (4,000) in cash. There
18 are some other cash contributions that, as I recall
19 it, somewhere in--in the five--over five thousand
20 dollar range.
21 Q Okay. You were asked some questions about filing
22 amended reports.
23 A Yes.
24 Q And I believe it was your testimony that those

1 would always be allowed? A--a committee would
 2 always be allowed to file amended reports?
 3 A Yes.
 4 Q Okay. Do--have you done any looking into--well,
 5 let me back up.
 6 How many entities are there in North
 7 Carolina who are required to re--to file disclosure
 8 reports?
 9 A There are over five thousand committees that are
 10 registered either at the State Board of Elections
 11 or in the County Board of Elections. We have
 12 around two thousand registered at the State Board
 13 of Elections.
 14 Q And so the--the rest would be registered with
 15 counties?
 16 A Yes.
 17 Q County board of--boards of election?
 18 A Yes.
 19 Q So if there are five thousand--in a year like 2006,
 20 the most recent election year other than the one
 21 we're in now, there would be four reporting
 22 periods; is that correct? Four reporting periods--
 23 A Yes.
 24 Q --in 2006?

1 A Yes, yes.
 2 Q Five thousand, give or take some, reporting
 3 entities?
 4 A Yes.
 5 Q So is it fair to say that would be around twenty
 6 thousand--
 7 A Reports.
 8 Q --reports that are required to be filed with your
 9 office?
 10 A Oh, yes.
 11 Q Do you--
 12 A Well, five thousand, they're not--not all five
 13 thousand committees report to our office.
 14 Q Right.
 15 A The two thousand do.
 16 Q Right.
 17 A Right.
 18 Q Do you know how many amended disclosure reports
 19 were filed in 2006?
 20 A In 2006--I went back and pulled that--there were
 21 five hundred and sixty-nine amended reports filed
 22 in 2006.
 23 Q Okay. Do you know whether that--have any sense for
 24 whether that was a typical number of amended

1 reports?
 2 A I--I think it's probably--it could be--you know, it
 3 could be higher. And in fact, you know, probably
 4 as we go on, there'll be--there'll be more. That--
 5 that's probably a good--a good typical number.
 6 It--it may be higher in some years.
 7 Q All right. Now, you were asked some questions
 8 about the checks from AT&T and AstraZeneca and
 9 Anheuser-Busch.
 10 A Yes.
 11 Q When you saw those checks, did you do any
 12 investigation into the Community's Health
 13 Foundation?
 14 A Yes. We--Representative Wright authorized us to
 15 obtain the financial records for the Community's
 16 Health Foundation.
 17 Q And did you actually obtain those financial records
 18 and bank accounts?
 19 A We did.
 20 Q Are they included in the accounts that are on
 21 Exhibit 17A through seven--
 22 A They are.
 23 Q All right. Do you know when the bank account at
 24 the Community's Health Foundation was opened?

1 A I do.
 2 Q And what was that date?
 3 A It was opened on March 17th, 2003.
 4 Q And do you know when it was closed?
 5 A June 28th, 2004.
 6 Q All right. And do you know what kind of activity
 7 went on in that account, whether there were many
 8 deposits made into it?
 9 A As I recall, I believe there were two deposits that
 10 were made into that account. I think--and I think
 11 both of them were from Dr. Gottovi. I think it was
 12 a--a check to open the account, and I think it--I
 13 think it was a check he--he wrote to the bank
 14 account to make a loan interest payment.
 15 Q Right. And what payments were there from that
 16 account--
 17 A Just--
 18 Q --if you recall?
 19 A Just the one. Actually the--the loan interest
 20 payment was the only payment made. And what he
 21 used to open it, that's kind of what--the bank
 22 charges ate it up every month, and that's when--it
 23 actually was not closed. It was charged off when
 24 that money was gone.

1 Q And by "charge off," you mean?

2 A The bank closed the account because there was no

3 money in it.

4 Q All right. Were any of the other--the other

5 accounts that you examined closed through charge-

6 off?

7 A Yes. The Bank of America account that was his

8 campaign account was closed off due to charge-off

9 in November of 2003. The--the service charges

10 was--there was no more money in the account. It

11 kept accruing service charges, so they closed that

12 account. As I said, the--the Community's Health

13 Foundation was closed due to charge-off. And the

14 First Citizens account that was used as a campaign

15 account was closed due to charge-off in June of

16 '05.

17 Q All right. Then you were asked a series of

18 questions this morning about commingled accounts.

19 And I believe it was your testimony that there is

20 no statutory prohibition against commingled

21 accounts; is that correct?

22 A There's no specific, no, statutory prohibition.

23 Q But I believe you also said that there are a number

24 of statutes that committees risk violating when

1 were not given for a political purpose. If--if

2 they are used in any way, then they are--they are

3 part of the campaign and, therefore, subject to

4 disclosure. And they--and they couldn't have been

5 used. They would have been prohibited.

6 Q Okay. And I believe your Exhibit 15--that simply

7 reflects contributions that were received and not

8 disclosed; is that correct?

9 A Only contributions.

10 Q Did you also, when you were doing your

11 investigation, look at the expenditures out of

12 these accounts?

13 A Yes.

14 Q And what did you find when you looked at the

15 expenditures out of the accounts?

16 A There were a large amount of expenditures that were

17 also not reported. From the campaign account,

18 that's--campaign accounts, that's a pretty easy

19 number to come to, because you can just look at any

20 check that was written from the account and say

21 that should have been disclosed.

22 When looking at the commingled account,

23 the account that had his personal funds, what we

24 were trying to determine, which expenditures were

1 they commingle--

2 A Correct.

3 Q --campaign money with personal money? What would

4 those statutes be?

5 A Well, a--a committee is prohibited from receiving

6 business contributions. So if a business check is

7 received, it--and it was for the committee, that is

8 something that couldn't be used. And--and not only

9 could they not receive it; I mean, they can't spend

10 that money, either.

11 Also, contributions in excess of four

12 thousand dollars (\$4,000) generally, to most

13 campaigns, are prohibited.

14 Cont--contributions--well, the--the

15 prohibited-source contributions, not just busin--

16 not just corporations. Businesses, professional

17 associations, labor unions, insurance companies,

18 all of these entities are prohibited from giving to

19 political committees.

20 Q So does the problem arise, then, when monies--when

21 contributions from those prohibited sources go into

22 the account and then are used for campaign-related

23 purposes?

24 A Yes. That's a huge problem. That's even if they

1 subject to disclosure. And the way we had to go

2 about that was look at the--each expenditure, see

3 if it was--appeared to be for a campaign purpose.

4 For example, if--if--if--if there was a check to a

5 TV station and it had "for campaign advertising,"

6 we consider that a campaign expenditure, therefore,

7 subject to disclosure.

8 If there were expenses that were paid

9 from the commingled account that campaign funds

10 paid for, even if it was a personal expense, we

11 considered those expenses were subject to

12 disclosure.

13 And sometimes what we had--we had

14 additional issue. Sometime you would have both

15 some personal money and campaign money. And what

16 we tried to do was say, "Spend your per--we'll

17 spend his personal money first. And then if

18 there's--if--if--sometimes there had to be

19 campaign funds to end up paying the rest of that

20 purchase. So what we did on that was we--we would

21 say that Representative Wright made an in-kind

22 contribution to his campaign, and then the rest of

23 it was an expenditure from the campaign.

24 Q If I understand correctly, are you saying that you

1 assumed that personal purchases were funded at
 2 first with personal funds?
 3 A Yes.
 4 Q And if those were not sufficient to cover the
 5 purchase, then campaign funds were applied?
 6 A Yes.
 7 Q And then vice versa on campaign expenditures? You
 8 assumed campaign funds were spent first, and if
 9 those were not sufficient, then personal funds--
 10 A Yes.
 11 Q --were used?
 12 A Yes. Exactly.
 13 Q All right. And is--you talked some yesterday, I
 14 believe, in cross-examination about how it--it was
 15 at one time, until recently, legal for candidates
 16 to use campaign funds for personal purposes?
 17 A Yes.
 18 Q That correct?
 19 A Yes.
 20 Q But that it had to be disclosed?
 21 A Yes. Yes. Absolutely. And--and--and usually
 22 that's--as I was saying yesterday, that's why a lot
 23 of candidates choose not to spend their campaign
 24 funds for personal purposes at--prior to October 1,

1 same vendor, but the amounts would be significantly
 2 different. So it was difficult for us to match up
 3 that expense to what was paid; we're not sure that
 4 it was. It--it would be overreported. The--the
 5 expense would be. So we couldn't verify through
 6 any records that--bank records of how that
 7 expenditure was paid, if that was--if we were
 8 looking at the same expenditure.
 9 Q When you say "overreported," do--
 10 A Right. We would have--sorry. We would have--for
 11 example, we'd have a check to some sort of media
 12 outlet. And we would have the check. And let's
 13 just say it was for a thousand dollars thirty--
 14 thousand dollars and thirty-two cent (\$1,000.32).
 15 In his--on his report, around the same date time,
 16 he would have a--a disclosure to the same media
 17 outlet, but it may be for three thousand dollars
 18 and fifteen cent (\$3,000.15). And that's just an
 19 example, that--those numbers. But there would be
 20 overdisclosure. We couldn't--that was not the same
 21 expenditure amount. But it--he was obviously
 22 paying that media outlet. He had disclosed paying
 23 that media outlet. But the amount of the ex--the
 24 expenditures didn't match. So that presented a

1 '06. Now that is no longer a choice.
 2 Q Right. Were there any other things that you noted
 3 out of the ordinary when you were looking at
 4 expenditures? Any--any other patterns you noticed
 5 or--
 6 A Well, I mean, there were certainly--there were
 7 periods of time that there were only campaign funds
 8 in the personal account, and all expenditures
 9 paid--and the majority of those expenditures paid
 10 were--couldn't be determined to be a campaign
 11 nature were paid with campaign funds. And there
 12 were--there were--there were many times that that
 13 was the case.
 14 Q Did you ever find any discrepancies in what was
 15 reported for a specific expenditure and what your
 16 investigation shows was spent on the expenditure?
 17 A We did. One of the things that was also--when we
 18 were trying to determine what expenditures had been
 19 disclosed and we were looking at what expenditures
 20 had been made from each account, trying to match
 21 that to what had been disclosed. And there were
 22 several instances where Representative Wright
 23 reported making expenditures that didn't match up
 24 with anything. We would have an expenditure to the

1 problem for us trying to determine what
 2 expenditures were disclosed.
 3 MR. PETERS: Okay. Could I have just a
 4 moment?
 5 THE CHAIR: Certainly.
 6 MR. PETERS: We have no further questions
 7 at this time.
 8 THE CHAIR: I'm sorry?
 9 MR. PETERS: I said we have no further
 10 questions at this time.
 11 THE CHAIR: Thank you. Recross?
 12 Recross?
 13 RE-CROSS-EXAMINATION BY PROF. JOYNER:
 14 Q All Right. Let's--well, let's star--start at the
 15 end of this, when you started talking about
 16 expenditures. Do you have any reports that you've
 17 submitted to this body dealing with these
 18 disbursements?
 19 A I have not.
 20 Q You've not prepared--so you--you--whatever you're
 21 testifying to now about disbursements are basically
 22 just kind of your random recollection?
 23 A No. I mean, we have--our staff has gone back in--
 24 in--in preparation for, you know, this proceeding

1 and the criminal proceeding. We have certainly
 2 gone back and analyzed all of the records. And so
 3 we--even though--all expenditures have been
 4 analyzed, as well, and there have been--we have
 5 produced documents for internally looking at those
 6 expenditures.
 7 Q Have--have--have you prepared any charts or reports
 8 for this proceeding that you've submitted dealing
 9 with these expenditures?
 10 A I have not.
 11 Q And in making your conclusions about these
 12 expenditures, you rely a lot on your assumptions
 13 about what was going on?
 14 A I would say that I rely on try--in--in--in looking
 15 at what is--certainly giving Representative Wright
 16 the--the most benefit of the doubt on looking at
 17 these. I--I--we have certainly tried to err--and
 18 we realize if--if contri--if expenditures were paid
 19 with campaign funds, there has to be disclosure of
 20 that. The public has a right to know that.
 21 Q Well, that--that wasn't my question. My question
 22 was that you reached these conclusions based on
 23 assumptions that you had made about these payments?
 24 A I'm not sure what--I understand what kind of

1 personal nature were any personal expenditures that
 2 campaign funds were used to fund. So it wasn't we
 3 were trying to assume that certain expenditures
 4 were personal or campaign. It was all based on
 5 what paid for it.
 6 Q In reaching a conclusion about which expenditures
 7 were based--or paid from campaign funds or should
 8 have been paid from campaign funds, you operated on
 9 some assumptions?
 10 A I'm not sure that I can agree that it was an
 11 assumption. It was--if--if--if a check is written
 12 to a media outlet and it has it's for campaign ads,
 13 to me, on its face, that's something that needs to
 14 be disclosed. I'm not really--
 15 Q All right.
 16 A --assuming anything.
 17 Q You--you don't have any of those checks with you?
 18 A I don't.
 19 Q Okay.
 20 A I don't. But--
 21 Q So there's no way that--
 22 A But they are available. And I--
 23 Q That--my--you don't have that--any of that with you
 24 that we can look at and make those determinations;

1 assumptions you mean.
 2 Q Well, I don't know what kind of assumptions you
 3 made. You talked about some assumptions that you
 4 made in your answers to Mr. Peters' questions. So
 5 I was just asking you if your determination of
 6 these distributions or expenditures were based on
 7 assumptions that you had made?
 8 A Actually I don't think they were based on
 9 assumptions. They were based on money that went
 10 into the account that was specifically designated
 11 as campaign money. And then other money that
 12 didn't have a designation was considered personal.
 13 And so those were not--those were not assumptions.
 14 That was kind of a--a--a baseline that we used,
 15 that anything that has his name on it as his
 16 campaign would be considered, I think, subject to
 17 our--to our disclosure laws, reportable. And
 18 anything that was personal was--was put in a
 19 different column.
 20 And then when expenditures were made, we
 21 didn't really look at trying--other than looking to
 22 see what had--on its face was a campaign
 23 expenditure, the only other things that we used
 24 to--that were subject to disclosure as far as the

1 is that correct?
 2 A Well, I--I don't, but they are on the--on the CDs.
 3 And they--those can be printed out if--if needed.
 4 THE CHAIR: Let me--let me just ask so
 5 we're clear. The CDs you're talking about, are
 6 those what have previously been marked as Exhibits
 7 17A, B, and C?
 8 THE WITNESS: Yes.
 9 THE CHAIR: Thank you. And those are
 10 available to Committee Members and available, I
 11 think, to all sets of counsel; is that correct?
 12 MR. PETERS: Yes, Mr. Chairman. They've
 13 been provided to Representative Wright's counsel.
 14 THE CHAIR: Thank--all right. Thank you.
 15 Q (By Prof. Joyner) You--you don't have any of those
 16 checks here?
 17 A I don't.
 18 Q Now, you were asked something about did you find
 19 any other things out of the ordinary. What do--
 20 what do you mean "out of the ordinary" in these
 21 accounts?
 22 A Well, I think you--are you referring to the
 23 overdisclosure of expenditures? That was out of
 24 the ordinary to me. When--when we couldn't match a

1 disclosure--a disclosed expense to anything in any
2 of the bank accounts, even though we could see the
3 same vendor around the same date, but the amounts
4 were not--I mean, and we're not talking about just
5 a little bit of difference. We're talking about a
6 significant difference that would make you question
7 whether or not it was the same expenditure.
8 Q And did you present this information to
9 Representative Wright?
10 A Did I present this to Representative Wright?
11 Q Yes.
12 A No. This information, though, was certainly part
13 of the hearing. So--
14 Q Did--did--
15 A These expend--expenditures were discussed at the
16 hearing.
17 Q Did you seek an explanation to help you understand
18 the difference between what you saw and what you
19 assume had occurred?
20 A I--I certainly think that those questions would
21 have been asked of Representative Wright had he
22 testified at--at the hearing.
23 Q But that's not what I asked you.
24 A I have not contacted Representative Wright since

1 questions about the dangers of having a commingled
2 account?
3 A Yes.
4 Q And one of them was that you might have
5 contributions in excess of the four-thousand-dollar
6 (\$4,000) limit?
7 A Yes.
8 Q Did you find that in Representative Wright's
9 account?
10 A Did not.
11 Q Okay. That's just a da--that's speculation?
12 A That--that is--that is--that is something that
13 could happen.
14 Q But it's not something that was present in this
15 case?
16 A It was not present in this case.
17 Q You indicated that there might be checks from
18 prohibited sources for campaign matters?
19 A Yes.
20 Q Did you find that in--
21 A We did find some of that.
22 Q And what--where was that?
23 A We did find some checks that were from businesses
24 that were deposited into one of--one of--more--more

1 the hearing on this matter.
2 Q That's--that's what I asked you. I asked you did
3 you--
4 A No, I have--I have not contacted him.
5 Q Okay. So--so you had these questions about these
6 expenditures, but you never sought to seek--to--
7 sought clarification from Representative Wright
8 about these--these thing that you found
9 questionable?
10 A Well, Dr. Joyner, I have a lot of questions for
11 Representative Wright that I certainly would--
12 Q I--I know you do. I know you do.
13 A I do.
14 Q That's your job to have questions. But that's not
15 what I asked you.
16 A And that certainly would be one of them.
17 Q And--and that's not what I asked you. All right?
18 I asked you did you seek answers from
19 Representative Wright?
20 A I have not sought any answers--
21 Q Okay. Thank you.
22 A --from Representative Wright.
23 Q That's what I asked you. Thank you.
24 You had a number of responses to

1 than one of his accounts. And I--I do not
2 specifically have which accounts with me, but I
3 know we did have prohi--find prohibited
4 contributions.
5 Q From--from a business?
6 A From businesses.
7 Q Okay.
8 A From some businesses.
9 Q And is that on this list here?
10 A No, it is not.
11 Q Which business?
12 A There were--there were less--there were less than
13 ten. And I do not recollect right now what the
14 list is, but I--we do have a list of those. And
15 those were presented at the State Board hearing.
16 Q All right. And--and those checks indicated that
17 they were for a political purpose?
18 A They were written to the Thomas Wright campaign.
19 Q And you talked about--there was one other one that
20 you had mentioned. Or maybe just have the--the two
21 sources. All right.
22 So you did find the--the--find those, but
23 you don't have that with you here?
24 A I do not.

1 Q Okay. And that's not a part of the nonreported?
2 A I--it may--there may be some on the nonreported.
3 I--I'm not sure if some of those showed up on the
4 nonreported or not. We did--we did label those
5 separately, the prohibited contributions.
6 Q And if they are not--
7 A And I'm not sure if they're on there. If they're
8 not, they--they--they were undisclosed
9 contributions to be added.
10 Q Well, you--you went through, and you indicated in
11 your testimony that you listed out all of the
12 undisclosed matters. And that means that those
13 matters that don't appear were matters that were
14 either not political, or they were disclosed?
15 A That is correct. And I--and I would--would--would
16 say that if a--a business contribution that was not
17 disclosed is not on this list and it was made out
18 to the campaign, it should be.
19 Q But you don't have them here?
20 A I don't.
21 Q Let me--you--you had additional questions about
22 when is a contribution received. Let me direct
23 your attention to General Statute 163 dash 278
24 point 8.

1 contribution is disclosed on the report is the date
2 the contribution was received on behalf of the
3 committee. Her accounts just have to be current
4 within that time period.
5 Q Is there any other statute which provides any other
6 date for recognition of the receipt?
7 A Yes.
8 Q And where--where is that?
9 A 163 dash 278 point 11 is the contents of the
10 treasurer's statement of receipts and expenditures.
11 And it states that the statement, meaning the
12 disclosure report, shall list--
13 REP. STAM: Which part of the statute is
14 that?
15 THE WITNESS: I'm sorry. It's A-1.
16 A The statement shall list the name and complete
17 mailing address of each contributor, the amount
18 contributor--contributed, the principal occupation
19 of the contributor, and the date such contribution
20 was received.
21 Q (By Prof. Joyner) Was received by whom?
22 A Well, and also our--our reporting manual states
23 clearly that it's the date that it's received on
24 behalf of the committee.

1 A Yes.
2 Q Is not--does not that statute indicate that the
3 date that the treasurer receives the contribution
4 is the operative date for reporting of the
5 contribution?
6 A It says the treasurer of each--of each candidate
7 shall keep detailed accounts. Is that--is that
8 what we're--we're reading from?
9 Q No, that's--that's--that's--
10 A Right. That's--the treasurer shall keep detailed
11 accounts. It doesn't say that the treasurer is not
12 responsible to--not--to know when a contribution
13 was actually received. They are to keep the
14 detailed accounts current with not--not with more
15 than seven days, but they're still supposed to keep
16 the actual date of receipt of the contribution.
17 Q But it says within seven days after the date of
18 receiving, after the date that the treasurer
19 received a contribution?
20 A Yes. The treasurer is required to have a detailed
21 accounting, if they were asked, of all
22 contributions received within seven days of when
23 she receives that contribu--she or he or she
24 receives that contribution. But the date that the

1 Q Well, I'm talking about the statute right now.
2 What--who is the person that--
3 A When it's received by the committee, because
4 sometimes--
5 Q But the statute doesn't say that, does it?
6 A Well, it says "received," and that's how--
7 Q That's how you read it?
8 A That's how the State Board has interpreted that.
9 Q Okay. All right. But it doesn't say that?
10 A It says "received," and that's--you're right.
11 That's our interpretation.
12 Q Right. Now, you indicated that you were able to
13 track--track and identify cash contributions. Now,
14 would--would you please explain to me once again
15 how you were able to track and identify cash
16 contributions that weren't reported or otherwise
17 designated as political funds?
18 A It's difficult to deal with cash. That's why we
19 don't allow cash over a hundred dollars. But
20 anytime we have cash that's deposited into an
21 account with campaign funds, we don't know who the
22 source is. And so the--there is an assumption that
23 if it's campaign, it should have been reported. So
24 that--those--that is why those cash contributions

1 are listed on--in this amount. They--
2 Q But you--you--you--you've indicated that
3 Representative Wright had commingled accounts.
4 A He did.
5 Q Therefore, cash contributions wouldn't necessarily
6 be attributed to political purposes?
7 A Not necessarily. But it--it's certainly--is--is
8 likely that it was or was--it--it's not--it's
9 certainly something I'm not sure--I'm not sure. I
10 can't say that it was that--for a purpose--a
11 campaign purpose, but we don't know. And it's
12 something that needs to be explained and shown why
13 it wasn't a campaign contribution.
14 Q Well, so--
15 A And that's another reason for not commingling an
16 account.
17 Q But you--the--these were then assumptions that you
18 made that whatever cash was deposited into this
19 account was somehow politically related?
20 A Yes. Now, that was an assumption that--that--that
21 I made. And the re--the basis of that was that we
22 tried to give Representative Wright credit or not
23 letting the things subject to disclosure where we
24 could, on their face, see that it was not written

1 disclosure of all contributions that were given for
2 a political purpose. However, when--anytime we
3 audit a committee that has cash in it, first of
4 all, you can't receive cash in increments of over a
5 hundred dollars. So we're going to ask any
6 political committee, whether they commingle it or
7 not, "How did you receive this cash, in what
8 increments, and who--how can you identify it back
9 to a contributor?" You've got a commingled
10 account, we're going to ask those same questions.
11 Q I--I--I understand that you have problems in
12 auditing the account. But an individual who
13 happens to be a politician can deposit more than a
14 hundred dollars in his or her account--
15 A In his personal account.
16 Q --without violating the law?
17 A In their personal account, yes.
18 Q Right.
19 A But it's difficult. We cannot determine that that
20 was for a personal purpose.
21 Q I--I understand the problem that you have. But I
22 want to make it clear that you made the assumption
23 that merely because the hundred dollars or whatever
24 cash contribution is made in an account that has

1 for a campaign purpose. Cash we could not
2 identify.
3 Q Right. So--
4 A Therefore, in a commingled account, there needs to
5 be evidence to us to show us why it's not.
6 Q So your assumption is that any cash contribution in
7 a commi--commingled account is for a political
8 purpose?
9 A I would definitely assume that.
10 Q Okay. So a person can't--who is a politician can't
11 put cash--personal cash into their personal account
12 if they're commingling--
13 A If they're--
14 Q --without you determining that it is a political
15 contribution?
16 A If they're commingling it, then I think that's
17 going to be their burden to prove that it's not.
18 Q Well, there's nothing in the statute that places
19 the burden of them proving that cash that they
20 received and deposited in the account had a
21 political purpose. The--the--the burden placed
22 on the--on the individuals is to report those
23 contributions which are for political purposes.
24 A The burden is for them to--to--right, to provide

1 commingled funds, that that cash contribution has a
2 political purpose. And that's not necessarily
3 correct?
4 A It may not necessarily be correct, but I have no
5 evidence that it's not correct.
6 Q Right. And that's the assumption that you're
7 making. That's--that's--that's my point.
8 A Yes.
9 Q Okay. Now, you indicated that you had records from
10 the Community Health Foundation that your
11 investigators presented?
12 A Yes.
13 Q Showing an opening date of March 17, 2003?
14 A Yes.
15 Q And a closing date of June 28, 2004?
16 A Yes.
17 Q And in that account, you indicated that there were
18 two--two items of note?
19 A That's my recollection.
20 Q Okay. I--I thought you had a report of that.
21 A No, I just--all I have here are just when the--the
22 bank accounts were opened and closed.
23 Q Okay. But for all practical purposes, there were
24 no activity--there was no activity in that account?

1 A I--I think that's a very good--yes, I would agree
 2 with that.
 3 Q All right.
 4 A Other than the--the--the interest payment, that--
 5 the only activity in the account.
 6 Q So the one--one check written--
 7 A Yes.
 8 Q --for the interest payment, and then the bank
 9 gobbled up the rest of the account in fees?
 10 A Yes.
 11 Q And then it charged itself off?
 12 A That's correct.
 13 Q Okay. And you also indicated that Representative
 14 Wright had a couple of accounts that were eaten up
 15 in bank fees and charged off and closed?
 16 A That's correct.
 17 Q Is it not true that there will be periods of time
 18 in which these bank accounts aren't used by
 19 political candidates?
 20 A Oh, absolutely.
 21 Q Is there any problem with closing and not having an
 22 account when there are no funds coming in?
 23 A If you--if you have any change in your account
 24 activity as far as a financial institution that

1 A You do.
 2 Q So then that should be reported, then, as a
 3 disbursement?
 4 A Right.
 5 Q Okay. That's new information.
 6 Now, you made reference to this 278 point
 7 11, where there should be the listing of the names,
 8 mailing address of each contributor, the amount
 9 contributed, and the date of such contribution. Is
 10 that all the information that is required to be
 11 reported?
 12 A For contributions.
 13 Q For contributions?
 14 A Yes. And it gives--it gives specific information
 15 about the employer information of exactly what is
 16 required to meet that requirement. You also have
 17 to give the election-cycle sum to date for that
 18 contributor, how much has that contributor
 19 contributed over the course of the election cycle.
 20 Q Now, you talked about the fact that some quarters,
 21 there was an underreporting of campaign receipts;
 22 other quarters, there was an overreporting of
 23 campaign contributions?
 24 A In--in some--right. Correct. There was--for the

1 you're using, if you close one account, you're
 2 required within ten days to notify the State Board
 3 of Election--
 4 Q No.
 5 A --with that change.
 6 Q I--I--I understand that. It wasn't my question.
 7 That's not my question.
 8 A I'm sorry.
 9 Q All right. My question's a simple one. Is there
 10 anything wrong with closing the account if it's not
 11 being used?
 12 A No, there's nothing wrong.
 13 Q Okay. Now, I understand that when you open it up
 14 again, you need to report it.
 15 A And you need--if there was money in that account,
 16 you would have to be able to show where that money
 17 was being kept if it wasn't kept in that--
 18 Q And--
 19 A --in that account.
 20 Q And I--and I understand that. And I understand
 21 that.
 22 Do you have to report when the bank
 23 gobbles up the portion that's left in the account
 24 for bank fees?

1 report, there was more contributions reported
 2 during that period than actually was received
 3 during that period.
 4 Q All right. And--but you--you have not gone back to
 5 identify the specific dates of the receipts of
 6 these various contributions?
 7 A You--we used the deposit date. So anything that
 8 was not--well, it was all based on the deposit
 9 date.
 10 Q Okay. But as long as they were reported, then they
 11 were in compliance with the statute?
 12 A No. No. Long as they were reported in the correct
 13 reporting period. Because really the--the purpose
 14 of disclosure is timely reporting. If things get
 15 disclosed after an election, it's not really going
 16 to help the public for the purpose that it's there
 17 for.
 18 Q Well--
 19 A So timely disclosure.
 20 REP. STAM: Doctor, without being too--
 21 are we on the scope of redirect and recross here?
 22 Is this anything the--the State asked about?
 23 PROF. JOYNER: Yes.
 24 REP. STAM: I'll--I'll allow some leeway.

1 PROF. JOYNER: No, you're not going to
 2 allow any leeway. That's what they asked about.
 3 Q With respect to--your final conclusion with respect
 4 to items that were not disclosed that is contained
 5 in Exhibit 15?
 6 A That would be the--there--there may be some
 7 additional contributions that we determined in our
 8 review that they were not added to that. This is--
 9 the--we have taken off the three. There are no--
 10 there is--there are no more that come off. There
 11 may be some additional ones that could be added,
 12 but we did not add those.
 13 Q Now--now--all right. Now, are you telling me that
 14 you're still working through--
 15 A No, we're not working--
 16 Q --the final--
 17 A --through it. No.
 18 Q Well, is this final or not?
 19 A Well, the--the review of--of the one-eighty-five
 20 sheet, we went through and--and made sure all the
 21 information on that was correct. In doing that,
 22 there were three that came off. What we did--what
 23 we did find when going back and looking through
 24 every one of our records, there were some PAC

1 A Yes.
 2 Q --which allowed legislators to come back, as you
 3 said, years later and amend their reports?
 4 A Yes.
 5 Q So conceivably any legislator can now go back and
 6 amend their report 2003, 2004 and bring it in
 7 compliance with the full recorded--reporting
 8 requirement of the statute?
 9 A Yes.
 10 Q So the mere fact that an item is reported late does
 11 not mean that it is not reported? It's not timely
 12 reported, but, if you allow the amendment, then it
 13 can be amended at any point to bring it in
 14 compliance?
 15 A It can be. And none of those that were late are
 16 included in the nondisclosed. These were never
 17 disclosed in any reporting period.
 18 Q I--I--I understand.
 19 Were these commingled accounts that you
 20 found for Representative Wright--did not his wife
 21 also have access to those accounts?
 22 A She had access to one account. We said there was
 23 only one five-hundred-dollar contribution. The
 24 other account saw no--I saw no evidence that she

1 contributions that a PAC disclosed making a
 2 contribution to Representative Wright. However, we
 3 didn't have proof that he received it, because he
 4 hadn't deposited it in his account. So we
 5 certainly did not include those contributions on
 6 this.
 7 But in order to make sure that--verify
 8 whether or not those contributions were actually
 9 received by him, we contacted each one of those
 10 PACs. Some of them he never received. Some of
 11 them he received, and there were a couple where he
 12 cashed. So those would have been subject to
 13 disclosure. This was done later than this sheet,
 14 and we did not add those to this.
 15 But I--to--to be clear, yes, there--there
 16 could be some additions based on the late
 17 investigating we did with respect to the PACs.
 18 Q So you, then, intend to amend this item at some
 19 point to correctly reflect the items that were not
 20 disclosed?
 21 A If--if there is a need for an amendment, yes, I can
 22 do that.
 23 Q Now, you indicated earlier that the Board of
 24 Election had a liberal amendment policy--

1 had access on it. She was not on any of the
 2 signature cards. It was just his--his--he was the
 3 only one that had access to that account.
 4 PROF. JOYNER: All right. I have no
 5 further questions.
 6 THE CHAIR: All right. We are going to
 7 take a ten-minute break this morning now, and we'll
 8 be back at--well, a little more than ten minutes--
 9 ten after eleven for committee questions. Thank
 10 you.
 11 _____
 12 (SIXTEEN-MINUTE RECESS)
 13 _____
 14 THE CHAIR: All right. And, Dr. Joyner,
 15 may we proceed without--all right. I think we are
 16 at Committee counsel questions. I'll start with
 17 Representative Stam.
 18 REP. STAM: Thank you.
 19 Just three areas of inquiry. First, Ms.
 20 Strach, did you determine the amount or quantity
 21 of--of campaign expenditures that were not
 22 reported?
 23 THE WITNESS: We did. I do not have that
 24 specific number. Based on the process that I

1 explained, we did come up with amount of contribu--
 2 of expenditures that were not reported. And I--I
 3 do not have that number with me. But--
 4 REP. STAM: What was the order of
 5 magnitude of that number?
 6 THE WITNESS: I mean, it was--it was
 7 around--my recollection, we're--we're looking
 8 around close to two hundred thousand dollars
 9 (\$200,000).
 10 REP. STAM: And would that all be,
 11 therefore, reportable income for tax purposes?
 12 THE WITNESS: I can't answer that
 13 question.
 14 REP. STAM: Okay. Second question. You
 15 testified that there were a couple of PACs that
 16 contributed and that Representative Wright just
 17 cashed, that didn't even come into the accounts.
 18 What were those amounts? What PACs were those?
 19 THE WITNESS: I--I specifically remember
 20 a two-thousand-dollar (\$2,000) check from the North
 21 Carolina Dental PAC that was cashed. And there
 22 were a couple of other checks in--in much smaller
 23 amounts.
 24 REP. STAM: Okay. If you would, look at

1 (\$4,000). April 6. I'm sorry.
 2 THE WITNESS: Yes, I see that one.
 3 REP. STAM: And I'll use this as a
 4 surrogate for some of the others. The--in addition
 5 to it not being reported, the question I would have
 6 would be whether it was even a lawful contribution.
 7 Now, if this were forty different--or forty or more
 8 different cash amounts totaling four thousand
 9 (4,000), and if he had kept records of it, could he
 10 have received that?
 11 THE WITNESS: If he--if they had been
 12 those numbers of contributors in those--in those
 13 amounts and he'd kept records, yes, he could have.
 14 Representative Stam, that--that 4-6-2004,
 15 there wasn't another account at that time other
 16 than the commingled account open.
 17 REP. STAM: And for that four thousand
 18 dollars (\$4,000), though, is--isn't four thousand
 19 (4,000) significant because--for another reason?
 20 THE WITNESS: It's very significant to
 21 me. It always raises a red flag when I see the
 22 four thousand (4,000), 'cause that's the
 23 contribution limitation.
 24 REP. STAM: Has there been any attempt by

1 Page 4 of 10 of Exhibit 15. Just wanted to look at
 2 a couple of the cash contributions. If you'd look
 3 at the one right in the middle of the page, that
 4 has a date of June 22, 2004. And that's in Bank of
 5 America 5071. Is that what's been described as the
 6 personal account that's in the name of Thomas
 7 Wright?
 8 THE WITNESS: It is.
 9 REP. STAM: And is that for a time period
 10 for which there was no campaign account in
 11 existence?
 12 THE WITNESS: What's the time on that?
 13 It was--
 14 THE CHAIR: 6-22-oh--6-22-04.
 15 THE WITNESS: 6-22-04?
 16 REP. STAM: Or maybe not.
 17 THE WITNESS: Yes, that--that--the--first
 18 there was another campaign account during that
 19 time.
 20 REP. STAM: All right. Look at the one a
 21 little above that, cash contributions. It might be
 22 the tenth line down. August 6, '04.
 23 THE WITNESS: Are we--
 24 REP. STAM: For four thousand dollars

1 checking some of the other PACs or other
 2 contributors to see if somebody else contributed
 3 four thousand (4,000) right then that just--
 4 Representative Wright just happened to cash?
 5 THE WITNESS: We've checked. Every PAC
 6 that has disclosed making a contribution to
 7 Representative Wright, we have verified receipt of
 8 that check in his account. Or if we didn't have
 9 receipt of that--we didn't have that, we contacted
 10 the PAC to see if the check was ever negotiated.
 11 REP. STAM: No further questions.
 12 THE CHAIR: All right. Thank you.
 13 Representative Lucas.
 14 REP. LUCAS: No inquiries at this time.
 15 THE CHAIR: Thank you.
 16 Representative McGee.
 17 REP. MCGEE: Thank you, Mr. Chair. I do
 18 have three inquiries.
 19 THE CHAIR: Absolutely.
 20 REP. MCGEE: Thank you.
 21 When the treasurer or the campaign
 22 receives the check--or a check, is there a time-
 23 limitation requirement that says you've got to get
 24 it in the bank by one day, two days, three days?

1 THE WITNESS: There's nothing in the
2 statute that says that you have to deposit it in a
3 certain length of time. Your--your obligation is
4 on disclosing it on that date. Your--your records
5 have to be current, no more than seven days. So
6 certainly your--if your records are current, you
7 would want to have gotten that check in the bank in
8 order for it to be current.

9 REP. MCGEE: Thank you. And second
10 question, if I may.

11 THE CHAIR: Certainly.

12 REP. MCGEE: What is the forty-eight-hour
13 reporting?

14 THE WITNESS: Forty-eight-hour reporting
15 is--any political committee that receives a
16 contribution of over a thousand dollars (\$1,000) or
17 more during basically the two weeks prior to a
18 primary or general election when there are no other
19 reports required, you have to report within forty
20 hours--forty-eight hours of receipt of that. And
21 it's--you fax that report in to our office.

22 REP. MCGEE: Then to follow up that
23 question, were there forty-eight-hour reports
24 furnished by Representative Wright, if he in fact

1 did receive any contributions of that amount?

2 THE WITNESS: He filed no forty-eight-
3 hour reports.

4 REP. MCGEE: Did he have any
5 contributions that would have qualified the report
6 being needed?

7 THE WITNESS: Based on disclosure, there
8 are contributions that would have been in those two
9 weeks that it would have been over a thousand
10 dollars (\$1,000). I'm not sure of the amount, but
11 there were--there were some.

12 REP. MCGEE: Thank you. Then a further
13 question, if I may.

14 THE CHAIR: Certainly.

15 REP. MCGEE: On October--in October of
16 '06, the way you can use your campaign
17 contributions changed; is that correct?

18 THE WITNESS: That is correct.

19 REP. MCGEE: Okay. I note on Exhibit 15,
20 on the last two pages, beginning with October,
21 campaign funds continued to come into
22 Representative Wright's accounts. Was that the
23 commingled account that they came into?

24 THE WITNESS: Yes.

1 REP. MCGEE: Do you have--or were you
2 able to determine that all these monies were spent
3 for campaign purposes? Or were someone's medical
4 personal purposes?

5 THE WITNESS: There were some that we
6 could certainly not determine they were for a
7 campaign purpose. So it would--because they were
8 not a campaign purpose, it--it would appear that
9 they were for a per--personal purpose.

10 REP. MCGEE: Thank you, Mr. Chair.

11 THE CHAIR: Thank you, Representative
12 McGee.

13 Representative Warren.

14 REP. WARREN: No questions.

15 THE CHAIR: Thank you.
16 Representative Wiley.

17 REP. WILEY: One quick question.

18 THE CHAIR: Certainly.

19 REP. WILEY: In going through Exhibit 15,
20 was it ever analyzed or reported that in addition
21 to things that were reported, if you added these on
22 to it, it would have gone over the four-thousand-
23 dollar (\$4,000) threshold?

24 THE WITNESS: I don't think we had any

1 contributors that went over the four-thousand-
2 dollar (\$4,000) threshold, no.

3 THE CHAIR: Is that it, Representative?

4 All right. The Chair has several
5 questions. And I'm going to be referring to
6 several documents. But before we do that, just a
7 couple of general questions.

8 You had--Ms. Strach, had indicated in
9 your testimony with regard to--on redirect that
10 there were some patterns of expenditures where
11 campaign funds were used for personal items. It
12 was--am I correct, first, that the law prior to
13 this year allowed that to occur provided that there
14 was a reporting or disclosure of that expenditure?

15 THE WITNESS: Correct.

16 THE CHAIR: All right. Can you give us
17 examples, several examples of--if there are any, of
18 items where campaign funds were spent for personal
19 expenditures that were never reported and,
20 therefore, violated the law?

21 THE WITNESS: I would--I--I note--
22 specifically remember two instances, 'cause our--
23 when our staff was pulling this together, there
24 were two instances where Representative Wright paid

1 Safeway Chevrolet in '06, in January of '06, two
 2 payments that totaled eighteen thousand dollars
 3 (\$18,000), and campaign funds paid all of the
 4 eighteen thousand dollars (\$18,000).
 5 The other thing--and I guess it just--is
 6 just what sticks out in my mind--is that there
 7 were--over the course of our review, there were
 8 total of close to six thousand dollars (\$6,000) in
 9 checks that were written to Reeds Jewelers, and all
 10 of those expenses were paid from campaign funds.
 11 Those are only two I can recall.
 12 THE CHAIR: All right. Let me follow up
 13 on that. Were either of those expenditures
 14 reported as required by law?
 15 THE WITNESS: They were not reported.
 16 THE CHAIR: Were any amendments made to
 17 any campaign-finance statement that amended the
 18 failure to disclose?
 19 THE WITNESS: No amendments were filed.
 20 THE CHAIR: Now, if you will, look with
 21 me at Exhibit Number 16. And we're going to start
 22 with 16A.
 23 THE WITNESS: Okay.
 24 THE CHAIR: At the bottom of the first

1 that Is the same affirmation there by
 2 Representative Wright that the report is complete,
 3 true, and accurate?
 4 THE WITNESS: Yes.
 5 THE CHAIR: Was it complete, true, and
 6 accurate?
 7 THE WITNESS: It was not complete, true,
 8 and accurate.
 9 THE CHAIR: Does that violate the
 10 criminal law?
 11 THE WITNESS: It--it is--it is a criminal
 12 violation for this report to be not--signed, being
 13 false.
 14 THE CHAIR: Just out of curiosity, who's
 15 the notary on that particular verification?
 16 THE WITNESS: Meredith L. Norris.
 17 THE CHAIR: Thank you. If you'll go with
 18 me to the third-quarter campaign report in that
 19 same package, dated October 31, 2000. Is there a
 20 certification on that report?
 21 THE WITNESS: I'm sorry. I haven't
 22 gotten there yet.
 23 Yes.
 24 THE CHAIR: And what--does that

1 page on 16A, there is a sworn affirmation as to
 2 that report. Would you read what the affirmation
 3 is--or the oath?
 4 THE WITNESS: Sure. "Being duly sworn, I
 5 depose, affirm, and say that the Committee is in
 6 compliance with all provisions of Article 22A,
 7 including that no funds are commingled with funds
 8 for a federal or out-of-state PAC. I further say
 9 that this report is complete, true, and correct."
 10 THE CHAIR: Who signed that? Can you
 11 tell?
 12 THE WITNESS: Thomas E. Wright.
 13 THE CHAIR: All right. And this is a
 14 notarized statement?
 15 THE WITNESS: It is.
 16 THE CHAIR: And was this report complete,
 17 true, and accurate?
 18 THE WITNESS: No, it was not.
 19 THE CHAIR: And, therefore, did it
 20 violate the criminal law?
 21 THE WITNESS: Yes.
 22 THE CHAIR: If you'll turn to the next
 23 campaign report as part of that 16A package, which
 24 would be the second quarter. If you'll look at

1 certification certify that the report is complete,
 2 true, and ac--and correct?
 3 THE WITNESS: It does.
 4 THE CHAIR: Was it?
 5 THE WITNESS: It was not.
 6 THE CHAIR: Does that violate the
 7 criminal law?
 8 THE WITNESS: It does.
 9 THE CHAIR: All right. Thank you.
 10 And finally, if we'll go to the fourth
 11 statement on that same package. Is there a
 12 certification by Representative Wright again that
 13 the report is complete, true, and correct?
 14 THE WITNESS: Yes.
 15 THE CHAIR: And was it?
 16 THE WITNESS: It was not.
 17 THE CHAIR: And does that violate the
 18 law?
 19 THE WITNESS: It does.
 20 THE CHAIR: All right. Turn with me to
 21 16B, please. On 16B, again is there a
 22 certification, this time not notarized, by
 23 Representative Wright that this report for midyear
 24 2002--midyear 2001--I'm sorry--is complete, true,

1 and accurate--or complete, true, and correct?
 2 THE WITNESS: Yes.
 3 THE CHAIR: Was it complete, true, and
 4 correct?
 5 THE WITNESS: It was not.
 6 THE CHAIR: And does that violate the
 7 law?
 8 THE WITNESS: It does.
 9 THE CHAIR: Same thing in the middle of
 10 that package, if you will, for the year-end
 11 semiannual report for 2002. Is there a signature
 12 by Representative Wright that the report is
 13 complete, true, and correct?
 14 THE WITNESS: Yes.
 15 THE CHAIR: Was it?
 16 THE WITNESS: It was not.
 17 THE CHAIR: Does that violate the
 18 criminal law?
 19 THE WITNESS: It does.
 20 THE CHAIR: The next package, 16C. If
 21 you'll look at what is the first-quarter report for
 22 2002. Is there a signature by Representative
 23 Wright that the report is complete, true, and
 24 correct?

1 correct?
 2 THE WITNESS: It was not.
 3 THE CHAIR: Does it violate the criminal
 4 law?
 5 THE WITNESS: Yes.
 6 THE CHAIR: And finally, for the fourth-
 7 quarter report--I'm sorry. The interim report is
 8 the next report in that package, I think. Is there
 9 a signature by Representative Wright that the
 10 report is complete, true, and correct?
 11 THE WITNESS: Yes.
 12 THE CHAIR: Was it?
 13 THE WITNESS: No.
 14 THE CHAIR: Does that violate the
 15 criminal law?
 16 THE WITNESS: Yes.
 17 THE CHAIR: The next is the fourth-
 18 quarter report. Same question. Is there a
 19 signature by Representative Wright?
 20 THE WITNESS: Yes.
 21 THE CHAIR: And does he state that the
 22 report is complete, true, and correct?
 23 THE WITNESS: Yes, he does.
 24 THE CHAIR: Was that complete, true, and

1 THE WITNESS: Yes.
 2 THE CHAIR: Was it?
 3 THE WITNESS: It was not.
 4 THE CHAIR: Does that violate the
 5 criminal law?
 6 THE WITNESS: Yes.
 7 THE CHAIR: If you'll look in the middle
 8 of that package to the next certification. And I'm
 9 going to go with you there. For the next quarter,
 10 is there a signature by Representative Wright that
 11 that report is complete, true, and correct for the
 12 second quarter?
 13 THE WITNESS: Yes.
 14 THE CHAIR: Was it?
 15 THE WITNESS: It was not.
 16 THE CHAIR: Does that violate the
 17 criminal law?
 18 THE WITNESS: It does.
 19 THE CHAIR: As to the third quarter, same
 20 question. Is there a signature by Representative
 21 Wright that the report is complete, true, and
 22 correct?
 23 THE WITNESS: Yes.
 24 THE CHAIR: Was it complete, true, and

1 correct?
 2 THE WITNESS: No.
 3 THE CHAIR: Does that violate the
 4 criminal law?
 5 THE WITNESS: Yes.
 6 THE CHAIR: All right. Let's turn to
 7 16D, please. For the third midyear report in 2003,
 8 is there a signature by Representative Wright the
 9 report is complete, true, and correct?
 10 THE WITNESS: Yes.
 11 THE CHAIR: Was it complete, true, and
 12 correct?
 13 THE WITNESS: No.
 14 THE CHAIR: Does that violate the
 15 criminal law?
 16 THE WITNESS: Yes.
 17 THE CHAIR: If you'll turn with me to the
 18 middle of that exhibit. There's a year-end
 19 semiannual report. Is there a signature by
 20 Representative Wright on January 29, 2004, that the
 21 report is complete, true, and correct?
 22 THE WITNESS: Yes.
 23 THE CHAIR: Was it complete, true, and
 24 correct?

1 THE WITNESS: No.
2 THE CHAIR: Does that violate the
3 criminal law?
4 THE WITNESS: Yes.
5 THE CHAIR: All right. If you'll turn
6 with me now to the next package, which is 16E. Is
7 there a signature on the first-quarter report dated
8 April 26, 2004, by Representative Wright?
9 THE WITNESS: Yes.
10 THE CHAIR: Does he certify that the
11 report is complete, true, and correct?
12 THE WITNESS: Yes.
13 THE CHAIR: Was it complete, true, and
14 correct?
15 THE WITNESS: No, it was not.
16 THE CHAIR: Does that violate the
17 criminal law?
18 THE WITNESS: Yes.
19 THE CHAIR: All right. Now if you look
20 with me on the second-quarter report. Is there any
21 signature by Representative Wright as to that
22 report?
23 THE WITNESS: There is not.
24 THE CHAIR: All right. Let's turn to the

1 THE WITNESS: Yes.
2 THE CHAIR: Is there a signature by
3 Representative Wright?
4 THE WITNESS: Yes.
5 THE CHAIR: And does that say that the
6 report is complete, true, and correct?
7 THE WITNESS: It does.
8 THE CHAIR: And is that a violation of
9 the criminal law to so say when the report is not?
10 THE WITNESS: Yes.
11 THE CHAIR: If you'll turn with me in the
12 middle of that package to the report dated January
13 26, 2006. Is there a signature by Thomas Wright
14 that the report is complete, true, and correct?
15 THE WITNESS: Yes.
16 THE CHAIR: And was it complete, true,
17 and correct?
18 THE WITNESS: No.
19 THE CHAIR: Does that violate the
20 criminal law?
21 THE WITNESS: It does.
22 THE CHAIR: And let's turn to 16G, which
23 is the last part of the packet. Is there a
24 signature on the first--on that first report by

1 next document. On the third-quarter report, is
2 there a signature by Representative Wright that the
3 report is complete, true, and accurate?
4 THE WITNESS: There is not.
5 THE CHAIR: Is there a date?
6 THE WITNESS: 10-25-04.
7 THE CHAIR: All right. If you'll turn
8 with me to the fourth-quarter report, which is a
9 few pages later. Is there a signature by
10 Representative Wright that that report is complete,
11 true, and accurate--or correct?
12 THE WITNESS: Yes.
13 THE CHAIR: And there's a date of--looks
14 like January 10th, 2005?
15 THE WITNESS: Yes.
16 THE CHAIR: And was that report complete,
17 true, and correct?
18 THE WITNESS: No.
19 THE CHAIR: Does that violate the
20 criminal law?
21 THE WITNESS: Yes.
22 THE CHAIR: If you'll turn with me to
23 16F. There is a certification on 16F, which is the
24 report dated--looks like July 28th, 2005?

1 Representative Wright which has not got a date but
2 has a received stamp of April 27--April 24, 2006?
3 THE WITNESS: Yes.
4 THE CHAIR: And is that signature by
5 Representative Wright stating that the report is
6 complete, true, and correct?
7 THE WITNESS: Yes.
8 THE CHAIR: Was the report complete,
9 true, and correct?
10 THE WITNESS: No.
11 THE CHAIR: And is that violation of the
12 criminal law?
13 THE WITNESS: Yes.
14 THE CHAIR: Middle of that packet,
15 there's a report signed by Representat--or there is
16 a report dated July 10, 2006?
17 THE WITNESS: Yes.
18 THE CHAIR: And is there a signature
19 there?
20 THE WITNESS: Yes, there is.
21 THE CHAIR: Whose signature?
22 THE WITNESS: Thomas E. Wright.
23 THE CHAIR: And does Doc--Representative
24 Wright state that this report is complete, true,

1 and correct?
2 THE WITNESS: He does.
3 THE CHAIR: Was it complete, true, and
4 correct?
5 THE WITNESS: No.
6 THE CHAIR: Does that violate the
7 criminal law?
8 THE WITNESS: Yes.
9 THE CHAIR: The next document in that
10 same package looks like the report dated October--
11 either 21 or 31, probably 31, 2006?
12 THE WITNESS: Yes.
13 THE CHAIR: And is there a signature as
14 to that report being complete, true, and correct?
15 THE WITNESS: Yes.
16 THE CHAIR: Whose signature?
17 THE WITNESS: Thomas E. Wright.
18 THE CHAIR: And was this report complete,
19 true, and correct?
20 THE WITNESS: No, it was not.
21 THE CHAIR: And does that violate the
22 criminal law?
23 THE WITNESS: Yes.
24 THE CHAIR: And finally, the last part of

1 that package, you'll see a document dated January
2 10, 2007.
3 THE WITNESS: Okay.
4 THE CHAIR: And it says that there's a
5 report--that the report dated January 10, 2007, is
6 complete, true, and correct. Whose signature is
7 that?
8 THE WITNESS: Thomas E. Wright.
9 THE CHAIR: And was that report complete,
10 true, and correct?
11 THE WITNESS: It was not.
12 THE CHAIR: And does that violate the
13 criminal law?
14 THE WITNESS: Yes.
15 THE CHAIR: Last several questions for
16 you, Ms. Strach. My understanding--and I just want
17 to be correct. Were there reports required to be
18 filed last year, in 2007?
19 THE WITNESS: Yes.
20 THE CHAIR: Were any reports--other than
21 this January 10, 2007, report, were there any
22 reports filed by Representative Wright?
23 THE WITNESS: No, there were not.
24 THE CHAIR: Does that violate the

1 criminal law?
2 THE WITNESS: It--it does.
3 THE CHAIR: Finally as to the mention
4 that you made of approximately ten businesses that
5 had contributions in the account. Is it a
6 misdemeanor for a corporation or a business to give
7 a campaign contribution to a candidate?
8 THE WITNESS: It is.
9 THE CHAIR: And is it a misdemeanor to
10 accept?
11 THE WITNESS: It is.
12 THE CHAIR: And would those--each of
13 those contributions be an independent violation of
14 the criminal law?
15 THE WITNESS: Yes.
16 THE CHAIR: I have no further questions.
17 Redirect.
18 MR. PETERS: We don't have any further
19 questions.
20 THE CHAIR: Recross.
21 RE-CROSS-EXAMINATION BY PROF. JOYNER:
22 Q You--you've just gone through a lengthy recital of
23 the numerous violations of the criminal law. And
24 you did that quite well.

1 A Thank you.
2 Q The signature page or pages that you referred to.
3 A Yes.
4 Q Does every legislator who files a disclosure report
5 sign that same page?
6 A No. Only the appointed treasurer, or, if the
7 treasurer doesn't, the candidate can.
8 Q Well, for every campaign that reports to you, did
9 they have to file or sign the same certification?
10 A Every legislator?
11 Q No, every campaign--
12 A Every campaign, yes.
13 Q --which reported a campaign contribution, did they
14 have to sign this same certification?
15 A Every treasurer, yes, that files a report has to
16 sign that same certification, yes.
17 Q So that would be either the treasurer or the
18 legislator?
19 A Correct.
20 Q Be--
21 A The treasurer or the candidate.
22 Q Right. Because the candidate can be the treasurer,
23 as well?
24 A He--the treasurer can be.

1 Q Right.

2 A They--and the--the candidate now, just--just for

3 your information, can't sign if they haven't taken

4 treasury training.

5 Q Well, I'm--well, I'm not--I'm not talking about

6 now. I'm talking about then.

7 A Well, some of those reports would be involved with

8 that.

9 Q Okay. All right. Well, at any rate, every report

10 would have to carry the same certification?

11 A Yes.

12 Q Now, is it not also true, then, that for every

13 report in which a treasurer or candidate offers an

14 amendment have also violated the law?

15 A Well, it says that it--that you're signed this

16 knowing it not to be true, I guess. So if--if a

17 treasurer files an amendment and they're stating

18 they didn't know it wasn't true and they're--

19 they're correcting that report so they're not

20 filing a false report.

21 Q At the time that they file the report, before there

22 has been an amendment, is not that report in

23 violation of the law?

24 A It is.

1 information to be untrue is guilty of a Class I

2 felony."

3 Q Now, notwithstanding the legal requirement, the

4 Board of Election has chosen to allow people to

5 come back at any point and amend these reports?

6 A They have, because this certification says that--

7 the best of the--of the person's knowledge. So if

8 that person comes back and says, "I didn't know it

9 at the time, and I'm amending my reports," then

10 yes, we're certainly going to allow that.

11 Q The--again, the statute does not allow that?

12 A The statute does not provide for amending.

13 Q Right. Now--and technically speaking, a late

14 report violates the law?

15 A A late report, right. And there are civil

16 penalties that can be incurred with a late report.

17 Q Right. Notwithstanding that, a late report

18 violates the law?

19 A It does.

20 Q Okay. That's what the statute said?

21 A That's right.

22 Q Because the statue provides no grace?

23 A Correct.

24 Q Okay. You indicated in your testimony that you

1 Q It is. So everyone, right?

2 A Until it is in compliance, you're right, it is in

3 violation.

4 Q Now, which law is violated by this?

5 A You're talking about the signing--

6 Q Right.

7 A --of this?

8 Q Right.

9 A Can I look at my law book?

10 Q You can.

11 A 163 dash 278 point 32, Statements Under Oath. "Any

12 statement fi--required to be filed under this

13 article shall be signed and certified as true and

14 correct by the individual, media, candidate,

15 treasurer, or others required to file it, and shall

16 by certified as true and correct to the best of the

17 knowledge of the individual, media, candidate,

18 treasurer, or others filing the statement, provided

19 further that the candidate shall certify as true

20 and correct to the best of the knowledge the

21 organization report and report of treasurer. A

22 certification under this article shall be treated

23 as under oath, and any person making a

24 certification under this article knowing the

1 had, I guess, this past year five hundred and

2 thirty-seven amendments?

3 A I think it's five-sixty-nine, but--

4 Q Five-sixty-nine?

5 A Uh-huh (yes).

6 THE CHAIR: All right. That--that

7 question, if you--was in the redirect that was

8 issued that you've already recrossed on it. Wasn't

9 a question that came up in the second set by

10 Members of the Committee. So may want to limit it,

11 please, to questions related to anything we asked

12 about.

13 PROF. JOYNER: Well, Mis--Mr. Chairman,

14 this is related to the litany of questions that you

15 raised.

16 THE CHAIR: Go ahead.

17 Q (By Prof. Joyner) With respect to that five

18 hundred and sixty-nine, do--do you know offhand

19 what time frame those amendments covered?

20 A I--I glanced at the report. And they--they cover

21 things that were in 2006, and they cover--cover

22 years prior to that, as well. There are some

23 amendments for things prior to that.

24 I--I--I--I did notice that on a couple of

1 them--one of the things that happens if you--if
2 you--if you file a report and you realized you--
3 you--basically, you left some bank interest off and
4 you have to go back, you have to go back to the
5 report where you did that and then amend every
6 subsequent report. So sometimes that's why you
7 will see reports that we allow people to go back in
8 order to fix a mathematical error that's going to
9 continue with them.

10 Q So it's like a domino effect?
11 A It is a domino effect.
12 Q So you have to go all--
13 A All the way back.
14 Q --the way back to the very--but technically each of
15 those prior reports were in violation of the law?
16 A Technically, yes.

17 PROF. JOYNER: Okay. No further
18 questions.

19 THE CHAIR: All right. We are--I think
20 that ends our testimony with Ms. Strach. You may
21 step down.

22 Question. Do we want--or--or is there a
23 counsel objection to releasing Ms. Strach from her
24 subpoena, or--

1 And we are not introducing the document, for the
2 reasons I stated yesterday. But I do have a couple
3 of other paragraphs I want to refer you to.

4 If you'll look with me specifically on
5 Page 11--I'm sorry--Page 12. Can you just read the
6 paragraph, the first full paragraph on Page 12?

7 THE WITNESS: Would that be the one that
8 starts with "ASAC Umphlet asked"?

9 THE CHAIR: It is.

10 THE WITNESS: Okay. "ASAC Umphlet asked
11 Representative Wright if he ever commingled funds
12 in a personal bank account. Wright advised that
13 may be improper, but it was not illegal. Wright
14 stated, 'I'll save that answer. I've got an answer
15 to why and how that occurred, but I'll save it.'"

16 THE CHAIR: All right. If you will, turn
17 to Page 11. And if you will--actually--I'm sorry.
18 If you'll turn to Page 9. Actually--apologize
19 again. I've got the page wrong.

20 Bottom of Page 7, top of Page 8. If
21 you'll read into the record the last paragraph on
22 Page 7 and then the first full paragraph on the top
23 of Page 8. And you can indicate the sentence in
24 between that shows the break time.

1 MR. PETERS: We may want to keep her, not
2 knowing what is coming.

3 THE CHAIR: Then we don't need to go any
4 further.

5 Ms. Strach, you are--you--you are--must
6 stay. I'm sorry.

7 All right. Any further witnesses, Mr.
8 Hart?

9 MR. HART: Mr. Chairman, we have no
10 further witnesses. But at this time--

11 THE CHAIR: Well, before you move into
12 your exhibits, then, I think there's still a matter
13 that's open with Agent Umphlet. So the Chair
14 held--withheld his questions till he could review
15 more fully the statement. And so the Chair on his
16 own motion recalls Agent Umphlet to the stand.

17 Agent, this is just a reminder that you
18 remain under oath. And hope you and your dog got
19 sleep last night.

20 THE WITNESS: Yes, sir.

21 THE CHAIR: I'm going to ask you if
22 you'll look at the document that's in front of you
23 that had been previously discussed by Mr. Joyner
24 and--and then ultimately, as well, by Mr. Hart.

1 THE WITNESS: Reading from Page 7.
2 "Representative Wright advised he'd not--he did not
3 recall how he communicated with AT&T to receive the
4 fifteen-hundred-dollar (\$1,500) donation from them.
5 ASAC Umphlet asked Wright if he knew Lawrence
6 Bewley and was his request for the fifteen hundred
7 dollars (\$1,500) from AT&T through Bewley. Wright
8 advised he did not recall but added it was probably
9 an official request. Wright advised he knew Bewley
10 as Bewley was a registered lobbyist in the Raleigh
11 area. Wright advised he knew Bewley through his,
12 parentheses, Wright's, end parentheses, work in the
13 legislature. Wright added that Bewley assisted him
14 with a frun--fundraiser or two. ASAC Umphlet
15 showed Wright a three-thousand-dollar (\$3,000)
16 check which was dated July 8, 2002, to Lawrence
17 Bewley & Associates. The check was Check Number
18 632 and was written on a Thomas Wright campaign
19 account."

20 Would you like me to--
21 THE CHAIR: Continue.
22 THE WITNESS: --read the account number
23 there?
24 THE CHAIR: Why don't you go ahead and--

1 and redact the count--account number and stop there
 2 and just read on to the next sentence?
 3 THE WITNESS: Okay. "With an account
 4 number of--Wright advised he could not recall if
 5 the three-thousand-dollar (\$3,000) check to Bewley
 6 was for reimbursing Bewley for a fundraiser. At
 7 this point in the interview, a break was taken from
 8 eleven-ten A.M. to eleven-twenty A.M.
 9 "Wright then recalled the three-thousand-
 10 dollar--three thousand dollars (\$3,000) was a
 11 reimbursement for advanced costs of Bewley setting
 12 up a reception. Wright advised the costs were for
 13 postage and printing costs for invitations. Wright
 14 reported he recalled the information about the
 15 fundraiser and the three-thousand-dollar (\$3,000)
 16 check after calling and speaking to Bewley by
 17 telephone."
 18 THE CHAIR: All right. All right. I
 19 have nothing further. That ends the Chair's
 20 questions.
 21 As a result of the two paragraphs read,
 22 any redirect, Mr. Hart?
 23 MR. HART: No, sir.
 24 THE CHAIR: Any recross, Dr. Joyner?

1 principal clerk, Denise Weeks, the Exhibit 19
 2 containing the list of bills that were filed by
 3 Representative Wright from 1999 through 2008. And
 4 she certified those to be true and accurate.
 5 THE CHAIR: All right. Any objection,
 6 Dr. Joyner?
 7 PROF. JOYNER: No objections.
 8 THE CHAIR: All right. Nineteen is
 9 admitted, as well.
 10 Mr. Hart.
 11 MR. HART: Mr. Chairman, if I could just
 12 check one other thing. Our records show that we
 13 have introduced and you have admitted Exhibits 1,
 14 2, 3, 4, 5, 6, 7, 8, 10, 11, 13, 15, 16A through G,
 15 and 18 and 19 now. Is that correct?
 16 THE CHAIR: All right. Let me double-
 17 check my notes. But while I'm doing that, Dr.
 18 Joyner, do you have anything different showing on
 19 any of those exhibits?
 20 PROF. JOYNER: Give me that listing
 21 again, please.
 22 THE CHAIR: Sure. It's Exhibit 1, 2, 3,
 23 4, 5, 6, 7, 8, 10, 11, 13, 15, 16A through G, 18,
 24 and 19.

1 PROF. JOYNER: No.
 2 THE CHAIR: All right. Thank you very
 3 much, Agent. You may step down.
 4 Now, Mr. Hart, further evidence for the
 5 Committee counsel?
 6 MR. HART: That would conclude the
 7 presentation of witnesses by Committee counsel.
 8 The--I--I would ask that the Chair refer to Exhibit
 9 18 in the notebooks. And I would ask specifically
 10 that the Committee take official notice of its own
 11 records and take notice of the official record
 12 certified by the principal clerk of the House that
 13 the--the attached committee and commission
 14 appointments for Representative Thomas E. Wright
 15 from 1999 to 2008 are listed in Exhibit 18.
 16 THE CHAIR: All right. That's Exhibit
 17 18.
 18 Dr. Joyner, any objection?
 19 PROF. JOYNER: No objection.
 20 THE CHAIR: All right. With no
 21 objection, Exhibit 18 is admitted.
 22 MR. HART: I'd also ask that the
 23 Committee take official notice of Exhibit 19, which
 24 is again certified records of the House from the

1 PROF. JOYNER: Yes. No--no--no
 2 objection.
 3 THE CHAIR: And I have the same notes, as
 4 well. So those are all already previously
 5 admitted.
 6 MR. HART: If I might approach and--and I
 7 have the originals of--of those documents to
 8 actually present to the Chair for inclusion in the
 9 official record of--
 10 THE CHAIR: That would be fine.
 11 MR. HART: --the Committee.
 12 THE CHAIR: Anything further, Mr. Hart?
 13 MR. HART: No, sir.
 14 THE CHAIR: All right. Will there be
 15 evidence for Representative Wright?
 16 I'm sorry. Give me one minute. I'm
 17 sorry.
 18 We've got potentially one question that I
 19 need to resolve with staff. We're going to take a
 20 recess for five minutes, and we'll be back in five
 21 minutes. Thank you.
 22 _____
 23 (FIVE-MINUTE RECESS)
 24 _____

1 THE CHAIR: Mr.--Mr. Hart, you ready?
 2 Mr. Peters? I apologize to everyone for taking a
 3 moment.
 4 What we want to do is try to amend two
 5 counts that the evidence suggested need to be
 6 amended to conform to the evidence that's so far
 7 in. And then I'll sign, if those are adopted,
 8 amended counts so that when Representative Wright
 9 is defending those counts, he actually has the
 10 benefit of the--of the amended counts to defend,
 11 which--both amendments to--to his favor in terms of
 12 the evidence that's so far come in.
 13 So the first thing we want to look at is
 14 count--I'm looking over the shoulder 'cause I don't
 15 have it in front of me--Count Number 7, because
 16 there was testimony by Ms. Strach that that
 17 hundred-and-eighty-five-thousand-dollar (\$185,000)
 18 number really is slightly less. So Representative
 19 Stam is recognized for a motion.
 20 REP. STAM: Mr. Chair, I move that Count
 21 7 of the charges of unethical conduct by
 22 Representative Wright adopted by the Committee at
 23 its meeting on January 9, 2008, and amended on
 24 February 11, 2008, be amended by deleting the

1 REP. WARREN: Aye.
 2 THE CLERK: Representative Wiley.
 3 REP. WILEY: Aye.
 4 THE CHAIR: All right. That count is
 5 amended for that amount.
 6 Representative Stam is recognized for a
 7 second motion.
 8 REP. STAM: And Mr. Chair--
 9 PROF. JOYNER: Mr. Chairman, before you
 10 do that, note our objection.
 11 THE CHAIR: Sure. Sure. Objection is--
 12 is noted, overruled. And exception is noted to the
 13 ruling.
 14 REP. STAM: This--this one is slightly
 15 different than what was passed out, as you'll see
 16 when I get to the--what would be on there "April,"
 17 I'm going to read the word "August" 2004.
 18 I move that Count 8 of the charges of
 19 unethical conduct by Representative Wright adopted
 20 by the Committee at its meeting on January 9, 2008,
 21 and amended on February 11, 2008, be amended to
 22 read as follows: Count 8, between on or about
 23 October 2001 and on or about August 2004, while a
 24 member of the North Carolina House of

1 amount one hundred eighty-five thousand (185,000)
 2 and substituting the amount one hundred eighty
 3 thousand (180,000).
 4 THE CHAIR: All right. There's a motion
 5 by Representative Stam to amend the count. Is
 6 there a second by any member of the Committee?
 7 REP. MCGEE: Second.
 8 THE CHAIR: All right. Second by
 9 Representative McGee. All right. Discussion and
 10 debate by members of the Committee. This is not an
 11 outside-counsel issue. This is a Committee issue.
 12 Any discussion or debate?
 13 Seeing none, all those in favor will vote
 14 aye. All those opposed will vote no. And the
 15 Clerk will call the roll.
 16 THE CLERK: Chairman Glazier.
 17 THE CHAIR: Aye.
 18 THE CLERK: Vice-chairman Stam.
 19 REP. STAM: Aye.
 20 THE CLERK: Representative Lucas.
 21 REP. LUCAS: Aye.
 22 THE CLERK: Representative McGee.
 23 REP. MCGEE: Aye.
 24 THE CLERK: Representative Warren.

1 Representatives, Thomas E. Wright did engage in a
 2 pattern of conduct unbecoming and unfitting a
 3 member of the House of Representatives by
 4 improperly, fraudulently, deceptively, and
 5 unethically soliciting a financial institution for
 6 a loan and corporations for donations to a
 7 charitable corporation, The Community's Health
 8 Foundation, Inc., and by converting to his own
 9 personal use money contributed to that charitable
 10 organization. As part of this pattern of conduct,
 11 Thomas E. Wright solicited a false document and
 12 used that false document in the loan solicitation.
 13 THE CHAIR: All right. And the basis of
 14 the change, Representative Stam?
 15 REP. STAM: Yes. The reason for the
 16 change is primarily because we withdrew Count 6.
 17 This deletes the references that were in Count 6
 18 and then also corrects the date for the deposit of
 19 the money.
 20 THE CHAIR: All right. Any discussion or
 21 debate by any member of the Committee on that
 22 change?
 23 All right. Is there a second to
 24 Representative Stam's motion?

1 REP. WILEY: Second.
2 THE CHAIR: Second by Representative
3 Wiley. Any discussion or debate?
4 Seeing none, all those in favor will vote
5 aye. Those opposed will vote no. The Clerk will
6 call the roll.
7 THE CLERK: Chairman Glazier.
8 THE CHAIR: Aye.
9 THE CLERK: Vice-chairman Stam.
10 REP. STAM: Aye.
11 THE CLERK: Representative Lucas.
12 REP. LUCAS: Aye.
13 THE CLERK: Representative McGee.
14 REP. MCGEE: Aye.
15 THE CLERK: Representative Warren.
16 REP. WARREN: Aye.
17 THE CLERK: Representative Wiley.
18 REP. WILEY: Aye.
19 THE CHAIR: All right. That amendment
20 likewise is passed six-nothing.
21 PROF. JOYNER: And note our objection?
22 THE CHAIR: Absolutely. Objection by Dr.
23 Joyner. The objection is overruled. His exception
24 to that ruling is noted.

1 counsel on Constitutional grounds, so we don't have
2 witness list at this point, if there will be
3 witnesses this afternoon, those names will need to
4 be disclosed, and then we'll talk about whether
5 there's voir dire needed or not. But let's go
6 ahead and take our lunch recess until one-fifteen.
7 Thank you.
8 _____
9 (EIGHTY-TWO-MINUTE RECESS)
10 _____
11 THE CHAIR: We're back in session
12 following lunch. And I think it was with Dr.
13 Joyner. Is Representative Wright going to be
14 presenting evidence?
15 PROF. JOYNER: Mr. Chairman, we choose
16 not to present any evidence.
17 THE CHAIR: All right. All right. Then
18 I think we've now reached the point where closing
19 statements by Committee counsel and Representative
20 Wright's counsel will be made. Just a couple of
21 comments on closing statements. Like--members of
22 the Committee, like with opening statements,
23 closing arguments are advocacy summaries of what
24 the attorneys believe the evidence has shown you.

1 Does the Chair's ruling on either of
2 those objections--does any member of the Committee
3 wish to reverse the ruling?
4 Seeing none, no--we are done with that.
5 I'm going to need a minute. Again we'll
6 stand at ease, not in recess, for a minute for me
7 to sign the amended counts, and then those will be
8 handed out to the counsel and to the Committee.
9 Thank you.
10 All right. With those changes, now back
11 to the question, I think. All right. Dr. Joyner,
12 will there be evidence for Representative Wright?
13 PROF. JOYNER: Mr. Chair, we would ask
14 that we take our lunch break now and that we make
15 that decision and report back after lunch.
16 THE CHAIR: I have no problem with that.
17 We will go ahead and take our lunch break and
18 return at--give you a little bit of extra time--
19 one-fifteen P.M.
20 Hang on just one minute. And again,
21 just--we'll take the break in a minute. Just to
22 reiterate what's already been told to counsel, that
23 because there was not the compliance due to some
24 objection or concern by Representative Wright's

1 You should not consider closing statements as
2 evidence, but you are to determine the evidence
3 based on the testimony you've heard and the
4 evidence as you have considered it.
5 With that, since there wasn't evidence
6 presented by Representative Wright, as I think the
7 rules are is that, Dr. Joyner, you have the right
8 to open and close the closing argument. And so
9 I'll turn to you for first opening--first opening
10 closing.
11 PROF. JOYNER: I will waive the first
12 opening and will close.
13 THE CHAIR: All right. Dr. Joyner waives
14 the opening of the closing arguments.
15 Mr. Hart and Mr. Peters. Yes, please.
16 And if--you--it probably is easier if you use this
17 and--
18 MR. HART: One question we have. May we
19 split the argument into two parts, be--since he
20 dealt with the campaign contributions?
21 THE CHAIR: Sure. That's granted.
22 MR. PETERS: Thank you, Mr. Chairman and
23 members of the Committee.
24 As you heard Ms. Strach testify, the

1 reason for the campaign-finance-disclosure laws is
 2 for the public interests. It's so the voting
 3 public can look as an election is going on and see
 4 where contributions are coming from for a
 5 particular candidate so that they know where the
 6 support for that candidate is coming from and they
 7 know how that candidate is spending money. And
 8 that's so they can take that information into
 9 account in deciding how to vote themselves. That
 10 is the primary reason for it. It's in the public's
 11 interest to know where a candidate's support's
 12 coming from so that a decision--an informed
 13 decision can be made about whether or not a
 14 particular voter wishes to support that candidate.

15 That's why the campaign-finance laws are
 16 in place, for the protection and for the
 17 information of the public. It certainly is a lot
 18 of paperwork. No one denies that. It's a lot of
 19 paperwork for the candidates, and it's a lot of
 20 paperwork for the State Board of Elections. But
 21 it's a lot of paperwork for a very important
 22 purpose, and that is the integrity of the electoral
 23 process itself.

24 Now, Count 7 against Representative

1 Wright specifically charges him that between
 2 January 1st, 2000, and January 31st, 2007, during
 3 all that time while he was a member of this House,
 4 he did improperly--and I'm reading here--
 5 fraudulently, and unethically engage in a pattern
 6 of conduct unbecoming and unfitting a member of the
 7 House of Representatives by intentionally failing
 8 to disclose approximately one hundred and eighty
 9 thousand dollars (\$180,000) in contributions
 10 received by his campaign during that time period,
 11 which disclosures are required by law and are
 12 intended to safeguard the public trust and to
 13 preserve the integrity of the electoral process,
 14 the integrity of the House of Representatives, and
 15 the integrity of the legislative process.

16 That count specifies that the
 17 contributions in question are the ones you see
 18 before you in Exhibit 15. You have heard Ms.
 19 Strach testify that Exhibit 15, the contributions
 20 listed there, were prepared by her or by her staff
 21 under her supervision. You have heard her testify
 22 that the information in it came directly from
 23 Representative Wright's bank accounts, the bank
 24 accounts that had been identified as having

1 campaign money in them, some of which were campaign
 2 accounts and one of which, at least, was a personal
 3 account into which campaign contributions were put.
 4 You heard her testify that every contribution
 5 listed in that Exhibit 15, with the exception of
 6 the three that she pulled out at the very beginning
 7 of her testimony, you heard her testify that every
 8 one of those were contributions that could be
 9 attributed to the campaign. These were checks--
 10 there is cash in there, about eight or nine
 11 thousand dollars in cash. But otherwise, these are
 12 all checks that were either made payable to Thomas
 13 Wright's campaign or that, on the memo line,
 14 indicated they were for the campaign.

15 There are no checks in that list--
 16 according to her testimony, there are no checks
 17 anywhere in that list that could be construed as
 18 personal checks to Thomas Wright, because on each
 19 one of them, there is a clear indication that the
 20 check was a contribution for the campaign. There
 21 is no evidence before you that that is not the
 22 case. There is no challenge to any one of the
 23 entries on here. Even though the checking accounts
 24 are available and the checks can be compared, there

1 is no challenge that any one of these has been
 2 improperly identified as a campaign contribution
 3 when it was in fact simply a check to Thomas Wright
 4 for his personal use.

5 And you can see looking through that
 6 account, looking through that spreadsheet, that
 7 these cover every reporting period from the
 8 beginning of 2000 until two thous--the end of 2006.
 9 There is not a single reporting period in that
 10 seven-year period in which Ms. Strach and her staff
 11 could find, in their investigation, not a single
 12 reporting period where all contributions received
 13 by the campaign were disclosed. In every single
 14 reporting period, there were undisclosed
 15 contributions.

16 And as you heard Ms. Strach testify, in
 17 quite a few of those reporting periods, it was a
 18 significant amount of money that was not disclosed.
 19 In the fourth quarter--excuse me--the second
 20 quarter of 2004, the campaign received twenty-eight
 21 thousand five hundred dollars (\$28,500). Those are
 22 listed in that Exhibit 15. You can see in there
 23 they're grouped together by the campaign reporting
 24 period, twenty-eight thousand five hundred dollars

1 (\$28,500). And the disclosure report for that
 2 period showed zero contributions.
 3 The first quarter of 2006, the
 4 contributions were fifty-four thousand dollar--
 5 fifty-four thousand seventy-four dollars and fifty-
 6 two cents (\$54,074.52). And of that amount, five
 7 thousand nine hundred and fifty (5,950) were
 8 disclosed. That is around forty-eight thousand
 9 dollars (\$48,000) that were not disclosed.
 10 The following quarter, thirty-seven
 11 thousand dollars plus--thirty-seven thousand four
 12 hundred and six dollars (\$37,406) that should have
 13 been disclosed, and only twenty thousand nine
 14 hundred and twenty-five (20,925) were disclosed.
 15 Again, that's about a sixteen-thousand-dollar
 16 (\$16,000) difference.
 17 You add those first two quarters
 18 together, and right there you have over fifty
 19 thousand (50,000), over sixty thousand dollars
 20 (\$60,000) that were not disclosed in the first two
 21 quarters of an election year.
 22 Now, as Ms. Strach testified, everybody
 23 understands that when these disclosure reports are
 24 filed, mistakes can be made. Everybody understands

1 contributions during three-month quarter of the
 2 year. He's going to know that zero is not the
 3 correct answer in filing a disclosure report. If
 4 you've received that much money, you know you have
 5 received some money in that quarter, and you don't
 6 report zero dollars.
 7 There were actually, as you can see when
 8 you look through here, one, two, three, four, five
 9 reporting periods in which zero contributions were
 10 disclosed. In one of those, it was a low amount of
 11 contribution, seven hundred and fifty dollars
 12 (\$750). In the others, it was at least a thousand,
 13 two thousand. 2005 it was three thousand five
 14 hundred and fifty-nine dollars (\$3,559).
 15 There just exist too many discrepancies
 16 here for this to be accidental, for it to be sloppy
 17 bookkeeping or for it to be an oversight. There
 18 just are too many failures to disclose here. And
 19 as I said, when you see that that failure sometimes
 20 results in reporting no contributions when there
 21 are in fact over twenty-eight thousand dollars
 22 (\$28,000) in contributions, I submit it is simply
 23 unreasonable to believe that's a mistake or that
 24 it's sloppy bookkeeping.

1 that. We're all human. And particularly when
 2 you're dealing with large amounts of money, it's
 3 easy to miss a check here or there or to miss a
 4 contribution or to fail to get it into the right
 5 report. Everyone understands that happens. But
 6 you heard Ms. Strach testify that in the seven
 7 years that she has been overseeing these audits
 8 this was the worst she had ever seen in terms of
 9 contributions' not being disclosed. She has
 10 audited, as she said, accounts that are worth over
 11 a million dollars, that regularly have over a
 12 million dollars in them, and she has never seen
 13 this level of nondisclosure.
 14 I would submit to you that when you see
 15 the pattern that is in Exhibit 15 and compare it to
 16 the disclosure reports in Exhibits 16A through G,
 17 when you see that, every single reporting period,
 18 there is a failure to disclose contributions, and
 19 when you see that in some reporting periods that
 20 failure is stark, twenty-eight thousand dollars
 21 (\$28,000) in contributions received and zero
 22 reported--everybody makes mistakes, but I put it to
 23 you that a candidate is going to know if he has
 24 received twenty-eight thousand dollars (\$28,000) in

1 Now, you have heard some other evidence
 2 through Ms. Strach about Representative Wright's
 3 campaign finances, about the expenditures, about
 4 expenditures that were overreported, when, for
 5 example, they could find a check paid to a media
 6 outlet for one amount, and the disclosure that, as
 7 best they can tell, is supposed to reflect that
 8 expenditure is for a few thousand dollars more.
 9 You heard her say that they found in his accounts
 10 close to, her recollection was, two hundred
 11 thousand dollars (\$200,000) in expenditures that
 12 should have been reported that were not reported.
 13 Now, those don't go directly to the count
 14 you have in front of you. The count you have
 15 against Representative Wright is that he failed to
 16 disclose. But I would submit to you the count also
 17 says that he engaged in a pattern of conduct. And
 18 I would submit to you you can consider the other
 19 evidence you have heard with regard to expenditures
 20 which were not reported, with regard to the fact
 21 that in 2007 no reports have been filed--were
 22 filed, that you can consider that at no time since
 23 2000 has Representative Wright ever amended a
 24 campaign-finance report that he had filed. I think

1 you can consider all of those things in determining
 2 that the failure to disclose the one hundred and
 3 eighty thousand dollars (\$180,000) was in fact part
 4 of a pattern. It was a pattern to withhold from
 5 the public knowledge contributions that
 6 Representative Wright was receiving, who those
 7 contributions came from in some instances, and how
 8 those contributions were being used.

9 Ms. Strach was exactly right. As this
 10 Committee knows, until 2006 it was legal to use
 11 campaign funds for personal purposes, but you had
 12 to disclose it so that the voters knew that's what
 13 you were doing, so that the people who gave to your
 14 campaign knew that's what you were doing. There
 15 was no disclosure here. And I submit to you that
 16 those things taken together show overwhelmingly a
 17 pattern of conduct designed to hide from the voters
 18 of North Carolina, designed to hide from the people
 19 where Representative Wright's support was coming
 20 from and what he was doing with the money that came
 21 to him.

22 We said at the outset those rules are in
 23 place to protect the electoral process. They're
 24 also in place to protect the integrity of the House

1 in the legislative process, because it feeds the
 2 perception that deals might be made behind closed
 3 doors, that things are not out in the open, that
 4 government is not running for the benefit of the
 5 people in the open.

6 I do not believe any reasonable observer
 7 can look at the evidence that has come in,
 8 particularly through Ms. Strach, and come to any
 9 conclusion other than Representative Wright was
 10 intentionally failing to disclose these
 11 contributions. And I do not believe that any
 12 reasonable obser--observer can look at that and say
 13 that did not harm the integrity of the House, and
 14 it did not harm the integrity of the electoral
 15 process, and that as a result, it was without
 16 question unethical conduct for a legislator to
 17 engage in.

18 Thank you.

19 THE CHAIR: Thank you very much, Mr.
 20 Peters.

21 Mr. Hart.

22 MR. HART: Thank you, Mr. Chairman,
 23 members of the Committee.

24 This is a solemn and sad occasion. I

1 of Representatives. They're in place to protect
 2 the House from any allegation that someone's vote
 3 might be being bought in considering a specific
 4 piece of legislation. When a piece of legislation
 5 is being considered, anyone in the State can look
 6 and see if a legislator who might--who will be
 7 voting on it, who might be a position of influence
 8 with regard to that bill can look and see if that
 9 legislator's support is coming from somewhere that
 10 would call into question, for a better way of
 11 putting it, whether the legislator's vote has been
 12 bought. It's there to protect the members of the
 13 House, as well as the members of the public.

14 And in this case, the evidence is clear
 15 that Representative Wright tried to evade that and
 16 did evade it. He acted to evade anyone being able
 17 to know where the contributions were coming from or
 18 how many there were or what was being done with
 19 them.

20 I put to you that hits at the heart, I
 21 believe, of what is ethical and unethical conduct
 22 for a legislator. It goes directly to the public's
 23 ability to have faith in the electoral process. It
 24 goes directly to the public's ability to have faith

1 don't believe that there is anyone here that really
 2 wants to be here today doing what we're doing.
 3 We've all taken this very seriously through the
 4 entire process. We've been involved in a very
 5 painstaking process to determine the truth about
 6 the allegations contained in the charges that are
 7 set forth before you. None of us would like to
 8 believe that a member of this House has done the
 9 things that are set forth in these charges.

10 But I believe that what we have done over
 11 the course of this week is to present to you
 12 through a number of witnesses, all of whom I would
 13 suggest to you are very credible--and I'll talk
 14 about that later. But what we have presented to
 15 you is a pattern, a several-year pattern, from 2000
 16 through 2006, of unethical and improper conduct by
 17 one of your members.

18 What we have seen is evidence of fraud.
 19 We have seen ev--evidence of a violation of trust.
 20 Think about some of the witnesses that came
 21 forward, Torlen Wade, Dan Gottovi. Think about how
 22 they testified about how they trusted this man, how
 23 they believed in him, had no idea that he could be
 24 taking them down the wrong road. They trusted him,

1 and they acted in reliance on that to their
 2 detriment, to our detriment, to the people of the
 3 State of North Carolina's detriment.
 4 We've heard evidence of all kinds of
 5 unauthorized activities. And as Mr. Peters said,
 6 even though some of the testimony of Kim Strach
 7 about the expenditures and other violations that
 8 are not specifically contained in the one count
 9 about a pattern of disclosures, failure to
 10 disclose, all of those instances, all of those--all
 11 of that evidence of unauthorized activity is
 12 corroborating evidence, evidence that you can use
 13 to decide whether you believe that Representative
 14 Wright acted unethically and engaged in a pattern
 15 of conduct in all of the counts that are presented
 16 before you.
 17 You have also heard evidence of deceit,
 18 evidence of concealment, evidence of abuse of power
 19 and influence. You've heard Torlen Wade talk about
 20 how he wouldn't have done what he did if
 21 Representative Wright had not been a member of the
 22 legislature, chairman of one of the committees that
 23 he had to deal with, and a member of the
 24 appropriations subcommittee that he had to deal

1 are before you.
 2 How do you go about doing that? You have
 3 to do similar to--similarly to what jurors do.
 4 You, as judges would tell jurors, have to determine
 5 the credibility of witnesses. You had an
 6 opportunity to have many of the people involved in
 7 Representative Wright's scheming over the last
 8 seven years to--to be here before you where you
 9 could look them in the eye. You could determine
 10 for yourselves whether you believe any--none or any
 11 part of what those witnesses told you. You've had
 12 an opportunity to look at all the documents that
 13 were presented to you and match those documents up
 14 against what those witnesses say.
 15 And you've had corroborating evidence.
 16 When a witness testifies and there is some document
 17 or another piece of evidence that's offered by
 18 another witness, you can look at whether that
 19 evidence corroborates what one witness says and
 20 might make you believe that witness even more
 21 simply because there's supporting evidence to that.
 22 Those are the tools that you're going to
 23 use. And I ask you to think about those as I take
 24 you through the several counts that Mr. Peters did

1 with. You've heard evidence of conversion, which
 2 is similar to other words that you're familiar
 3 with, theft and embezzlement.
 4 You've heard evidence of intentional
 5 violation of campaign laws. And as Mr. Peters so
 6 aptly point out to you, we're not talking about
 7 just some minor violations that anyone may make
 8 simply by oversight, inadvertence, things of that
 9 nature. What we have seen, what you have seen,
 10 what we have presented to you is a striking pattern
 11 of impropriety.
 12 We have seen evidence of an attitude of
 13 entitlement. The term "sweat equity" shouts
 14 entitlement, and it's inappropriate. And I submit
 15 to you we have seen evidence of arrogance,
 16 arrogance that he could take the power that he has,
 17 the influence he has, and abuse it over a period of
 18 time in the way that we have shown that he has.
 19 Our job has been to present evidence to
 20 you. And it's now your job to decide whether that
 21 evidence shows you--whether that evidence is clear
 22 and convincing evidence that shows you that
 23 Representative Wright has actually committed the
 24 acts that are contained in all of the counts that

1 already speak about.
 2 And the first count I want to talk about
 3 is Count 1. And in some ways perhaps this is the
 4 most disturbing count, because it directly involves
 5 Representative's Wright pos--Wright's position as a
 6 legislator. I submit to you if you think about the
 7 testimony of both Torlen Wade and Ronnie Burbank, I
 8 contend to you that what happened in this case is
 9 that Representative Wright wanted to buy this
 10 building down in Wilmington for the purposes that
 11 you've heard about, and I believe that--that Dr.
 12 Gottovi and Torlen Wade believed that he was
 13 certainly going to do that--and maybe he was--but
 14 that he was running into a problem because he
 15 didn't have the money. He had an opportunity to
 16 buy a piece of property. He didn't have the money.
 17 And yet he needed to have the money to be able to
 18 purchase the property.
 19 And when he went to the bank and he told
 20 them that what he was going to do is to repay it
 21 with money that he obtained from state and federal
 22 financing, that what happened was he realized he
 23 was going to have to come up with some kind of
 24 documentation to that effect. And that's when he

1 went to Torlen Wade. And you remember--you--there
 2 was a small part of Torlen Wade's testimony where
 3 he said that when he got the phone call from
 4 Representative Wright, there was a tone of urgency.
 5 There was an insistence in what Representative
 6 Wright was asking him to do in signing a letter
 7 that Torlen Wade didn't feel comfortable doing.

8 He talked about the fact that
 9 Representative Wright said, "I need you to give me
 10 a letter of commitment, letter saying that--that
 11 you're going to provide me with a hundred and fifty
 12 thousand dollars (\$150,000) in funds to support
 13 this museum project." And Torlen Wade said, "No, I
 14 can't do that. You know I can't do that." And
 15 Representative Wright said, "Well, we--yeah, you
 16 can. We can--here's what we can do. We can--we
 17 can say that--that it's partly because we're going
 18 to put some medical facilities in there, something
 19 to serve the--the--the health, which--which is in
 20 your--in your bailiwick."

21 And Torlen Wade said, "Well, you know,
 22 we've got a process. You know, there would have to
 23 be"--he told you all about the process they'd have
 24 to go through. If they were going to do this, if

1 legislator, as chairman of the committee that he
 2 dealt with as part of the appropriation's
 3 committee. And he told you because of that and his
 4 longstanding association with Representative Wright
 5 and his belief that he was trying to do a good
 6 thing, that he succumbed, and he agreed to do that
 7 letter.

8 And then you've seen the documents.
 9 You've seen the e-mail from Representative Wright
 10 to Torlen Wade. And he very careful set out--
 11 Representative Wright very careful set out exactly
 12 what he knew he needed to have to be able to go to
 13 Coastal Federal Bank. And he laid it all out there
 14 and had it faxed to Torlen Wade. And that's
 15 Exhibit Number 2 in your packet.

16 And I'd ask you to compare that to
 17 Exhibit Number 3, the letter. Torlen Wade said he
 18 essentially took the e-mail; he knew what
 19 Representative Wright wanted him to say even though
 20 he knew it was false. And he then put it in the
 21 letter that's Exhibit Number 4. And he signed it,
 22 and he sent it to Representative Wright two days
 23 later.

24 That's essentially what Count 1 deals

1 he were actually going to be authorized to commit
 2 these funds, he had to go through a formal process
 3 where Representative Wright would have had to
 4 present him with the project plans, what part the
 5 museum was going to play, where the funding was
 6 coming for--from for the museum, what part was
 7 going to be funding needed for the--the portion
 8 that was going to be for the health center. And
 9 all that was going to have to be formalized and go
 10 through a process, and then he would be able to
 11 commit to that small portion that was part of the
 12 health center. That was the only authority he had,
 13 and only if he went through that process.

14 And he tried to explain that to
 15 Representative Wright, but Representative Wright
 16 wouldn't listen to him. Said, "No, I want you to
 17 do this. And, look, I'm not going to come back to
 18 you for that money. All I need is a letter saying
 19 I've got it. Even if you can't commit, I want a
 20 letter from you saying that you can commit and that
 21 you are committing so that I can take that to a
 22 financial institution." That's what Torlen Wade
 23 told you. And he told you he felt pressured
 24 because of Representative Wright's position as a

1 with, all of what we've just talked about.
 2 Did Representative Wright unethically and
 3 improperly go to Torlen Wade and solicit a false
 4 document? Is there any question in your mind?
 5 Certainly by clear and convincing evidence. I
 6 would submit much higher than that. There should
 7 be no question in your mind that this was a false
 8 document and that Representative Wright solicited
 9 that document knowing that it was in fact a false
 10 document and that it was intended to be presented
 11 to a financial institution.

12 We now turn to Count 2. And this is sort
 13 of the--the second part of Count 1, if you will.
 14 Count 1 was the--the first step in this scheme of
 15 Representative Wright. He then took the letter
 16 that he had Torlen Wade send him. And if you
 17 notice, the letter is--falls between the March 5th,
 18 2002, initial approval of the loan by Ronald
 19 Burbank--Ronnie Burbank--I believe that's Exhibit
 20 Number 5. No. I'm sorry. That's--that's Exhibit
 21 Number 4. Where they met on March 5th of 2002, and
 22 Ronnie Burbank made his initial notes as to what he
 23 was approving and why he was approving it. And it
 24 was just shortly after that that Representative

1 Wright made the call to Torlen Wade and that the
2 Torlen Wade letter was written and sent.

3 And then between then and the first part
4 of April, early April--I--I believe the testimony
5 may have been April 5th. I can't recall the exact
6 date. But between those two dates, Ronnie Burbank
7 testified that Representative Wright presented him
8 in some form or fashion--he couldn't remember
9 whether it was hand-delivered by Representative
10 Wright or whether it was faxed or--or sent in
11 some--some fashion. But he testified that
12 Representative Wright did present him with that
13 Torlen Wade letter, the March 15th Torlen Wade
14 letter, and that it was at least partly in reliance
15 on that letter that the bank made the loan, that he
16 recommended the loan and that the bank made the
17 loan.

18 Now, why is that important? Well, we--we
19 know that--we know that the--the loan was
20 eventually foreclosed. Maybe that would have
21 happened anyway. We--we don't know. But the
22 bottom line is that banks have a reason why they
23 make inquiry as to how something is going to be
24 repaid. They have a right to know what is going to

1 certainly relied on that letter that was presented
2 to him. And I would submit to you that he was a
3 very credible witness. He had nothing to gain from
4 coming in here and telling you what he--what he
5 told you.

6 Same situation with Torlen Wade.
7 Torlen--Torlen Wade didn't have anything to gain.
8 I'm cer--I'm certain that was embarrassing for him
9 to come in here and tell you what happened. He
10 lost his job over this. But he came in here, and
11 he told you what he did, that he had done something
12 that was wrong, something that he never should have
13 done, something that was false, something that that
14 man--(indicating)--asked him to do.

15 Ronnie Burbank testified that at least in
16 part, he relied on that letter. And that certainly
17 is fraud. And certainly fraud is something that is
18 unethical and improper for a member of the House of
19 Representatives of North Carolina. I would submit
20 to you that both Counts 1 and Count 2, the special
21 counsel has presented more than sufficient evidence
22 for you to find by clear and convincing evidence
23 that those charges have been proven.

24 Counts 3, 4, and 5 I'm going to treat

1 be the collateral, what is going to be the
2 repayment method, how--what kind of a risk am I
3 taking? Before they loan out their money, they
4 have--have a right to ask these questions. And
5 that's important. That's important to our banking
6 industry and our--our--the foundations of our--of
7 our civil society, that people can rely on people
8 to tell the truth and to rely on documents they
9 present to them to be accurate and truthful
10 documents, not false documents that falsely commit
11 to something that someone has no authority to
12 commit to and that the bearer and presenter of
13 knows that that person had no authority to commit
14 to.

15 And Mr. Burbank was questioned at length
16 about that document. And he was unshaken. You--
17 again, you've got to decide credibility. If Torlen
18 Wade and Ronnie Burbank--Ronnie Burbank didn't
19 really seem to have much of a relationship with
20 Representative Wright. He knew he--who he was.
21 They had some dealings. He wasn't in the position
22 that Torlen Wade and--and Dan Gottovi were in terms
23 of perhaps being led astray by their past dealings
24 and the trust relationship that they had. But he

1 together. Those counts all deal with
2 Representative Wright soliciting corporations to
3 make charitable contributions to the Community
4 Health Foundation, Incorporated, a foundation that
5 he helped incorporate with Dan Gottovi and a couple
6 of others, of which he apparently was president.
7 We're not sure about that, but at least there's
8 been some testimony that everybody thought he was
9 president. We don't know, because we haven't seen
10 any bylaws. We have testimony that no bylaws were
11 ever approved.

12 We do know, though, from the evidence
13 that's been presented, that he did send three
14 documents to those corporations. And here's how we
15 know it. Representative Wright admitted that he
16 sent the letters to Anheuser-Busch and AstraZeneca.
17 You heard that from Agent Umphlet, that
18 Representative Wright looked at those letters that
19 you have before you, Exhibits Number 6 and 8, and
20 that he specifically admitted that he had those
21 documen--that he prepared those documents and
22 signed those documents and sent them to those
23 organizations.

24 And I'd ask you to read the language in

1 each of those documents. And it's clearly--it's
 2 interesting. The language is a little bit
 3 different in each one of those. But what--what I
 4 would suggest, in--in the Anheuser- Busch, he talks
 5 about funding the museum. In the AstraZeneca
 6 letter, he talks about wanting to be able to help
 7 the underserved population in New Hanover County in
 8 dealing with their medical needs, certainly
 9 something that AstraZeneca Pharmaceuticals might be
 10 more interested in than Anheuser-Busch might have
 11 been interested in. But he care--very carefully
 12 tailored his solicitation letters to these
 13 corporations, and he specifically told them that it
 14 was a charitable cor--contribution that he sought.
 15 And he mentioned the 501C3 designation, that they
 16 had in fact--they were in fact--that Community
 17 Health and Foun--Foundation, Incorporated, was a
 18 charitable cor--contri--corporation under 501C3.
 19 Now, there's been some question about
 20 that, was--was it or wasn't it. It's not necessary
 21 for you to determine in deciding the Counts 3, 4,
 22 and 5. If you notice the language of those counts,
 23 we did not draft those counts specifically saying
 24 that he falsely represented that he was a

1 would go about doing that. And Policastro let that
 2 person know, someone within the agen--within the
 3 corporation, that what had to happen was there had
 4 to be an invoice from that corporation. And then
 5 some time after that, an invoice comes in with the
 6 letterhead of the Community Health Foundation,
 7 Incorporated, the same essential letterhead as on
 8 those two letters. Also has Thomas Wright's name
 9 on the--the letterhead of the invoice. And
 10 specifically for the fifteen-hundred-dollar
 11 (\$1,500) amount that had been indicated about the
 12 inquiry having been made.
 13 Now, Representative Wright in talking to
 14 Agent Umphlet did not admit that he remembered that
 15 particular invoice. Said there was something about
 16 it. He wasn't sure. He didn't specifically say
 17 absolutely no, as I recall. But he did admit that
 18 he had solicited a fifteen-hundred-dollar (\$1,500)
 19 contribution from AT&T as a charitable donation to
 20 the Community Health Foundation. So I would submit
 21 to you that what--what you have, then, is clear and
 22 convincing evidence that he did solicit charitable
 23 contributions from each of those three
 24 organizations in the amounts indicated and that he

1 charitable cor--corporation under 501C3. We simply
 2 stated in those counts that he said in his letters
 3 that he was a charitable corporation, a 501C3
 4 corporation. What is clear is that after
 5 soliciting that money from each of those
 6 corporations as a charitable contribution, he then
 7 deposited those checks in his own personal account,
 8 something he had no authority to do. And I'll talk
 9 about that in a minute.
 10 By this own admission to Agent Umphlet,
 11 he did take each of those three checks that you
 12 have in evidence, and he deposited them in his--
 13 what has been referred to, the commingled account,
 14 which was a personal account slash campaign
 15 account. But there's no question that he took
 16 those monies which were intended as a charitable
 17 contribution by these corporations and that he
 18 deposited them in his own account.
 19 John Policastro testified as to the AT&T
 20 solicitation. We don't have a letter there. If
 21 you remember, what he testified was that there had
 22 been an inquiry where someone from the Community
 23 Health Foundation, Incorporated, had made inquiry
 24 about getting a contribution from AT&T and how they

1 did deposit those monies in his own account. The
 2 question is was he entitled to do that.
 3 Well, there's been a lot of talk. And
 4 again, I would submit to you, ladies and gentleman,
 5 one of the things you have to look at is the--the
 6 credibility of--of the witnesses. And I would
 7 submit to you that even more so than Torlen Wade,
 8 Dan Gottovi, Dr. Gottovi, had a--a longstanding
 9 relationship with Representative Wright. And Mr.
 10 Joyner brought that out very fully, talked about
 11 the family relationship and all they'd done over
 12 the years. And they've done a lot. And--and Dr.
 13 Gottovi was involved in a lot of the projects that
 14 Representative Wright had been involved in over the
 15 years. No question about it. And I would submit
 16 to you that Dr. Gottovi's testimony may have
 17 changed a little bit from time to time about what
 18 really happened in terms of bylaws and meetings and
 19 authority.
 20 I think Dr. Gottovi felt very pained
 21 having to be here and testifying to some of the
 22 things he had to testify about. And I think there
 23 may have been times where he wanted to give
 24 Representative Wright the benefit of the doubt,

1 that maybe some of those times that they had lunch
 2 together or happened to see each other somewhere
 3 were board meetings perhaps. But that's not the
 4 law in North Carolina. There are specific laws
 5 involving nonprofit corporations. It's called the
 6 North Carolina Nonprofit Corporation Act. In
 7 Article 2, under organization, Statute 55A--excuse
 8 me--55A dash 2 dash 03, under incorporation, says,
 9 "Unless a delayed effective date is specified, the
 10 corporate existence begins when the articles of
 11 incorporation are filed."

12 So that corporation actually began, if
 13 you look at Exhibit 1, on April 18th, 2001. It was
 14 no longer in the planning stages. It was no longer
 15 a steering committee. That corporation was in
 16 existence on April 18th, 2001. The incorporator's
 17 job was completed, and it was now up to the board
 18 of directors under the bylaws to run the
 19 corporation.

20 General Statute 55A dash 2 dash 06,
 21 bylaws. The incorporators or board of directors of
 22 a corporation shall adopt initial bylaws for the
 23 corporation. That's a requirement by statute. The
 24 evidence before you is that that was never done.

1 incorporation. What you heard from Dr. Gottovi was
 2 that the board never authorized any of the actions
 3 of Representative Wright, never authorized him to
 4 put that money into his own account. And that's
 5 significant.

6 You've heard the expression coined in
 7 this case by Representative Wright "sweat equity."
 8 He talked to Johnnie Umphlet about what he thought
 9 he deserved based upon his number of hours that he
 10 had worked for the foundation. And that's all
 11 well and good. But I believe, ladies and gentlemen
 12 of the Committee, that there are folks all over
 13 North Carolina every day that are board members of
 14 nonprofit corporations who don't get a dime for
 15 anything that they do, who are not authorized to
 16 dip into the corporate till and take money at their
 17 pleasure.

18 And in fact, by statute, again, that's
 19 covered. General Statute 55A dash 8 dash 12,
 20 compensation of directors. Unless the articles of
 21 incorporation provide otherwise, a board of
 22 directors may fix the compensation of directors.
 23 Was there any testimony that there was any
 24 compensation fixed for the directors? No. You

1 We've heard some vague talk about there
 2 may be some bylaws somewhere. We haven't seen any.
 3 But the testimony was, from--from Dan Gottovi, that
 4 they never met and approved any bylaws. And that
 5 was a job that the incorporators had to do. They
 6 didn't do it. There were no bylaws. Therefore,
 7 there was no--nothing to authorize anybody to take
 8 any action at all.

9 In Article 3, purposes and powers, there
 10 is a Statute 55A dash 3 dash 02 involving the
 11 general powers of a corporation. And certainly
 12 corporation has--has a number of powers to be able
 13 to purchase property, to be able to conduct
 14 affairs, to make contracts and guarantees, all
 15 those things. But again, that has to be under the
 16 authority of the bylaws of the corporation, and
 17 there were none.

18 In Article 8, General Statute 55A dash 8
 19 dash 01, requirement for and duties of board.
 20 Under Subsection B, all corporate powers shall be
 21 exercised by or under the authority of and the
 22 affairs of the corporation managed under the
 23 direction of its board of directors as--except as
 24 otherwise provided in the articles of

1 head Dr. Gottovi. There were no meetings. There
 2 were no bylaws. There were no meetings. There
 3 were no minutes. There were never actually any
 4 official actions by the--the board of--of the
 5 Community Health Foundation, Incorporated.

6 Meetings and action of the board, Part 2
 7 of that article, Section 55A dash 8 dash 20,
 8 regular and special meetings, Subsection A. The
 9 board of directors may hold regular or special
 10 meetings in or out of this state. Subsection B.
 11 Unless the articles of corp--incorporation or by--
 12 bylaws provide otherwise, the board of directors
 13 may permit any or all directors to participate in a
 14 regular or special meeting by or conduct the
 15 meeting through use of any means of communication
 16 by which all directors participating may
 17 simultaneously hear each other during the meeting.
 18 A director participating in a meeting by this means
 19 is deemed to be present and in person at the
 20 meeting.

21 Action without meeting, Section 55A dash
 22 8 dash 21. Unless the articles of incorporation or
 23 by--bylaws provide otherwise, action required or
 24 permitted by this chapter to be taken at a board of

1 directors' meeting may be taken without a meeting
2 if the action is taken by all members of the board.
3 The action shall be evidenced by one or more
4 written consents signed by each director before or
5 after such action, describing the action taken and
6 included in the minutes or filed with the corporate
7 records reflecting the action taken.

8 There has been absolutely no evidence of
9 any kind of written consent by any of the purported
10 board members of the Community Health Foundation,
11 Incorporated, for Agent--for Representative Wright
12 to be able to do any of the things he did in
13 converting the charitable contributions to his own
14 personal use.

15 And the last statute I'd cite you to is
16 in Part 3 of that article, Section 55A dash 8 dash
17 30, general standards for directors. A director
18 shall discharge his duties as a director, including
19 his duties as a member of a committee, one, in good
20 faith, two, with the care an ordinarily prudent
21 person in like position would exercise under
22 similar circumstances, and, three, in a manner the
23 directory--director reasonably believes to be in
24 the best interests of the corporation.

1 committed the acts contained in that count.

2 Now, in a few minutes, Mr. Joyner is--is
3 going to come up, and he'll argue to you. Remember
4 that much of what you heard in terms of questions
5 that Mr. Joyner asked during the hearing where he
6 was seeking some kind of answer that he hoped might
7 help Representative Wright, oftentimes he didn't
8 get the answer he--he was hoping for. He threw
9 some speculation out there as to what might have
10 been Representative Wright's motives or what might
11 have been valid authority for him to do something
12 or what might have been a valid explanation that
13 might cause you not to find one of these counts.
14 But where is the evidence? There simply is no
15 evidence to counter the clear and convincing
16 evidence that we have presented to you that
17 Representative Wright is guilty of each one of
18 these counts before you.

19 I would ask you to listen carefully to
20 Mr. Joyner and his argument. Listen carefully to
21 any instructions that the Chair might have as to
22 other areas of the law that I have not covered.
23 And special counsel would ask you to find that
24 Representative Wright has committed each of the

1 I believe that goes towards the ethics of
2 what he did here, as well as the--the conversion,
3 which is a crime, and the fraud involved in
4 soliciting a charitable contribution that he
5 apparently intended to convert to his own use. But
6 you have him violating the trust that he owed to
7 the Community Health Foundation, Incorporated, as a
8 director and--and member of the board.

9 I would submit to you, members of the
10 Committee, that as to Counts 4--3, 4, and 5, once
11 again, special counsel has presented evidence to
12 you which should certainly convince you by that
13 clear and convincing evidence that Representative
14 Wright has committed the acts charged in those
15 counts.

16 And the last count that I'm going to ad--
17 dress is count 8. And if you examine that, that
18 count is essentially a summary type of count. It
19 alleges a pattern of conduct which very much tracks
20 all of the activity in Counts 1, 2, 3, 4, and 5.
21 And for all of the reasons that I have laid out to
22 you from the evidence, I would submit to you that
23 we have, again, shown to you by clear and
24 convincing evidence that Representative Wright has

1 violations that are alleged in the counts before
2 you.

3 THE CHAIR: All right. Thank you very
4 much, Mr. Hart.

5 Dr. Joyner, closing argument for
6 Representative Wright. And, Dr. Joyner, when you
7 get up to the podium, if you'll switch that other
8 switch off. With your other mike on, it'll--so--
9 thank you.

10 PROF. JOYNER: I'm going to try this
11 thing out. Know how it's going to work.

12 Clearly this has been an unusual
13 experience in many ways. I'm used to arguing
14 before a jury. And there have been references made
15 to you as jurors. But we all know that you're not.
16 And the protections which are provided for
17 defendants in most proceedings where there are
18 jurors aren't present here. Jurors have not served
19 as the originators of the complaint. You have.
20 You have grand jurors that will look at claims from
21 a prosecutor and will issue an indictment that
22 brings the person before the court. But the
23 members of that grand jury don't sit as jurors at
24 the trial.

1 And in this situation, you received from
 2 Mr. Peters and Mr. Hart information about the
 3 claims against Representative Wright. And at that
 4 time, you made the determination that there was
 5 probable cause to believe that they were true. I--
 6 I don't know what documentation they provided to
 7 you for you to reach that conclusion. But clearly
 8 you reached that conclusion, and that's evidenced
 9 by--by yet this second revised notice of charges.
 10 And merely by doing that, you attested to the fact
 11 that you believed that these charges were probably
 12 true. So you don't sit here as--as jurors.

13 The other issue has to do with the
 14 prosecution of the case. You sit as prosecutors in
 15 this case. Now, clearly the four of you did not do
 16 a whole lot in that regard. You asked questions.
 17 But the chair and the vice-chair did. Mr. Stams
 18 (sic) even went out and found evidence, documents
 19 that neither Mr. Peters nor Mr. Hart brought in to
 20 present as evidence in this matter, and wanted to
 21 present it himself. So he was clearly not serving
 22 as a juror. He was serving as an adjunct to the
 23 prosecution. So I'm not--I'm not used to coming
 24 before the body with that.

1 "Don't go out and look for information. Don't go
 2 to the site. Don't conduct any research. Don't
 3 conduct any tests. But keep yourself in a position
 4 that you can decide this case based on the evidence
 5 presented from the witness chair right there." And
 6 that's why you have a witness chair, and that's why
 7 you swear witnesses.

8 Is this impartial? Is this impartial,
 9 where the person who is being tried walks into the
 10 chambers with a presumption of innocence? Not
 11 here. Not here. Representative Wright did not
 12 come into this chamber protected by the presumption
 13 of innocence, because you had already removed that
 14 presumption from him when you issued these claims.
 15 So is this fair and impartial? Not in America.
 16 Not in North Carolina. Maybe in some foreign land
 17 it would be, but not here.

18 Now, I--I do understand that this is the
 19 General Assembly. And because this is the General
 20 Assembly, you can do pretty doggone well what you
 21 want to do. But I want to know--I want you to know
 22 that as I start, that I recognize the hill that I
 23 have to climb, and I know that I'm trying to walk
 24 up a slippery slope. I recognize that from the

1 And then in every trial in North
 2 Carolina, and indeed in every trial in America,
 3 every trial in America, the evidence upon which the
 4 jury reaches its verdict is only the evidence
 5 that's presented from the witness chair under oath.
 6 Clearly that is not the situation in this case,
 7 because while you did hear testimony from
 8 witnesses, there was other evidence presented
 9 without the benefit of witnesses that you have in
 10 your possession and you have reviewed.

11 Case in point: Mr. Stams (sic) brought
 12 in two documents, a--an application for business
 13 credit and a settlement statement, neither of which
 14 Mr. Peters nor Mr. Hart intended or attempted to
 15 get introduced. And he circulated them to
 16 everybody in here. You got a copy of it. You got
 17 a copy of it. And then he wanted to ask questions
 18 about it. But that's in your package of evidence.
 19 Now, jur--jurors--jurors would not be in receipt of
 20 this type of extraneous evidence not presented from
 21 the witness chair under oath.

22 And in fact, at a real trial--at--at a
 23 real trial in North Carolina and the rest of
 24 America, the judge would instruct the jurors,

1 outset, basically because of the things that I've
 2 just said. So we might make this pronouncement
 3 that we sit as jurors, but the reality is contrary
 4 to that. This is not that situation. And I
 5 understand the political nature of these
 6 proceedings. And with that, I want to address some
 7 of the claims.

8 Your charge for your rules say that you
 9 have to find by clear, cogent, and convincing
 10 evidence that Representative Wright has committed
 11 the acts described here. And I will say to you
 12 that what you have instead of clear, cogent, and
 13 convincing evidence is evidence that is murky,
 14 confusing, and disconnected. Nothing clear about
 15 it. Nothing cogent about it. Nothing convincing
 16 about it.

17 And I want to start with Counts 1, 2, and
 18 8. Mr. Hart dealt with 1 and 2 first and then
 19 summarized 8 as a--they're all duplications of--of
 20 the same thing, 1, 2, and 8. And Counts 1, 2, and
 21 8 deals with the solicitation or the granting of a
 22 loan for a hundred and fifty dollars (sic) for the
 23 purpose of purchasing a building in Wilmington that
 24 could be used as a 1898 Wil--Wilmington Memorials

1 museum, office space for the Community Health
 2 Foundation, office space for the Community Health
 3 Center that needed space to grow.
 4 And I think that the documents that's
 5 been--that have--that have been presented here
 6 amply supports the conclusion that the Community
 7 Health Foundation--and I want to just look at
 8 Exhibit 1, articles of incorporation--that that was
 9 filed with the North Carolina Secretary of State,
 10 that that was accepted by the North Carolina
 11 Secretary of State and registered as a nonprofit
 12 corporation in the State of North Carolina. To
 13 that point, there is no disagreement.
 14 And we can further say, if you look at
 15 Exhibit 14, Exhibit 14 deals with the articles of
 16 incorporation of the Community Health Foundation,
 17 and that articles--and those articles of
 18 incorporation were signed by the Secretary of
 19 State.
 20 REP. STAM: Objection.
 21 MR. HART: Yeah, Mr. Chairman, that--
 22 REP. STAM: Exhibit 14 was never
 23 introduced.
 24 THE CHAIR: Objection sustained. Exhibit

1 There's no dispute about that. And that is the tax
 2 exempt number--tax identification number which
 3 appears in at least one--two of the letters that
 4 we'll talk about later on. These are official
 5 actions taken in furtherance of establishing the
 6 existence of the Community Health Foundation. And
 7 to that, there is no--no dispute.
 8 There is evidence, a document in the
 9 file, Exhibit 3, of a letter from Torlen Wade
 10 addressed to Thomas Wright, chairperson of the
 11 Community Health Foundation, that letter being
 12 issued on March 15th, 2002. Passed out to you but
 13 not formally introduced into evidence was a
 14 business credit application that Mr. Stams (sic)
 15 found and sought to question.
 16 MR. HART: Objection. I don't believe
 17 that's ever been passed out to the Committee.
 18 THE CHAIR: Hold for a minute on the
 19 objection. I--I want to make sure about that.
 20 Think the document was initially passed
 21 out and retrieved immediately when I denied
 22 admission. But because it at least was discussed,
 23 I think Dr. Joyner has the right to discuss the
 24 information that was discussed about it, the

1 14 was not admitted into evidence, so it is not
 2 relevant to closing argument.
 3 PROF. JOYNER: Exhibit 14 was discussed.
 4 It was presented in the package to mem--your--your
 5 body. And as such, it is in evidence. Even though
 6 the document itself was not introduced, it was a
 7 part of the evidence presented in this session.
 8 THE CHAIR: Exhibit 14 is not--correct me
 9 if I'm wrong, members. But I had Exhibit 14
 10 pulled, so you should not have Exhibit 14 in your
 11 notebooks. Am I correct?
 12 Exhibit 14, since it was not pursued, was
 13 pulled from the beginning.
 14 PROF. JOYNER: Mr. Chairman, we discussed
 15 it.
 16 THE CHAIR: That were the--I will
 17 certainly let you talk about information that you
 18 want. But the exhibit itself and nothing in the
 19 exhibit's in evidence.
 20 PROF. JOYNER: So a corporation was
 21 accomplished. And then there was evidence that the
 22 Community Health Foundation received an employer's
 23 identification number from the Internal Revenue
 24 Service, Tax Identification Number 562252434.

1 questions about it. Again, the document itself is
 2 not admissible--admitted; it's not in evidence; and
 3 it's not before the Committee.
 4 REP. STAM: Mr. Chairman, if--if I could
 5 just recollect, actually no questions were allowed
 6 about it when Dr. Joyner objected to it. I asked
 7 why they would object to it, since it was signed by
 8 his client. But their objection was sustained.
 9 THE CHAIR: Well, that's my recollection,
 10 as well. But I'm going to let Dr. Joyner argue as
 11 he wishes about that without direct reference to
 12 anything that wasn't talked about in any way,
 13 shape, or form by others. But at least the
 14 document's not in; the document can't be
 15 referenced. But if there's information that was
 16 discussed by a witness, he can certainly talk about
 17 that.
 18 PROF. JOYNER: Well, Mr. Chairman, the
 19 document was passed for the members, including
 20 yourself, to see. And when they saw it, obviously
 21 they saw the content of the document. It was not
 22 elaborated on in testimony, but it was circulated
 23 for the purpose of people seeing what the document
 24 spoke to.

1 THE CHAIR: I will go ahead and let you
2 argue your point, Dr. Joyner. But I am going to
3 instruct the members, when I do instruct, that,
4 again, that anything that was not admitted into
5 evidence is not to be considered in their
6 determination. So in terms of the documents--but I
7 will go ahead and let you make your argument.

8 PROF. JOYNER: Thank you, Mr. Chairman.
9 I appreciate that.

10 Business credit application with the
11 Coastal Federal Bank from the Community Health
12 Foundation with the same tax ID number--
13 identification number that I referenced before
14 dated February 22nd, 2002, for the purchase of a
15 building, a hundred and fifty thousand dollars
16 (\$150,000). That's the application.

17 In your packet and introduced into
18 evidence is Exhibit Number 4. And Exhibit Number 4
19 is the approval document which Mr. Burbank
20 testified about and to which there is considerable
21 reliance upon it. And it is a--a document of
22 approval, because it says in the document that the
23 loan requested by the Community Health Foundation
24 was approved. And that document is signed by R.

1 that's a projection. It's not a guarantee. It's a
2 projection. If things are as we see them now, they
3 can repay this from their wages or from grant money
4 from state and federal government. And then
5 secondarily, they listed the equity in the
6 building, because the worth of the building
7 exceeded the amount of the loan.

8 Clear, cogent, and convincing. Clear,
9 cogent, and convincing evidence. Clear, cogent,
10 and convincing evidence is needed to show that this
11 letter was used for the purpose of getting this
12 loan. It wasn't.

13 Well, how else--how else do you know--how
14 else would you support that notion?

15 I recall Mr. Burbank testifying that he
16 was pretty unclear about the dates that things
17 occurred. He testified that at some point, without
18 specific reference, that he knew about a letter.
19 He knew about a letter. But he couldn't tell us
20 when that was. But from the documentation, it
21 wasn't on March 5th, when he approved this loan.
22 And I recall asking Mr. Burbank when the SBI agents
23 came, when the files of the Coastal Federal Bank
24 was reviewed, was the letter in the file. And the

1 Burbank, who was the loan officer who had the
2 authority to approve that loan. But what is
3 important--important about this document is, one,
4 that it does not note a need for a letter or any
5 other documentation from Representative Wright in
6 order to secure this mortgage money.

7 You--you can look at all over. And some
8 of your have purchased homes. And you know that if
9 there is a condition which has to be satisfied
10 before a mortgage is granted, it is in the file in
11 order that that condition can be satisfied before
12 the loan is granted. Yet, in this situation on
13 March 5th, 2002, we have a notice of approval which
14 does not mention the necessity of a letter,
15 document, or any other information that is a
16 precondition to getting this loan. It's not there.

17 It notes that the primary source of
18 repayment, not guarantee, will be state and federal
19 government grants, which is a projection. Anytime
20 you get a loan, you get a mortgage, and they talk
21 about how you're going to repay it, it's a
22 projection. I mean, if it's your job and your
23 income, your salary, that's a projection, because
24 the next day, you might just lose your job. So

1 answer was no. The answer was no. The answer was
2 no.

3 Why is that important? Because if it was
4 a document on which he relied to grant a loan for a
5 hundred and fifty thousand dollars (\$150,000), you
6 know where it would have been? In the file. So
7 that if the auditors came in to find out why he
8 gave that loan and that was a precondition, the
9 record would be clear that that was a condition.
10 It was not in the file.

11 SBI Umphlet was asked about this, "Well,
12 where did you get the letter?" Say, "Well, I got
13 it from two or three different sources. I got it
14 from Kim Strach. I got it from another agent. I
15 got it from the files of Health and Human
16 Resources."

17 Among the missing situses (phonetic) for
18 that letter was the Coastal Federal Bank. They
19 subpoenaed the records from the Coastal Federal
20 Bank, and not included in that file was this
21 letter. And you know why it wasn't in there?
22 Because he did not have it, did not need it, did
23 not require it at the point that he approved this
24 loan.

1 Torlen Wade's letter is dated on, well,
2 March 15th. The approval date of this loan is
3 March 5th. Torlen Wade's letter is written on
4 March 15th. If it's written on March 15th, in the
5 day of Pony Express, it gets to Wilmington by March
6 16th, by snail mail March 17th, by e-mail
7 instantaneously. But if it was by e-mail, it would
8 have come from Torlen Wade. And Mr. Burbank said,
9 "No, he--no, no, no. Wade did not send me a
10 letter. I don't know who I got it from. I could
11 have gotten it from Tommy Wright. I could have. I
12 don't know who I got it from. But it did not come
13 from Torlen Wade." So the e-mail option is out.
14 Let's go on. So it had to be by Pony
15 Express or snail mail. No matter which mail you
16 use, it's ten days after the loan was approved.
17 You've got to explain that discrepancy. You've got
18 to explain it.
19 Burbank, who is a career banker, is going
20 to rely on a letter to guarantee a loan and doesn't
21 get it for almost two weeks after he approved a
22 loan for a hundred and fifty thousand dollars
23 (\$150,000)? Well, I understand a hundred and fifty
24 thousand dollars (\$150,000) is not a lot of money

1 convincing evidence that Representative Wright ever
2 used this letter--ever used this--ever used this
3 letter to secure a loan.
4 Representative--well, I'm getting him
5 elected now. SBI Agent Umphlet testified that when
6 he sat down and talked to Thomas Wright for nine
7 hours, nine hours, almost as long as you've been
8 here, for nine hours, voluntarily, came in without
9 a lawyer, had his own video camera, and sat down
10 and talked with Agent Umphlet for nine hours. He
11 told him exactly the same thing. He said, "I got
12 the letter from Torlen Wade, and I asked him to do
13 it. And I'm sorry that I asked him to do it,
14 because I got him in a lot of trouble." That's
15 what he told Agent Umphlet. He didn't say, "No,
16 Wade is lying." Said, "I did it." That's what he
17 said. And he said, "I'm sorry I did it. But I
18 didn't use the letter to get a loan. I didn't need
19 the letter to get a loan. Didn't need a letter to
20 get a loan." And the record supports exactly what
21 he said to Agent Umphlet.
22 Now, anything else is speculation.
23 Anything else is speculation. But the physical
24 evidence does not support a conclusion that this

1 for them. I understand that. I understand that.
2 I understand that. To most of us, yeah. But you
3 don't make a loan for a hundred and fifty thousand
4 dollars (\$150,000) in which you have not satisfied
5 the conditions that you set. You don't do it.
6 This letter was not a condition of that
7 loan, because had it been a condition of this loan,
8 there would have been some documentation of that
9 need somewhere in that file, somewhere, on the file
10 cover, on the printout sheet of things that we need
11 to get, or on a notice, or on the note in the
12 closing package to the attorney that's closing the
13 loan that we need to have this information. It is
14 not there.
15 We're talking about clear, cogent, and
16 convincing evidence. Now, if that's clear, cogent,
17 and convincing to you on their part, then clearly
18 we're in a political determination. But as jurors,
19 as jurors, the evidence is nonexistent, does not
20 support that point. Doesn't support it.
21 Evidence does support a conclusion that
22 Torlen Wade wrote this letter, and he wrote the
23 letter at the request of Representative Wright.
24 There is absolutely no clear, cogent, and

1 letter was used by Thomas Wright for the purpose of
2 securing this loan for a hundred and fifty thousand
3 dollars (\$150,000).
4 Murky, confusing, and disconnected is not
5 the standard that supports a conclusion that he
6 used the letter for the purpose--the fraudulent
7 purpose of inducing the Coastal Federal Bank to
8 grant a loan.
9 Going to just move, as Mr. Hart did, to
10 Claims 3, 4, and 5. 3, 4, and 5. These claims
11 deal with the solicitation of grants from AT&T,
12 AstraZeneca Pharmaceuticals, and Anheuser-Busch.
13 AstraZeneca Pharmaceuticals, a medical concern;
14 Anheuser-Busch, a cause for medical concern; AT&T.
15 That's interesting.
16 Mr. Policastro came in here to testify,
17 and his testimony was really quite amazing. I
18 mean, it really--it--it was really quite amazing,
19 because obviously he was a bigwig in the giving
20 line, in the giving line at AT&T. But, you know,
21 I--I remember his--his testimony. And--and you'll
22 have to remember it for yourself. But he said,
23 "You know, I was sitting there at my desk one day,
24 and I got a call from one of our people."

1 Later on, when asked, he said that it was
 2 Larry Bra--Breely--Breely--Bewley, Larry Bewley.
 3 Remember that? That's what he said--right?--from
 4 right up--right up there. "And I was asked how
 5 do--how do--how do--how do I get a grant, 'cause I
 6 got these people that want to get a grant. So what
 7 do we have to do to get it?" And he said that he
 8 provided his people, not a representative of the
 9 Community Health Foundation, his people, Larry
 10 Breeley, with that information and subsequently
 11 received this letter from the Community Health
 12 Foundation that was signed by Thomas Wright.

13 Well, he didn't say. He said he received
 14 an invoice, Exhibit 11. Exhibit 11. He didn't
 15 say, "I received a letter where someone from the
 16 Community Health Foundation requested a grant."
 17 Instead, he said, "I received an invoice, an
 18 invoice." And then he went on to identify Exhibit
 19 11 as an invoice. And then he passed it on up the
 20 line. And somebody added the writing on the letter
 21 after that. And there are a number of marked--one
 22 is a PO number, which I assume is a purchase-order
 23 number, which sounds significant to me, because
 24 it's not a grant number but a purchase-order

1 because of that representation or misrepresentation
 2 that they granted this fifteen hundred dollars
 3 (\$1,500). Not one person got up there under oath
 4 to say that.

5 Now, you might find--you might conclude
 6 that that's what happened. But if you do, it is
 7 pure T rank speculation, because there has been
 8 absolutely no evidence at all from this chair, that
 9 masquerades as a witness chair, which says that.

10 Now, Policastro is the strongest case,
 11 because they didn't even bring anybody in here from
 12 Anheuser-Busch. They didn't even bring anybody in
 13 here from AstraZeneca. Not one per--unless I went
 14 to sleep, because I know some people go to sleep
 15 during these things, you know what I'm saying? It
 16 gets warm in here, and people nod off. And then
 17 they come back an hour later saying, "What
 18 happened?"

19 But un--unless I went to sleep, not one
 20 person appeared in this room from Anheuser-Busch.
 21 Not one person appeared in this room from
 22 AstraZeneca. Yet you are asked to find by clear,
 23 cogent, and convincing evidence that they were
 24 mislead, that they received a representation that

1 number.

2 And then he identified the check, Exhibit
 3 13, for fifteen hundred dollars (\$1,500), which
 4 went to the Community Health Foundation. And he
 5 said that--that that check looked like the check
 6 that A&T--AT&T sent to charitable organizations.
 7 But it also looked like the check that they sent to
 8 other organizations. And it also looked like the
 9 check that they sent to vendors. And it also
 10 looked--well, this is a check that looked like just
 11 about anything that AT&T was going to mail out.
 12 But that he thought that this was a charitable
 13 donation.

14 There's nothing in this invoice that says
 15 anything about a charitable donation, charitable
 16 organization, or a request for a grant. It's an
 17 invoice. That happened, and the check went out.

18 This Committee makes the claim that AT&T
 19 was fraudulently induced to send this check to the
 20 Community Health Foundation. No one from AT&T has
 21 pre--presented themselves on that witness stand in
 22 that chair under oath to say that they were
 23 deceived, that they relied upon this invoice as a
 24 request for a charitable donation, and that it was

1 proved to be false to--that caused them to grant,
 2 in the case of Anheuser-Busch, five thousand
 3 dollars (\$5,000), in the case of AstraZeneca,
 4 twenty-four hundred dollars (\$2,400). And if you
 5 do, it is supported by rank speculation, nothing
 6 else, rank speculation.

7 They had so much faith in this case that
 8 they didn't even bring anybody in here to testify
 9 to that, because it wasn't necessary, they thought,
 10 because the fix is in. Now, if you're going to be
 11 the jury, you--you--you need to act like you're
 12 going to be the jury and you're going to be
 13 objective and fair. And if you are objective and
 14 fair, Stevie Wonder can see that there's no
 15 evidence to support those two claims--those three
 16 claims.

17 Clear, cogent, and convincing evidence is
 18 needed to find in favor of your Claims 3, 4, and 5.
 19 And on these points, the evidence is more murky,
 20 more confusing, and more disconnecting than it is
 21 with the other three claims. The evidence does not
 22 support that conclusion.

23 Now, I know you can work it out, and you
 24 can sit down, and you can talk about what if. What

1 if this happened? What if they had come in and
2 said this, that, and the other? They didn't. They
3 didn't. And if we're going to--unless we're going
4 to be swamped by the masquerade, evidence has to be
5 presented. It has not been presented. It has not
6 been presented.

7 It's not that it's not clear, cogent, and
8 con--it's not present at all. It is not present at
9 all. Say, "Well, we got--we got a letter that was
10 written to Anheuser-Busch." Yeah, you got a
11 letter. "Well, we got an invoice to AstraZeneca."
12 Well, you got an invoice. "We have a letter"--I'm
13 sorry. A letter to An--AstraZeneca, invoice to
14 AT&T. Clearly that's there. That's--that's there.
15 But that's not the issue. The issue isn't the
16 presence of the letter. The issue isn't the
17 presence of the invoice. The issue is was there a
18 representation made to these people which caused
19 them--which they relied upon, and, in reliance on
20 that representation, they provided this grant. You
21 can't find that conclusion unless somebody comes in
22 here to testify to that. It doesn't exist.

23 Mr. Hart says that was fraud; that was
24 deceit; that was concealment. In his mind. In his

1 and sixty-nine reports were made from legislators
2 or their treasurers to amend false reports from
3 previous times dating back from 2006 as far back as
4 2001 and '2. Five hundred and sixty-nine just
5 during this past year. I didn't ask her about last
6 year and the year before that and the year before
7 that. But in this past year, five hundred and
8 sixty-nine re--you had more reports than you have
9 legislators. You don't even have five hundred and
10 sixty-nine legislators in the North Carolina
11 General Assembly. You have five hundred and sixty-
12 nine people who lied on their reports this past
13 year, this past year.

14 And either there was mass confusion;
15 there was mass--massive fraud; or there was massive
16 intentional conduct designed to conceal campaign
17 activities--campaign finance activities. Well, I
18 know that new law came into being, and that
19 probably sparked some of it.

20 There was a lot of talk about the
21 importance and just how critical campaign-financing
22 reporting is to the citizens of North Carolina.
23 And in fact, the statute seems to be very clear.
24 Within a specific period of time, you have to file

1 mind. Where's the witness? Or--there's this old
2 commercial. Well, I don't want to date myself.
3 But, you know, there's this commercial that asks,
4 "Where's the beef?" You remember that? "Where's
5 the beef? Where's the beef? Where's the beef?"
6 Where's the beef?

7 If you are going to buy that claim, show
8 me the beef. It has not been presented in this
9 room. And there is nothing clear, cogent, and
10 convincing about what we call in the law a failure
11 of proof, a failure of proof, the inability to find
12 evidence to support your claim. 'Cause anybody can
13 make a claim. Anybody can make a claim. Proving
14 it is another thing. And it has not been proven by
15 clear, cogent, and con--it hasn't been proven by
16 any standard. It does not even rise up to the
17 "what if" standard.

18 Then we go--we go to the campaign
19 contributions. My Lord, my Lord, my Lord.
20 Campaign contributions, an area of the law that
21 absolutely nobody understands. Well, you might
22 understand it better than most people. But based
23 on what I heard from the chair here, from the
24 witness chair, during this past year, five hundred

1 a report that truly and honestly reflects campaign
2 contributions and disbursement. That's what the
3 statute says.

4 Statute goes on to say--it's right in
5 that little yellow book. Statute goes on to say
6 that if upon review, if you find a problem with it,
7 you refer it to the district attorney in the
8 district in which the member resides, for action.
9 That's--that's what the law says right in the
10 yellow book. That's what the law says. It makes
11 no exception for anybody, does not provide any
12 exceptions for reasons or anything else. That is a
13 law that you or your former colleagues passed,
14 which was in place up until 2006. I didn't do it.
15 I--I didn't--I didn't--I didn't write this. It
16 didn't--didn't come from D.C. It didn't come down
17 in the Bible. You--you enacted that. North
18 Carolina General Assembly enacted that. And it did
19 not provide an exception or wiggle room for
20 anybody.

21 And in response to that, the Board of
22 Elections, which was given authority to administer
23 that and supervise that, they decided in their
24 infinite wisdom that they would allow these reports

1 to be amended at any time for any reason in the
 2 world. Remember that? And I was just floored. I
 3 said, "What? You mean four years later, you can"--
 4 "Oh, yes, because we want to have the stuff
 5 reported." "Really?" You remember that? She
 6 said, "Well, we--we just want to get it." Years
 7 later. In spite of what the statute says, years
 8 later you can come back, and you can amend your
 9 report, your report which falsely states your
 10 campaign-finance activities, years later. This
 11 liberal amendment procedure. Never heard of
 12 anybody being prosecuted for not reporting
 13 campaign--"We have a liberal policy. We want
 14 them--we want them to amend it."

15 Mr. Peters got up there and said, "Well,
 16 it's important. It's important that we have this
 17 law in place, because the citizens need to be able
 18 to see, need to be able to see, as the campaign is
 19 going on, who is financing the operation." That--
 20 that's not the purpose of campaign-finance reform
 21 or the reporting laws, because when you're running,
 22 you don't report it. You don't report it until
 23 certain quarters. And typically when you--after
 24 you run, then you report what you--the income that

1 document that included incorrect information was a
 2 violation of the law.

3 And I asked. I said, "Well, what about
 4 these other legislators who come in and amend their
 5 reports? Did they violate the law?" "Well--well,
 6 technically." Kind of like being half-pregnant.
 7 You either violated the law, or you didn't. You
 8 either violated the law, or you didn't. If we're
 9 going to have a liberal application, it ought to be
 10 across the board. Instead of persecuting--I mean--
 11 I'm sorry. Instead of prosecuting Thomas Wright,
 12 we should be encouraging him to amend his report,
 13 because we have this liberal policy here, and
 14 that's the way we want it done. That's the way we
 15 want it done from the Board of Elections, from the
 16 Board of Elec--now, clearly North Carolina statutes
 17 does not say that. North Carolina statutes don't
 18 say that. They don't say that. There's absolutely
 19 nothing in the statute which allows for the
 20 amendment of these reports, nothing in the statute.
 21 Nothing allows for the amendment of these reports.
 22 It is a policy decision made by the Board of
 23 Elections. And that liberal policy applies to
 24 everybody except Thomas Wright, except Thomas

1 you had, the disbursement that you had during the
 2 campaign, not while you're running, unless while
 3 you are running you run into one of those periods.

4 Well, that's not really critical. What
 5 is critical is the importance that all of a sudden
 6 is attached to Representative Wright's failure to
 7 disclose or present all of his contributions. And
 8 that's what we're talking about. Often it's--it's
 9 like the most important thing in the whole wide
 10 world, notwithstanding the fact that our liberal
 11 amendment policy that--that he talked about would
 12 allow us today to walk over to the Board of
 13 Elections and file an amendment for every report
 14 from 2000 up until yesterday. Because when we
 15 listened to Kim Strach, she said you could do that.
 16 We could do that. And every legislator or
 17 treasurer of the committee, they can do that. But
 18 for Thomas Wright, we want to kick him out. Every
 19 legislator here can come in and amend their report
 20 right now going back for years, except for Thomas
 21 Wright. With Thomas Wright, we want you to kick
 22 him out. We want you to kick him out because what
 23 he did was unethical, fraudulent, and criminal,
 24 because he signed a document and the--signing a

1 Wright. And because it's Thomas Wright, we want
 2 you to kick him out of his position for which he
 3 has been elected by voters from his district.

4 So on the one hand, it is the most
 5 important law in the whole wide world, and if we
 6 let him get away with this, the galaxy is just
 7 going to fall apart. Or--or it is a law in which
 8 we encourage legislators to reveal fully their
 9 campaign-finance activity, and if they run into a
 10 problem with doing that, we will work with them to
 11 make sure that the reports are done correctly even
 12 if they are not timely filed.

13 Statute does allow the Board of Elections
 14 to provide civil fines for each date that a report
 15 is late. That's not an issue here. It's not an
 16 issue here. But we're picking and choosing. We're
 17 picking and choosing.

18 Either we're going to require faithful
 19 adherence to the statutes, or we're going to have a
 20 liberal interpretation of the rules that applies
 21 equally to everyone.

22 Now, this is decision that you make, if
 23 it's not been made already. You have to wrestle
 24 with it. And unlike in a criminal trial, where

1 we're dealing with proof beyond a reasonable doubt
 2 and some assurance that the jurors are impartial,
 3 unbiased, haven't made up their mind before they
 4 came in here. I--I reckon that--that's--that's not
 5 where we are. And I recognize, as I said at the
 6 outset, that I'm trying to walk up a slippery
 7 slope, because you have already found, before we
 8 even started this thing on Monday morning, that the
 9 claims raised against Representative Wright were
 10 probably true, and you were going to go forward
 11 with these hearings to make sure that you were able
 12 to make a decision about that as soon as possible.

13 So we leave it in your hands. It's been
 14 in your hands all along. But I wanted to present
 15 you with those things that we see as deficiencies,
 16 significant deficiencies in this--in these claims
 17 and in this case.

18 Thank you, Mr. Chairman.

19 THE CHAIR: Thank you very much, Dr.
 20 Joyner.

21 This Committee will stand in recess for
 22 fifteen minutes. We will return--actually twenty
 23 minutes. We will return at three-forty and begin
 24 instructions and deliberations by the Committee on

1 should vote to so find--I'm sorry--you should vote
 2 that the count is not found and find in favor of
 3 Representative Wright on that count.

4 Finally, you should note that if you
 5 believe that Representative Wright not only should
 6 not be found to have committed any count by clear
 7 and convincing evidence but if you believe, as
 8 well, that a preponderance of the evidence
 9 establishes that Representative Wright did not
 10 commit the act, then you may make a motion for full
 11 exoneration, as well.

12 That being said, you are the sole judges
 13 of the credibility, that is the believability, of
 14 each witness. You must decide for yourselves
 15 whether to believe the testimony of any witness.
 16 You may believe all or any part or none of what a
 17 witness has said on the witness stand.

18 In determining whether to believe any
 19 witness, you should apply the same tests of
 20 truthfulness which you apply in your everyday
 21 affairs. These tests may include, among other
 22 things, the opportunity of the witness to see,
 23 hear, know, or remember the facts or occurrences
 24 about which he testified; the manner and appearance

1 the counts. Thank you.

2 TWENTY-FIVE-MINUTE RECESS

3
 4
 5 THE CHAIR: All right. Members of the
 6 Committee, I have several instructions to give you,
 7 not many, as we begin our deliberations. If you
 8 will be mindful of these instructions, I would
 9 appreciate it very, very much.

10 Members of the Committee, you have all
 11 heard the evidence presented in this case. Under
 12 the rules, the burden is on the Committee's outside
 13 counsel to present evidence to satisfy you by clear
 14 and convincing evidence that the allegations of
 15 unethical conduct exist in any count. In order to
 16 make a finding, for each count you will have to
 17 find by clear and convincing evidence that the
 18 conduct alleged in the count occurred and that the
 19 conducted committed was unethical.

20 As part of these deliberations, you
 21 should not consider what sanctions if any might be
 22 recommended if any count is found to be true by
 23 clear and convincing evidence. If you do not find
 24 a count by clear and convincing evidence, you

1 of the witness; any interests, bias, or prejudice
 2 the witness may have; the apparent understanding
 3 and fairness of the witness; whether the testimony
 4 is reasonable; and whether the testimony is
 5 consistent with other believable evidence that's
 6 been presented.

7 You, we, are the sole judges of the
 8 weight to be given any evidence. And by this I
 9 mean if you decide that certain evidence is
 10 believable, you must then determine the importance
 11 of that evidence in light of all the other
 12 believable evidence that has been presented.

13 There are two types of evidence from
 14 which you may find the truth as to the facts of
 15 this case, direct and circumstantial evidence.
 16 Direct evidence is the testimony of one who asserts
 17 actual knowledge of a fact, such as an eyewitness.
 18 Circumstantial evidence is proof of a chain or
 19 group of facts and circumstances pointing to the
 20 existence or nonexistence of certain facts. The
 21 law makes no distinction between the weight to be
 22 given to either direct or circumstantial evidence,
 23 and neither should you. Nor is a greater degree of
 24 certainty required of circumstantial evidence than

1 of direct evidence.
 2 The law in this action simply requires to
 3 the extent--sorry. The law in this action requires
 4 that the party having the burden of proof, that is
 5 the Committee counsel, satisfy you as to any issue
 6 in the case by clear and convincing evidence. And
 7 we had previously been instructed and hold what
 8 clear and convincing evidence is by Mr. Krehely
 9 before we began. Again a reminder: Representative
 10 Wright has no burden of proof in this case to prove
 11 anything. The burden of proof is on Committee
 12 counsel to prove by clear and convincing evidence
 13 that, number one, the conduct in any particular
 14 case occurred--count occurred, and, two, that the
 15 conduct committed was unethical.
 16 With that, it is my intention to proceed
 17 this way in Committee deliberations: There will be
 18 no discussion. Evidence is closed. Arguments are
 19 done. This is a discussion and a vote among the
 20 six of us. You may ask, obviously, as we normally
 21 do in any Committee proceeding, any question of our
 22 legislative counsel.
 23 What I propose to do is to take us
 24 through count by count. And we'll start, as it was

1 that the best remedy for allegations of corruption
 2 is just a lot of sunshine. And what we have here
 3 is a complete shutdown of the blinds so that no one
 4 could see what Representative Wright was receiving
 5 and--and was spending.
 6 It's so massive as to be unethical.
 7 There's been some suggestion that somehow the State
 8 Board of Election and the district attorney has a
 9 duty to prosecute every violation and that nobody's
 10 ever been prosecuted for this. Of course that's
 11 not true. We have--we've had people in prison for
 12 violations of the campaign-finance laws, some very
 13 well-known people.
 14 And--but this is not a clerical error.
 15 There's not a--just forgetfulness. And what is so
 16 striking about it is that even after being charged
 17 with this last May, there's even a continuing
 18 refusal to file reports in May. I--when I began
 19 this proceeding, well, in January when we had our
 20 probable-cause hearing, enough--enough evidence was
 21 presented to make me think that there was probably
 22 something there and that it was of an unethical
 23 idea--unethical proportions. But I held out the
 24 possibility that maybe there was an explanation,

1 argued, with Count 7.
 2 Count 7 is the count with regard to
 3 campaign contributions. And what I will do is open
 4 up the discussion to any member of the Committee
 5 for discussion with regard to evidence on Count
 6 Number 7.
 7 Well, at this point, if there's
 8 discussion, I mean, I'll--I'll be glad accept
 9 motions, but I--I'd like to kind of get the debate
 10 started on this particular one. If you remember,
 11 this is the count on which Kim Strach testified at
 12 length for the better portion of what amounted to
 13 close to a day with regard to Exhibits Number 15
 14 and 16A through 16G.
 15 Representative Stam is recognized.
 16 REP. STAM: Yeah. Thank you, Mr.
 17 Chairman.
 18 This seems to be a massive violation of
 19 the campaign-finance laws that protect not only the
 20 public but also the contributors to Mr. Wright--
 21 Representative Wright's campaigns, that protect the
 22 tax system, that protect the integrity of the
 23 legislative process so we know who's receiving
 24 contributions. It's been said many, many times

1 that maybe Representative Wright would amend
 2 everything, that he would refund monies improperly
 3 received, that he would, you know, take steps to
 4 rectify things. But even that has not occurred.
 5 And I've seen the evidence now, and there it is.
 6 THE CHAIR: Representative McGee?
 7 REP. MCGEE: Thank you, Mr. Chair.
 8 I would only add to that that during no
 9 reporting period did we have a correct report or an
 10 attempt to correct that report.
 11 THE CHAIR: I think--the Chair, in
 12 reviewing the evidence, as well--I think there is--
 13 and I've handed out--or I've asked to be handed out
 14 to you several statutes and tried to hand out the
 15 statutes that were referred to by--by both counsel
 16 during arguments. The statute that deals with
 17 campaign contributions requires that for there to
 18 be a violation, the violation be intentional. And
 19 in fact, there is a saving-grace statute that talks
 20 about best efforts.
 21 And--and Dr. Joyner is absolutely, I
 22 think, correct in his argument that given the
 23 amount of contributions, given how campaigns are
 24 run, there are errors. But there is a difference

1 between an inadvertent error or even a series of
 2 mistakes or innocent errors, ones correctable,
 3 which the process should allow to be corrected by
 4 amended reports, and what has occurred here.

5 The fraud in this count on the public is
 6 breathtakingly massive. It is the largest that Kim
 7 Strach said she has seen even in million-dollar
 8 campaign accounts in her time at the State Board of
 9 Elections. Literally almost forty percent of the
 10 contributions that were received over a seven-year
 11 period were not reported. I cannot conceive of
 12 another circumstance like that in this General
 13 Assembly. There may be. And if there is, it
 14 should be prosecuted equally and as fully.

15 But this is not inadvertent. This is not
 16 a mistake. And if there is any doubt about whether
 17 there was intentional conduct, I find it very
 18 difficult to accept the argument made in closing
 19 arguments about amendments. The argument was we
 20 should give Representative Wright the opportunity,
 21 as we do others, to amend. He has had seven years
 22 of opportunities to amend the first set of reports.
 23 I do not know what the State could possibly do to
 24 convince this representative to amend the false

1 closing argument, any of these violations.

2 I will vote to find clear and convincing
 3 evidence on this count.

4 Other comments?

5 I'll accept a motion at this point.

6 REP. STAM: Mr. Chairman, I move the
 7 Committee find by clear and convincing evidence
 8 that between January 1, 2000, and January 31, 2007,
 9 while a member of the North Carolina House of
 10 Representatives, Thomas E. Wright did improperly,
 11 fraudulently, and unethically engage in a pattern
 12 of conduct unbecoming and unfitting a member of the
 13 House of Representatives by intentionally failing
 14 to disclose approximately a hundred eighty thousand
 15 dollars (\$180,000) in contributions received by his
 16 campaign during that time period, which disclosure
 17 is required by law and are intended to safeguard
 18 the public trust and to preserve the integrity of
 19 the electoral process, the integrity of the House
 20 of Representatives, and the integrity of the
 21 legislative pro--process.

22 The contributions that are the subject of
 23 this count are set out in Exhibit 15 of the
 24 Committee hearing held March 3 to 6, 2008, as

1 reports that have been filed year in and year out,
 2 report in and report out.

3 These are not simple errors. This was a
 4 pattern, as the count said, that has continuity,
 5 pervasiveness, and severity to it. I cannot
 6 understand how it occurred. It's not my intent to
 7 try to do that. But there is beyond clear and
 8 convincing evidence in this case. This count is
 9 utterly inescapable in terms of the conclusion that
 10 can be drawn, in my opinion, that there was a
 11 massive fraud perpetrated through the deliberate
 12 decision made year in, year out, for twenty-two
 13 straight reporting periods to nondisclosure.

14 No capacity--the capacity fully existed
 15 to amend. It was never taken advantage of. And
 16 then to talk about the fact that we need to provide
 17 an opportunity to amend. We can't even get the law
 18 now to provide an incentive for the representative
 19 to file a report, let alone even a fraudulent one.

20 I've come to absolutely the conclusion
 21 that of all the counts, there is overwhelming
 22 evidence supporting this count, and there is no
 23 reasonable alternative--indeed, almost no attack
 24 was made, no evidence presented to justify, even in

1 modified by the testimony of Kim Strach, Deputy
 2 Director of the State Board of Elections, and
 3 incorporated into this count by reference.

4 THE CHAIR: Is there a second to the
 5 motion? Is there a--second by Representative
 6 Wiley.

7 Discussion and debate on the motion?

8 Seeing none, all those in favor of the
 9 motion will vote aye. Those opposed to the motion
 10 will vote no. The Clerk will call the roll.

11 THE CLERK: Chairman Glazier.

12 THE CHAIR: Aye.

13 THE CLERK: Vice-chairman Stam.

14 REP. STAM: Aye.

15 THE CLERK: Representative Lucas.

16 REP. LUCAS: Aye.

17 THE CLERK: Representative McGee.

18 REP. MCGEE: Aye.

19 THE CLERK: Representative Warren.

20 REP. WARREN: Aye.

21 THE CLERK: Representative Wiley.

22 REP. WILEY: Aye.

23 THE CHAIR: Count Number 7 is found by
 24 clear and convincing evidence by a unanimous vote

1 of this Committee.
 2 We'll now proceed--and I'm trying to
 3 group the counts. We'll proceed to Count Number 3.
 4 Count Number 3 is the count related to
 5 the solicitation from AstraZeneca Pharmaceuticals.
 6 Discussion on Count Number 3 and the evidence
 7 presented with regard to Count Number 3.
 8 REP. STAM: Mr. Chairman?
 9 THE CHAIR: Yes, Representative Stam.
 10 REP. STAM: What I'd like to say about
 11 Count 3, most of it will also apply to Count 4 and
 12 5. And I'll try not to be duplicative.
 13 THE CHAIR: With--yeah. And let's--and--
 14 that'll be fine. But we'll stick with 3.
 15 REP. STAM: Yes. Right.
 16 Exhibit 1 gives the purpose of this
 17 corporation, charitable, educational, scientific
 18 purposes, and says no part of the net earnings of
 19 the corporation shall inure to the benefit or be
 20 distributable to its members, directors, officers,
 21 or other private persons.
 22 Exhibit 8 is the solicitation by
 23 Representative Wright to AstraZeneca--AstraZeneca
 24 Pharmaceuticals. The gravamen of the count is not

1 year. But again, that's a--a tangent.
 2 It was solicited. But then the gravamen
 3 of the complaint, of course, is Exhibit 10, where
 4 he just took that check to Community Health
 5 Foundation, Inc., which, according to the
 6 testimony, he told everybody was a charitable
 7 nonprofit, and he just put it right in his own
 8 pocket.
 9 And again, when we had our meeting in
 10 January, you know, there was enough evidence there
 11 for probable cause. I was hoping that maybe before
 12 today, Representative Wright would have showed us
 13 that that was just a mistake; it went in the wrong
 14 account, and the next week he sent it to the right
 15 account; or that perhaps he had refunded it to
 16 AstraZeneca; or that he had refunded it to some
 17 equivalent charity that exists. But no. It just
 18 went into his private account where he paid for his
 19 campaigns and his cars and everything else. It's
 20 an unethical, unlawful thing to do and obviously
 21 not by mistake.
 22 THE CHAIR: Is there other--other
 23 comments?
 24 Representative Lucas.

1 really the solicitation but the conversion of funds
 2 to his personal account which were intended as
 3 charitable. And we can infer that it was intended
 4 as charitable because we have the solicitation
 5 letter by Representative Wright that told how it
 6 would be used.
 7 The--there was some suggestion in the
 8 first day of testimony that maybe this was in fact
 9 a charitable organization, 501(c)(3). Really
 10 whether it is or is not is really beside the point.
 11 But I would mention that it--it almost certainly is
 12 not, because the exception under Section 908 that
 13 Dr. Joyner educated us on only applies if normally
 14 there's going to be five thousand (5,000) or less
 15 in receipts. And immediately upon the formation of
 16 this corporation, the purpose of it was to buy a
 17 building. And they started soliciting hundreds of
 18 thousands of dollars. They got a hundred and fifty
 19 thousand (150,000) receipt in 2002. And when we're
 20 soliciting tens of--I think the Counts 3, 4, and 5
 21 is ten thousand dollars' worth of--in other words,
 22 to buy a building worth three hundred and fifty
 23 thousand dollars (\$350,000) and operate it, you
 24 need more than five thousand dollars (\$5,000) a

1 REP. LUCAS: Thank you, Mr. Chairman.
 2 You know, I think we have to place things
 3 in somewhat of a context of involvement. Initially,
 4 I think, the intentions were very, very amiable.
 5 And they were certainly needed in terms of minority
 6 health intentions. We--we can't deny the fact that
 7 the minority community does not receive the same
 8 health benefits that many of the other communities
 9 receive. There's a great need for that, and I
 10 think we have to commend Representative Wright and
 11 those who worked with him--Dr. Gottovi alluded to
 12 that--that they were intentionally initially on the
 13 right path toward alleviating minority health
 14 issues.
 15 Now, I don't know at what point in time--
 16 I think it's commendable of them to re--solicit
 17 contributions toward that effort. Beyond that, I
 18 don't know what happened there. But I--I think we
 19 need to really put things in the total perspective.
 20 THE CHAIR: I agree with Representative
 21 Lucas in--in this regard. And I think that
 22 initially the plan--it seems to me, at least, the
 23 evidence creates a possibility that what was being
 24 done or eventually what were to be done would be to

1 create the Foundation in order to provide these
2 services. And I think, although we can take
3 notice, you'll see in Representative Wright's past,
4 I think, that he's been an active advocate for
5 minority health issues for many years. That--this
6 is simply consistent with what he's done.

7 The problem I have and--and where I--I
8 think that the issue is is that there, number one,
9 was absolutely no authorization for the
10 solicitation by anyone on the Community's Health
11 Foundation. That's the first issue.

12 The more critical issue is that the
13 Foundation letterhead solicits--specifically
14 Representative Wright solicits these funds from
15 AstraZeneca for a specific purpose, and that is a
16 charitable purpose.

17 If the money came in and, when this was
18 solicited and when it was received, the Community
19 Health Foundation account was open, all that had to
20 be done to be, for lack of a better term, kosher is
21 for that money, that check, to simply be put in the
22 Community Health Foundation account. But it
23 wasn't, even at a time when it was critical to have
24 money for that foundation to be moving forward.

1 the instigation. I think that the evidence at best
2 is ambiguous, and giving credit, I think where it
3 should, given Representative's prior his--
4 Representative Wright's prior history. It seems to
5 me that the solicitation, perhaps not done in the
6 right way, was not anything that was improper.
7 What was improper is what occurred after that. And
8 of that, there's simply no defense. This is beyond
9 clear and convincing evidence to me, as well,
10 because of the conversion of the money, totally not
11 allowed.

12 Further discussion and debate by any
13 member?

14 Yeah, ready for a motion.

15 REP. STAM: Mr. Chairman.

16 THE CHAIR: Representative Stam is
17 recognized.

18 REP. STAM: And I apologize. I--I can't
19 see any other member of the Committee to see if
20 they're seeking recognition. But I move that the
21 Committee find by clear and convincing evidence
22 that on or about December 15, 2003, while a member
23 of the House of Representatives, Thomas E. Wright
24 did engage in conduct unbecoming and unfitting a

1 Instead what we have is the checks were held and
2 then not returned when the Foundation went belly-
3 up, not placed in assistance like Dr. Gottovi did
4 to try to make the payments for the Foundation.
5 They were deposited in a personal account.

6 They would never have been given for that
7 purpose, because they weren't solicited for that
8 purpose. And that's where the problem comes in.
9 That's the unethical conduct, when they were then
10 put into an account that absolutely the funds were
11 never solicited for, and--on top of which, there's
12 a full admission to this. I mean, this isn't a
13 case where we don't have evidence. It was argued
14 we didn't have anybody from AstraZeneca to be here.
15 That's true. But why in the world would you need
16 someone when you have the admission by
17 Representative Wright that he sent the letter, that
18 he took the money, and he took it and put it in his
19 account because he believed it to be sweat equity?

20 Well, there is no legal authority for him
21 to convert that money into his own use for sweat
22 equity or otherwise. It is simply unethical, bar
23 none, to have done that.

24 So I agree with Representative Lucas in

1 member of the House of Representatives by
2 improperly, fraudulently, and unethically
3 converting money intended to be a charitable
4 contribution to the Community's Health Foundation,
5 Inc., to his own personal use. Thomas E. Wright
6 wrote a letter on the letterhead stationary of the
7 Community's Health Foundation, Inc., to a
8 representative of AstraZeneca Pharmaceuticals, LP,
9 requesting as the foundation's president a donation
10 to the foundation, a charitable organization, that
11 Thomas E. Wright represented to be qualified to
12 receive tax-deductible donations that would be used
13 by the foundation for various health-related
14 purposes, including but not limited to educational
15 initiatives, a needs assessment, identification of
16 trends, and bridging the gap of minority healthcare
17 for an underserved population in New Hanover
18 County. Thereafter, when, on December 15th, 2003,
19 a representative of AstraZeneca Pharmaceuticals
20 signed and sent to Thomas E. Wright and the
21 Community's Health Foundation, Inc., a check made
22 out to Community's Health Found, Inc., quote, in
23 the amount of twenty-four hundred dollars (\$2,400),
24 Thomas E. Wright deposited that check into his own

1 personal account rather than into the account of
 2 the Community's Health Foundation, Inc.
 3 THE CHAIR: Is there a second?
 4 Second by Representative Warren.
 5 Discussion and debate on Count Number 3?
 6 Seeing none, all those in favor will vote
 7 aye. Those opposed will vote no. The Clerk will
 8 call the roll.
 9 THE CLERK: Chairman Glazier.
 10 THE CHAIR: Aye.
 11 THE CLERK: Vice-chairman Stam.
 12 REP. STAM: Aye.
 13 THE CLERK: Representative Lucas.
 14 REP. LUCAS: Aye.
 15 THE CLERK: Representative McGee.
 16 REP. MCGEE: Aye.
 17 THE CLERK: Representative Warren.
 18 REP. WARREN: Aye.
 19 THE CLERK: Representative Wiley.
 20 REP. WILEY: Aye.
 21 THE CHAIR: Count Number 3 is found by
 22 the Committee by clear and convincing evidence by a
 23 unanimous vote.
 24 Count Number 4--Count Number 4 alleges

1 know when the receipt of the check by
 2 Representative Wright was, but certainly he had it
 3 in his account, on his desk, I believe the
 4 representation was made. And the account that the
 5 check could have been deposited into was open at
 6 that time, because it was not closed until June the
 7 28th. So I again think that this check was misused
 8 and should have gone into the account to which it
 9 was written.
 10 THE CHAIR: Representative Wiley is
 11 recognized.
 12 REP. WILEY: Thank you.
 13 I agree that I think the best of
 14 intentions were there when this charity started
 15 out. But as I was listening to the evidence, I
 16 even asked a few questions of my own, trying to
 17 ascertain if perhaps some money--personal monies
 18 had been spent on utilities, perhaps insurance
 19 payments for a building. I saw no evidence
 20 presented to that effect. I wanted to believe
 21 that. But lacking any evidence, I find the notion
 22 of being paid for sweat equity rather abhorrent.
 23 Many of us have served on charities.
 24 Some of us have tried to start them up. And I know

1 essentially the same solicitation with regard to
 2 the quasimedical facility of Anheuser-Busch
 3 Companies, Inc. And the count is open for debate
 4 and discussion.
 5 REP. STAM: Mr. Chairman?
 6 THE CHAIR: Representative Stam is
 7 recognized.
 8 REP. STAM: Here I incorporate some of my
 9 own previous remarks except that, of course, here
 10 it was Anheuser-Busch and specifically was--the
 11 solicitation was solicited for the museum with
 12 regard to the 1898 race riot, for historical
 13 events. And of course, the victims, of course, of
 14 this conversion of funds are not just the public in
 15 general but the people who would learn something
 16 from that exhibit, because the money that was
 17 intended for that went into the personal checking
 18 account of Representative Wright.
 19 THE CHAIR: I'm sorry. Representative
 20 McGee.
 21 REP. MCGEE: Thank you, Mr. Chair.
 22 I will also note, as you indicated on
 23 your remarks about AstraZeneca, that this check in
 24 fact was received--or dated 3-5-04. And I don't

1 it's a tremendous amount of hard work.
 2 At the stage when these checks were
 3 deposited, I even hoped that perhaps it would have
 4 been considered if maybe the charity wasn't going
 5 to make a go of it, that they could have been given
 6 to another charity. And I was hoping to find
 7 evidence on that, perhaps even the Health
 8 Foundation--or the Health Center. They were not.
 9 I'm left with nothing to conclude that
 10 these were put into a personal account. That's it.
 11 THE CHAIR: Representative Warren is
 12 recognized.
 13 REP. WARREN: Thank you, Mr. Chairman.
 14 Certainly we want to commend
 15 Representative Wright for his efforts through the
 16 years in regards to minority health issues, where
 17 he has really made a difference. However, here we
 18 have a check that was written for that purpose, and
 19 the evidence shows that it went into Representative
 20 Wright's personal account versus being used for a
 21 health purpose that could have made a difference.
 22 THE CHAIR: And here, I think, as well,
 23 the particular letter also included the 1898 museum
 24 that would have exhibited the historical events,

1 which, again, the Representative had worked on
2 very, very hard.
3 Don't see any difference in the evidence,
4 sadly, between this count and the prior one.
5 Chair is willing to accept a motion.
6 Representative McGee is recognized.
7 REP. MCGEE: Thank you, Mr. Chair.
8 I move that the Committee find by clear
9 and convincing evidence that on or about February
10 6, 2004, while a member of the House of
11 Representatives, Thomas E. Wright did engage in
12 conduct unbecoming and unfitting a member of the
13 House of Representatives by improperly,
14 fraudulently, and unethically converting money
15 intended to be a charitable contribution to the
16 Community's Health Foundation, Incorporated, to his
17 own personal use. Thomas E. Wright wrote a letter
18 on the letterhead stationary of the Community's
19 Health Foundation, Incorporated, to a
20 representative of Anheuser-Busch Companies,
21 Incorporated, requesting as the foundation's
22 president a donation to the foundation, a
23 charitable organization that Thomas E. Wright
24 represented to be qualified to receive tax-

1 deductible donations that would be used by the
2 foundation for acquisition and development of a
3 building in Wilmington, North Carolina, that would
4 serve as a museum. Thereafter, on March 5th, 2004,
5 when a representative of Anheuser-Busch Companies,
6 Incorporated, signed and sent to Thomas E. Wright
7 and the Community's Health Foundation,
8 Incorporated, a check made out to Community's
9 Health Foundation, Incorporated, in the amount of
10 five thousand dollars (\$5,000), Thomas E. Wright
11 deposited that check into his own personal account
12 rather than into the account of the Community's
13 Health Foundation, Incorporated.
14 THE CHAIR: Is there a second? Sorry.
15 Is there a second?
16 I'm sorry. Representative Stam seconds
17 the motion by Representative McGee.
18 Further discussion and further debate on
19 this count?
20 Seeing none, those in favor of the motion
21 will vote aye. Those opposed to the motion will
22 vote no. The Clerk will call the roll.
23 THE CLERK: Chairman Glazier.
24 THE CHAIR: Aye.

1 THE CLERK: Vice-chairman Stam.
2 REP. STAM: Aye.
3 THE CLERK: Representative Lucas.
4 REP. LUCAS: Aye.
5 THE CLERK: Representative McGee.
6 REP. MCGEE: Aye.
7 THE CLERK: Representative Warren.
8 REP. WARREN: Aye.
9 THE CLERK: Representative Wiley.
10 REP. WILEY: Aye.
11 THE CHAIR: Count Number 4 is found by
12 clear and convincing evidence by unanimous vote.
13 Brings us to Count Number 5, the third in
14 the group of counts.
15 This count relates to the apparent
16 solicitation of AT&T Corporation and the testimony
17 that was given by John Policastro, as well as the
18 exhibits that were referred to both by Dr. Joyner
19 and by Mr. Hart.
20 Discussion generally on Count Number 5?
21 REP. STAM: Mr. Chairman.
22 THE CHAIR: Representative Stam is
23 recognized.
24 REP. STAM: The--the only real difference

1 between this and Counts 3 and 4 is that
2 Representative Wright did not sign this
3 solicitation and doesn't--and there was no
4 testimony that he remembered sending it. Of
5 course, the gravamen of the complaint, however, is
6 Exhibit 13, the check, which was converted to its
7 use. And Exhibit 11 merely explains how that came
8 to be.
9 And Exhibit 11 on its face, you know,
10 shows a health foundation with a federal tax ID
11 number. And unless somebody just--you know, he was
12 the only person operating the corporation, and
13 unless somebody got ahold of his letterhead, he
14 sent it. I mean, that's a reasonable inference.
15 This is at a time, of course, coming up on a short
16 session in April of '04. He's a member of the
17 Public Utilities Committee. And AT&T, you know,
18 sends him fifteen hundred dollars (\$1,500) to his
19 favorite charity. That's fine. But what's not
20 fine is that he put it in his own pocket instead of
21 turning it over to the charity.
22 THE CHAIR: I do want to highlight some
23 testimony for y'all, because this argument was
24 discussed by Dr. Joyner as to John Policastro's

1 testimony. And the argument was that--and I think
 2 correctly that Policastro got a call. And if I
 3 recall, it was Bewley. You've heard, of course, of
 4 the relationship between Bewley and Wright that was
 5 entered through the SBI statement and Agent Umphlet
 6 taken. If you'll remember, Mr. Bewley, according
 7 to Representative Wright, was involved in a three-
 8 thousand-dollar (\$3,000) contribution that--
 9 actually reimbursement that Representative Wright
 10 gave to Mr. Bewley for postage and an invitation to
 11 a reception he threw for him.

12 And the question that was raised was,
 13 well, there's nothing--I think the argument Dr.
 14 Joyner made was there was nothing in the invoice
 15 that says anything about it being a charitable
 16 contribution, and that in order for this count to
 17 be found, you'd have to show some reliance on AT&T
 18 be--sending that to Representative Wright as a
 19 charitable contribution. And I--I think that
 20 that's correct, because otherwise it could have
 21 been placed into his account, although we could get
 22 into what account it should have gone into. But
 23 you don't have essentially the request for a
 24 charitable contribution being converted.

1 was a charitable contribution.

2 The argument, then, is that
 3 Representative Wright didn't know it was being
 4 made. That is simply belied by Exhibit 11.
 5 Exhibit 11 is his own invoice or the invoice that
 6 the Community Health Foundation sent with Thomas
 7 Wright as president. The only people who even had
 8 access to this were Dr. Gottovi, one would assume--
 9 and he indicated he never sent anything--and
 10 Representative Wright. There simply isn't anybody
 11 else who would have sent this. There's no evidence
 12 that you can rely on that anyone else could have
 13 sent it.

14 And so it seems again inescapable that
 15 the solicitation was made; it was intended to be a
 16 charitable contribution; the corporation sent it
 17 for that regard; the check was received in time to
 18 be deposited--this one sent September--or was
 19 invoiced in 2003. This check--or the request was
 20 sent in September, and the check issued on April 1,
 21 2004. This check sat again for several months.
 22 The account remained open until sometime in June.
 23 It was not deposited in the foundation account and
 24 ended up in Representative Wright's account, which

1 Here's the testimony from Mr. Policastro.
 2 Question by Mr. Hart: "Mr. Policastro, from your
 3 knowledge involving this particular contribution,
 4 was it intended to be a charitable contribution to
 5 a 501(c)(3) corporation?"

6 Answer--I'm sorry. "Professor Joyner:
 7 Objection.

8 "The Chair: Basis?
 9 "Professor Joyner: Unless he knows, but
 10 he said he knew.

11 "The Chair: Well, let me ask."
 12 Again, the question: "Did you intend it
 13 to be a contribution to a 501(c)(3)? And I
 14 understand you to say 'yes'; is that correct?"

15 "The witness: Yes.
 16 "Question, Mr. Hart: Regardless of
 17 whether it was specifically a 501(c)(3)
 18 corporation, did you intend it to be a charitable
 19 corp--contribution to the Community's Health
 20 Foundation, Incorporated?"

21 "Answer: Yes, sir."
 22 I think Mr. Policastro's testimony is
 23 clear that the intent of AT&T was not a personal
 24 contribution, was not a political contribution, but

1 he admits, again, as part of sweat equity.

2 You know, there's an argument that was
 3 made that there's no evidence, been no one
 4 testified. Well, in this case, the evidence is
 5 Representative Wright's own statements. That's my
 6 view of the evidence.

7 Other members?
 8 Representative McGee.

9 REP. MCGEE: Thank you.
 10 I do believe that it couldn't have been a
 11 contribution to his political account, because it's
 12 a--written directly on Northern Trust Company.

13 THE CHAIR: That's true, too.
 14 Other members? And the Chair will
 15 receive a motion when--on that from any member at
 16 this point.

17 REP. STAM: Mr. Chairman?
 18 THE CHAIR: Representative Stam is
 19 recognized.

20 REP. STAM: I have a motion on it. I
 21 move that the Committee find by clear and
 22 convincing evidence that on or about April 1, 2004,
 23 while a member of the House of Representatives,
 24 Thomas E. Wright did engage in conduct unbecoming

1 and unfitting a member of the House of
2 Representatives by improperly, fraudulently, and
3 unethically converting money intended to be a
4 charitable contribution to the Community's Health
5 Foundation, Inc., to his own personal use. Thomas
6 E. Wright wrote an invoice on the letterhead
7 stationary of the Community's Health Foundation,
8 Inc., to a representa--representative of AT&T Corp.
9 as a solicitation of a charitable contribution to
10 the foundation, a charitable organization that
11 Thomas E. Wright represented to be qualified to
12 receive tax-deductible donations. Thereafter, on
13 April 1, 2004, when a representative A--of AT&T
14 Corp. signed and sent to Thomas E. Wright and the
15 Community's Health Foundation, Inc., a check made
16 out to Community's Health Foundation, I, in the--in
17 quote, in the amount of fifteen hundred dollars
18 (\$1,500), Thomas E. Wright deposited that check
19 into his own personal account rather than into the
20 account of the Community's Health Foundation, Inc.
21 THE CHAIR: Is there a second to
22 Representative Stam's motion?
23 Representative Warren seconds.
24 Discussion and debate?

1 Number 3. And before we do any motions, obviously,
2 I'm opening the count to discussion on the
3 evidence.
4 REP. STAM: Mr. Chairman?
5 THE CHAIR: Representative Stam is
6 recognized.
7 REP. STAM: Just for clarity, Count 1 is
8 distinguished from Count 2 in that Count 1 is
9 soliciting the letter--
10 THE CHAIR: That's correct.
11 REP. STAM: --is that right?
12 THE CHAIR: Count 1 is soliciting the
13 letter knowing that the letter--provisions in the
14 letter were false.
15 REP. STAM: It--it seems to me that--that
16 it's clear from Torlen Wade's testimony and from
17 the agent's testimony of what Representative Wright
18 told him that they both knew it was false, that
19 they used state government equipment and resources
20 to generate the letter, and that it was done for a
21 fraudulent purpose.
22 THE CHAIR: Other Committee members'
23 discussion?
24 REP. STAM: And--and--I'm sorry.

1 Seeing none, all those in favor of the
2 motion on Count Number 5 will vote aye. Those
3 opposed will vote no. The Clerk will call the
4 roll.
5 THE CLERK: Chairman Glazier.
6 THE CHAIR: Aye.
7 THE CLERK: Vice-chairman Stam.
8 REP. STAM: Aye.
9 THE CLERK: Representative Lucas.
10 REP. LUCAS: Aye.
11 THE CLERK: Representative McGee.
12 REP. MCGEE: Aye.
13 THE CLERK: Representative Warren.
14 REP. WARREN: Aye.
15 THE CLERK: Representative Wiley.
16 REP. WILEY: Aye.
17 THE CHAIR: Count Number 5 is found
18 unanimously by clear and convincing evidence.
19 That moves us into the last set of
20 counts. And I will take these in the following
21 order: Counts 1, 2, and 8.
22 Count 1 is the count related to the
23 request from Torlen Wade--request to Torlen Wade by
24 Representative Wright for the letter that's Exhibit

1 THE CHAIR: I'm sorry, Representative
2 Stam.
3 REP. STAM: I apologize. And--and I--
4 at--at a time when Representative Wright was--
5 chaired the health committee, which would have
6 jurisdiction over some of the matters, and was a
7 member of the appropriations subcommittee that
8 appropri--was the key committee for appropriating
9 money for the division that Torlen Wade headed.
10 THE CHAIR: Torlen Wade was, it seems to
11 me, a very credible and pained witness. And I
12 don't remember if that was the term used by Mr.
13 Hart in the discussion. There's--again looking at
14 the simple document, there's no question--and
15 Representative Wright did admit this, and, I think,
16 commendably in his statement, that he solicited the
17 letter. There's--that's not in question. And that
18 he was--felt bad about what happened to Torlen Wade
19 as a result.
20 This letter commits a hundred and fifty
21 thousand dollars (\$150,000) in funding towards the
22 completion of the conversion project. Simply,
23 purely, utterly a false statement. That the
24 funding will be awarded by June 30, 2002, utterly a

1 false statement. That is exactly what was
 2 requested in Exhibit 2 in the e-mail that was sent.
 3 Torlen Wade complied with the request, I
 4 think, out of the combination. I think it was in
 5 part because Representative Wright's position but,
 6 I think, clearly, as well, a friendship
 7 relationship in both cases.
 8 The problem for me is twofold. One,
 9 placing--placing any state employee in that
 10 position is just untenable. To allow a legislator
 11 to do that would--it--it's--it utterly chills good
 12 government and effective government and fair
 13 government. That is just untenable to put that
 14 state employee in that position, to ask that
 15 employee to commit in a letter to funding that
 16 didn't exist and he couldn't provide and then to
 17 say, whether it was said or not, "Well, I'm not
 18 going to use the letter." Well, if you're not
 19 intending to ever use the letter, what in the world
 20 would be the purpose of the letter? I mean, why,
 21 if--that just is--escapes me. If the letter wasn't
 22 to be seen by somebody, then why would you ask a
 23 friend to write a false letter that, if it was ever
 24 seen, could get the friend fired, if you don't

1 credibility at all as to that issue. And he
 2 certainly has nothing to gain one way or the other.
 3 In the end, though, the gravamen, as
 4 Representative Stam has said, of this count isn't
 5 there. The gravamen is going to Torlen Wade in
 6 asking him to write a false letter. And that's
 7 exactly what happened.
 8 I--I--I--this count, in--as much as I
 9 think the breach was massive in quantity in Count
 10 Number 7, this offense in quality is utter fraud.
 11 And--and someone lost their job and their career
 12 and their reputation because it was asked for. And
 13 legislators cannot be allowed to do this. That's
 14 my opinion.
 15 Other discussion?
 16 If not, is--is there a motion?
 17 Representative Wiley is recognized for a
 18 motion.
 19 REP. WILEY: I move that the Committee
 20 find by clear and convincing evidence that on or
 21 about March 13th, 2002, and on or about March 15th,
 22 2002, while a member of the North Carolina House of
 23 Representative, Thomas E. Wright did engage in
 24 conduct unbecoming and unfitting a member of the

1 intend to use the letter? That makes no sense to
 2 me whatsoever.
 3 I think that this letter was intended as
 4 the argument was made by Committee counsel. I
 5 think it was requested in the sense that one of the
 6 reasons there was no guarantor on Exhibit 4, one of
 7 the ways that Burbank was able to satisfy both his
 8 community commitment and his commitment to the
 9 project was that he was told by Representative
 10 Wright there would be state funding. This was one
 11 of the ways to get state funding.
 12 No, I don't think the letter was a
 13 requirement in the direct sense. But Burbank
 14 clearly testified that he likely would not have
 15 given the loan if it didn't--wasn't there.
 16 Now, why it's not in the file is a
 17 question. But it is an irrelevant question for
 18 purposes of this count. It's irrelevant because
 19 Burbank's uncontradicted testimony is he relied on
 20 it. Burbank's uncontradicted testimony is he
 21 likely would never have given the loan without the
 22 letter.
 23 So regardless of why you think or don't
 24 think, there was no assault on Burbank's

1 House of Representatives by orally and in writing
 2 improperly and unethically soliciting Torlen L.
 3 Wade, acting director of the North Carolina
 4 Department of Health and Human Services Office of
 5 Research, Demonstrations, and Rural Health
 6 Development, to write and mail to him a fraudulent
 7 letter stating that such office was endorsing the
 8 Community's Health Foundation's project to convert
 9 a building located on the 900 block of 4th Street
 10 in Wilmington, North Carolina, into Community's
 11 Health Foundation offices, New Hanover Community
 12 Health Center offices, and a history museum, and
 13 committing of one hundred and fifty thousand
 14 dollars (\$150,000) in funding toward the completion
 15 of that project. At the time of the solicitation,
 16 Thomas E. Wright was an officer of the Community's
 17 Health Foundation, Incorporated, located at 322
 18 South 17th Street, Wilmington, North Carolina.
 19 Thomas E. Wright confirmed his earlier oral
 20 solicitation by having his legislative assistant
 21 type the necessary details needed in the commitment
 22 letter in an e-mail that was sent to Torlen L. Wade
 23 by use of his state e-mail account and on a state
 24 computer, both of which were authorized for him

1 based on his position as a member of the North
2 Carolina House of Representatives. At the time of
3 the oral solicitation, the typing and sending of
4 the e-mail, and the typing and the sending of the
5 Torlen L. Wade letter, both Thomas E. Wright and
6 Torlen L. Wade knew that the Office of Rural Health
7 would not make such a grant and that Thomas E.
8 Wright would use the letter in seeking to
9 fraudulently obtain funding for the Community's
10 Health Foundation from other sources, such as
11 financial institutions and other organizations that
12 make grants and that would believe and rely on the
13 false representations in Torlen L. Wade's letter.

14 THE CHAIR: Is there a second to
15 Representative Wiley's motion?

16 REP. MCGEE: I second the motion.

17 THE CHAIR: Second by Representative
18 McGee.

19 Discussion and debate?

20 Seeing none, those in favor of the motion
21 will vote aye. Those opposed will vote no. Clerk
22 will call the role.

23 THE CLERK: Chairman Glazier?

24 THE CHAIR: Aye.

1 presented the letter to the bank for the purpose of
2 getting a loan. And it's--what's charged is April
3 5th, 2002, which is the date of the closing. Dr.
4 Joyner presented that loan application date, April
5 5, 2002, in his final conclusion, and it was
6 referred to. There was some discussion about
7 whether Exhibit 4--that since that was already
8 approved, how could Mr. Burbank be relying on the
9 letter when the letter wasn't sent till March 15th.
10 But of course, Exhibit 4, dated March 5th, 2002, is
11 an internal document to the bank. And what it says
12 is grant money--"Source of repayment: grant money
13 from state and federal government is a source of--
14 primary source of payment." And then under "debt
15 service coverage," "funded by state and federal
16 grant money."

17 So what is the clear inference is that
18 Representative Wright told him he was going to get
19 some grant money. Ten days later, he got a letter,
20 'cause he knew he needed to have it. And then
21 before the closing three weeks later, he showed the
22 letter to Ronnie--Mr. Burbank. Mr. Burbank said he
23 saw it and he relied on it. And so then the bank
24 released the money. And that's called obtaining

1 THE CLERK: Vice-chairman Stam?
2 REP. STAM: Aye.
3 THE CLERK: Representative Lucas?
4 REP. LUCAS: Aye.
5 THE CLERK: Representative McGee?
6 REP. MCGEE: Aye.
7 THE CLERK: Representative Warren?
8 REP. WARREN: Aye.
9 THE CLERK: Representative Wiley?
10 REP. WILEY: Aye.
11 THE CHAIR: Count 1 is found by clear and
12 convincing evidence by a unanimous vote of the
13 Committee.
14 That moves us to the second-from-last
15 count, Count Number 2.
16 Count Number 2 is part of the Wade issue,
17 but it does not relate directly to the
18 solicitation. It now relates to the use of the
19 letter as to whether the letter then was used as
20 part of the award of loan by Coastal Federal Bank.
21 Discussion open on the evidence with
22 regard to Count 2.
23 Representative Stam is recognized.
24 REP. STAM: Yes. This is where he

1 money--obtaining property by false pretenses, which
2 was the title to the property and the loan by the
3 false pretense and the fraudulent false pretense of
4 having a source of payment that you don't have.

5 THE CHAIR: Representative Lucas is
6 recognized.
7 REP. LUCAS: Thank you, Mr. Chair.
8 I certainly concur that there was some
9 effort made to obtain this loan. But I'm a little
10 bit perturb--concerned about the absence of the
11 letter. And this is not an indictment of the
12 Coastal Federal Bank or Mr. Burbank or anybody else
13 in that office. But it seems to me a little bit
14 strange that that letter did disappear, or at least
15 it's not--wasn't present in the evidence.
16 And with that being said, I have a little
17 bit of a problem in determining that the evidence
18 is clear, cogent, and convincing, only because of
19 the letter not being there.
20 THE CHAIR: Representative McGee, I just
21 have--just kind of in discussion. I know that you
22 were formerly in the industry. Can you create any
23 highlights or give us some thoughts on why the
24 letter would or wouldn't be in the file?

1 REP. MCGEE: I cannot recall any reason
2 that a letter supporting a loan would not be
3 included in the file. No, I don't have any reason.
4 THE CHAIR: Here's the testimonies that
5 we have of Rep--of Representative--now I'm
6 promoting people--of Mr. Burbank. And this is from
7 his testimony earlier.
8 "Question: The actual loan on the
9 purchase of the property took was another month
10 later; is that correct?
11 "Answer: I think that's correct, yes."
12 And then it goes on, and he's talking
13 about that. Let me get to the specific.
14 "Question: Early April?
15 "Answer: I think that's correct.
16 "Question: Okay. Was there further
17 discussion between you and Representative Wright
18 about the grants and any kind of documentation of
19 the grants?
20 "Answer: At some point prior to closing,
21 I received a copy of the letter from Mr. Wade.
22 "Question: All right. And when you
23 speak of the letter, I want to ask you to look at
24 Exhibit Number 3, and that's before you. Have you

1 "Question: And why is that?
2 "Answer: I didn't feel the need to do
3 so.
4 "Question: Did you trust Representative
5 Wright to be giving that to you in good faith?
6 "Answer: I did.
7 "Professor Joyner: Objection.
8 "The Chair: Overruled.
9 "Question: Mr. Burbank, would you have
10 authorized this loan without a guarantor if it had
11 not been for that letter, Exhibit Number 3?
12 "Answer: Possibly not. I don't think
13 so. I really can't answer that, because I had the
14 letter. I--
15 "Question: All right. Let me ask you
16 this. As a banker and as someone concerned with
17 repayments and collateral, as you said,
18 guaranteeing the loan, was this letter at least a
19 factor in your approval process?
20 "Answer: Yes.
21 "Question: Did you rely upon this letter
22 to grant the loan?
23 "Answer: Yes."
24 That's the end of that discussion.

1 had a chance to look at that, sir?
2 "Yes, I have.
3 "Question: And do you recognize that?
4 "Answer: I do.
5 "Question: What do you recognize that as
6 being?
7 "Answer: That appears to be the letter
8 that I received to confirm grant money was the
9 primary source of repayment for our loan request.
10 "Question: All right. And did you
11 receive that letter or see that letter from--
12 received it from Representative Wright; is that
13 re--correct?
14 "Answer: I recall receiving the letter.
15 I can't specifically say that Representative Wright
16 handed it to me or delivered it to me, but I recall
17 getting a copy, as I stated in my interview.
18 "Question: All right. And did you take
19 the letter at face value?
20 "Answer: I did.
21 "Question: Did you call in any way to
22 check with the Department of Health and Human
23 Services or Torlen Wade or anybody else?
24 "Answer: I did not.

1 That's the testimony that Mr. Burbank gave earlier.
2 REP. STAM: Mr. Chairman?
3 THE CHAIR: Representative Stam?
4 REP. STAM: Coup--couple things. I--I
5 certainly don't want to defend the way this loan
6 was handled, because it seems to me that there's a
7 whole lot less documentation here than what would
8 be required of almost all of us to get a loan.
9 But it really has nothing to do with whether this
10 account is true or not, because the testimony is
11 yes, that's what the bank relied on.
12 It may have also relied on, if you recall
13 the testimony of the SBI officer--I'm sorry--
14 Agent--
15 THE CHAIR: Umphlet.
16 REP. STAM: --Umphlet, that he showed the
17 closing statement to Representative Wright and
18 asked him about the earnest money that was showed
19 of twenty-five thousand (25,000) and that
20 Representative--if I--as I recall the testimony,
21 Representative Wright said no, they didn't actually
22 have that money. So he may have seen some equity
23 down that never existed.
24 But this county only relies on the

1 promise of a hundred and fifty thousand (150,000),
 2 which would have been enough to take out the bank
 3 on its debt.
 4 THE CHAIR: Comments by other members of
 5 the Committee?
 6 Representative McGee.
 7 REP. MCGEE: Thank you.
 8 After--I thought I had remembered that he
 9 in fact did say that he depended on the letter.
 10 And I'm glad he reviewed the information, because
 11 he did in fact rely on the letter. He said he did.
 12 THE CHAIR: My con--my concern--and I--
 13 this is the least clear count. The others, to me,
 14 are, putting it mildly, easily clear and
 15 convincing. This is a closer call for me, for the
 16 reasons Representative Lucas said.
 17 Where I--where--what--what is partially
 18 dispositive for me and the difficulty I'm having,
 19 number one, is it's uncontradicted in that he made
 20 that statement. There was no cross that made it
 21 unclear that he didn't rely in part on the letter.
 22 And in fact, he was questioned pretty extensively,
 23 if I recall, on cross about whether he received it.
 24 And he remembered he received it. That's when we

1 approved the--the loan. But that doesn't--that's
 2 only speculation on my part. He said he had the
 3 letter.
 4 THE CHAIR: Representative Stam is
 5 recognized.
 6 REP. STAM: Mr. Chairman, I move that the
 7 Committee find by clear and convincing evidence
 8 that on or about April 5, 2002, while a member of
 9 the North Carolina House of Representatives, Thomas
 10 E. Wright did engage in conduct unbecoming and
 11 unfitting a member of the House of Representatives
 12 by orally and in writing improperly, fraudulently
 13 and unethically presenting to a representative of
 14 Coastal Federal Bank as a factor to consider in
 15 whether to loan one hundred and fifty thousand
 16 dollars (\$150,000) to the Community's Health
 17 Foundation, Inc., a corporation of which Wright was
 18 an officer, a letter from Torlen L. Wade, acting
 19 director of the Office of Research, Demonstrations,
 20 and Rural Health Development of the North Carolina
 21 Department of Health and Human Services, falsely
 22 stating that the office endorsed the foundation's
 23 museum-conversion effort and was committed to
 24 funding the project in the amount of one hundred

1 got in--if you'll remember, into this is it your
 2 recollection or was it your statement.
 3 But why would you get the letter? I
 4 mean, there was only one reason that letter was
 5 solicited from Torlen Wade. That's the difficulty
 6 I have in saying it didn't happen or that there's
 7 not significant evidence to--to say it did, because
 8 he says it did. Burbank says he received it.
 9 Burbank says he relied on it. And the only
 10 possible reason you'd get the letter, particularly
 11 given the timing, is to show it to somebody to
 12 secure the loan. There's no other justifiable
 13 reason for soliciting the letter. So, you know,
 14 I'm trying hard not to throw my common sense out
 15 the door here. And that's, at least for me right
 16 now, my dilemma.
 17 Other members of the Committee?
 18 Representative McGee is recognized.
 19 REP. MCGEE: You asked, because I have
 20 had some expertise in this area many, many years
 21 ago, what might have happened to the letter. And I
 22 don't want to speculate on what might happen--have
 23 happened to the letter. It wasn't in the file. It
 24 may have been in the desk of the person who

1 and fifty thousand (150,000) and that the award of
 2 the funding would occur by June 30th, 2002. At the
 3 time, Thomas E. Wright presented the letter to the
 4 representative of Coastal Federal Bank, he knew
 5 that the assertions in the letter were false, that
 6 the commitment of funds was not authorized, and
 7 that the award of funding would not be forthcoming.
 8 The one-hundred-and-fifty-thousand-dollar
 9 (\$150,000) loan to the Community's Health
 10 Foundation, Inc., obtained from Coastal Federal
 11 Bank was made in part relying on the contents of
 12 the fraudulent letter presented by Thomas E.
 13 Wright.
 14 THE CHAIR: All right. That's the motion
 15 by Representative Stam. Is there a second to the
 16 motion to place it in discussion?
 17 All right. There is no second as to the
 18 motion with regard to Count Number 2. The
 19 Committee will not take a vote with respect to
 20 Count Number 2.
 21 Is there any further motion with regard
 22 to Count Number 2?
 23 There being no further motion with
 24 respect--I'm sorry.

1 THE CLERK: Representative Lucas.
 2 THE CHAIR: I'm sorry. Representative
 3 Lucas.
 4 REP. LUCAS: Mr. Chairman?
 5 THE CHAIR: Yes, sir.
 6 REP. LUCAS: In light of not receiving a
 7 second on Count Number 2, I'd like to offer a
 8 motion that the Committee dispense of Count Number
 9 2.
 10 THE CHAIR: Help me understand what the
 11 "dispense" means.
 12 REP. LUCAS: That we--one moment.
 13 THE CHAIR: Certainly.
 14 Are you suggesting we withdraw
 15 consideration of Count Number 2? Is that not--
 16 REP. LUCAS: I'm thinking.
 17 Sir, I'd like to offer motion that we
 18 withdraw consideration of Count Number 2, because
 19 of the lack of a second.
 20 THE CHAIR: What I'll--what I'll do,
 21 without taking a vote, is I'll simply withdraw
 22 Count Number 2 from Committee consideration at this
 23 time.
 24 That leads us to the last count, which is

1 did engage in a pattern of conduct unbecoming and
 2 unfitting a member of the House of Representatives
 3 by improperly, fraudulently, deceptively, and
 4 unethically soliciting a false document from a
 5 state agency and soliciting corporations for
 6 donations to a charitable corporation, the
 7 Community's Health Foundation, Inc., and by
 8 converting to his own personal use money
 9 contributed to that charitable organization.
 10 That is--I'm sorry?
 11 PROF. JOYNER: Would you read that again
 12 slowly.
 13 THE CHAIR: Read it again slowly?
 14 PROF. JOYNER: The middle part.
 15 THE CHAIR: All right. The middle part
 16 reads that "Thomas E. Wright did engage in a
 17 pattern of conduct unbecoming and unfitting a
 18 member of the House of Representatives by
 19 improperly, fraudulently, deceptively, and
 20 unethically soliciting a false document from a
 21 state agency and soliciting corporations for
 22 donations to a charitable"--I'm sorry--"and
 23 soliciting," yes, "corporations for donations to a
 24 charitable corporation, the Community's Health

1 Count Number 8. Count Number 8 is that there was a
 2 pattern of evidence unbecoming and unfitting a
 3 member of the House by improperly, fraudulently,
 4 deceptively, and unethically soliciting a financial
 5 institution for the loan and corporations for
 6 donations to the charitable corporation the
 7 Community's Health Foundation by converting to his
 8 own personal use money contributed to that
 9 charitable organization. And then as a pattern of
 10 the conduct, Representative Wright solicited a
 11 false document.
 12 I'm going to--I do want to proceed on
 13 this count, but I want to amend the count. And if
 14 you'll give me a minute, I'm going to make an oral
 15 motion to amend the count.
 16 All right. The Chair is going to make a
 17 motion with respect to Count Number 8 since Count
 18 Number 8 is encompassing of previous conduct in a
 19 pattern-and-practice way.
 20 As to Count Number 8, I move that the
 21 Committee find by clear and convincing evidence
 22 that between or on or about October 2001 and on or
 23 about August 2004, while a member of the North
 24 Carolina House of Representatives, Thomas E. Wright

1 Foundations, Inc., and by converting to his own
 2 personal use money contributed to that charitable
 3 organization."
 4 Right. Right. All right. Is there a
 5 second to that motion as to Count Number 8?
 6 REP. STAM: Second.
 7 THE CHAIR: Second by Representative
 8 Stam.
 9 I'm making that motion because it's
 10 consistent entirely with the individual counts that
 11 were previously found by clear and convincing
 12 evidence in this case, however, alleging that it
 13 was more than coincidental, that this is in fact
 14 part of a pattern of conduct, the pattern of
 15 conduct, the three solicitations, as well as the
 16 solicitation from Torlen Wade.
 17 REP. STAM: Mr. Chairman, just for
 18 clarity, is this intending to incorporate Counts 1,
 19 3, 4, and 5?
 20 THE CHAIR: Essentially, yes.
 21 REP. STAM: As a pattern?
 22 THE CHAIR: As a pattern.
 23 All right. There's a motion and a
 24 second. Discussion and debate.

1 Seeing none, all those in favor of the
2 motion will vote aye. Those opposed will vote no.
3 The clerk will call the role.
4 THE CLERK: Chairman Glazier?
5 THE CHAIR: Aye.
6 THE CLERK: Vice-chairman Stam?
7 REP. STAM: Aye.
8 THE CLERK: Representative Lucas?
9 REP. LUCAS: Aye.
10 THE CLERK: Representative McGee?
11 REP. MCGEE: Aye.
12 THE CLERK: Representative Warren?
13 REP. WARREN: Aye.
14 THE CLERK: Representative Wiley?
15 REP. WILEY: Aye.
16 THE CHAIR: Count Number 8 is amended
17 through the motion, is adopted again by clear and
18 convincing evidence, unanimously.
19 This Committee has now found six counts
20 by clear and convincing evidence. Count number--
21 the other two counts have been withdrawn from
22 consideration at this time. Committee retains
23 jurisdiction over those counts.
24 At this point, it is our--thank you.

1 this room.
2 First, is there any reason that Ms.
3 Strach and Agent Umphlet cannot--can now--cannot
4 now be released from their subpoena? Anybody need
5 either one here?
6 All right. Both can be released with the
7 thanks of the Committee, as to all witnesses, from
8 their subpoena.
9 Second, because we are in the process of
10 making this final decision, I'm going to ask the
11 Committee members to stay together for purposes of
12 our time during this break. We will hopefully be
13 all going to dinner. And I will ask us again to
14 ad--to be admonished as to the charge I gave
15 earlier, which I'm going to actually reread.
16 Before we take this break, I want to
17 remind the members of the Committee, the attorneys
18 for the Committee and Representative Wright,
19 Representative Wright, and members of the public,
20 because we are now in the final deliberative fact-
21 finding stage, I think it would be appropriate--in
22 fact, I am directing that the members of the
23 Committee refrain from discussing this matter with
24 the press, the Committee's outside legal counsel,

1 This point, it becomes our responsibility under the
2 charge for this Committee, having found six counts
3 by clear and convincing evidence, to make a
4 recommendation as well to the House of
5 Representatives as to an appropriate sanction. The
6 way that the Committee has bifurcated the
7 proceedings, there'll be no further evidence before
8 the Committee as to sanction, but the counsel will
9 be allowed to make final argument to the Committee.
10 As to the appropriate sanction that
11 should issue for the six counts found, this is,
12 obviously, for many of us, the saddest evening that
13 we'll spend in the General Assembly and one of the
14 most important. In that respect, it has been a--a
15 long day. We're going to make this decision this
16 evening. But counsel needs some time to get their
17 thoughts together based on our findings. Think we
18 need some time to sit for a minute. And everybody
19 needs time to grab some dinner so they can make
20 their notes.
21 I'm going to recess Committee to
22 reconvene at six-thirty this evening for the
23 decision with respect to sanction. But a couple of
24 things before we go to reconvene at six-thirty in

1 Representative Wright's attorneys, Representative
2 Wright until after final deliberations are
3 completed. I'll ask Mr. Hart, Mr. Peters, Dr.
4 Joyner, Mr. Harris, Representative Wright from
5 discussing evidence in the case with the Committee
6 members, other than the Chair, during this period
7 of time.
8 I'll also ask the members of the public
9 to not approach Committee members or witnesses--
10 well, there are no more witnesses--Committee
11 members in this matter until after our
12 deliberations are final and completed this evening.
13 In that regard, I have asked the
14 sergeant-at-arms not only to assist but to escort
15 Committee members in assuring compliance with this
16 request for the remainder of the evening.
17 Any further matters, Mr. Reagan, before
18 we take a dinner recess?
19 And just so that we're clear, there will
20 be no discussion of this case at all during dinner.
21 We will talk about anything but this case.
22 Anything further from anybody prior to
23 recess?
24 All right. We're in recess until six-

1 thirty. Thank you.
 2 _____
 3 (WHEREUPON, THE PROCEEDINGS WERE RECESSED AT 4:58 P.M.)
 4 _____

STATE OF NORTH CAROLINA
 COUNTY OF WAKE

C E R T I F I C A T E

I, Holly McGhin, a Notary Public in and for the State of North Carolina, duly commissioned and authorized to administer oaths and to take and certify hearings, do hereby certify that these proceedings were held before me at the time and place aforesaid, that all parties were present as hereinbefore stated, and that the record as set forth in the preceding Pages 2 through 245 represents a true and accurate transcription of the proceedings, to the best of my ability and understanding.

IN WITNESS WHEREOF, I have hereto set my hand, this the ___ day of March 2008.

 Notary Public
 Notary Public No. 200424500712

My Commission Expires 9-7-2009

Holly McGhin
 PACE REPORTING SERVICE
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 910/790-5599 - Wilmington

A L S O I N A T T E N D A N C E

Rep. Thomas E. Wright
 Prof. Irving Joyner, Counsel to Rep. Wright
 Mr. Douglas Harris, Counsel to Rep. Wright
 Mr. William Hart, Outside Counsel to the Committee
 Mr. Alexander Peters, Outside Counsel to the Committee
 Ms. Carin Savel, Committee Clerk
 Mr. O. Walker Reagan, Staff Attorney
 Ms. Kory Goldsmith, Staff Attorney
 Mr. Brad Krehely, Staff Attorney
 Ms. Heather Fennell, Staff Attorney
 Ms. Denise Huntley, Research Assistant
 Ms. Amanda Smith, Research Assistant

E X A M I N A T I O N I N D E X

<u>Witness</u>	<u>Examination/By Whom</u>	<u>Page No.</u>
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MEETING OF THE HOUSE SELECT COMMITTEE
TO INVESTIGATE ALLEGED MISCONDUCT AND OTHER MATTERS
INCLUDED IN INDICTMENTS REGARDING
REPRESENTATIVE THOMAS E. WRIGHT

TRANSCRIPT OF THE PROCEEDINGS

(Volume IV, Part II)

March 6, 2008

THE SELECT COMMITTEE:

- Rep. Rick Glazier, Chair
- Rep. Paul Stam, Vice-chair
- Rep. Marvin Lucas
- Rep. William McGee
- Rep. Edith Warren
- Rep. Laura Wiley

In Raleigh, N.C.
6:38 P.M.

Reported by:
Katherine M. Becker

1 THE CHAIR: All right. I now call this
2 evening's session to order. I understand that--for
3 the record, that sergeant-at-arms staff have
4 checked; Representative Wright and his attorneys
5 are not in the building. I understand that while
6 we were on our dinner break there was an indication
7 that they would not be participating this evening.
8 At this point, we are well past getting started, so
9 we will move into the sanction proceeding this
10 evening. Thank you.

11 Based on the findings that this Committee
12 has made in Counts 1, 3, 4, 5, 7 and 8, we will
13 proceed with deliberations on what sanction, if
14 any, the Committee will recommend to the House of
15 Representatives. I have asked Committee outside
16 counsel to present their recommendations on
17 sanction, including arguments and precedents, but
18 not testimony, in support of any recommendation.
19 After they've completed the presentation, Committee
20 members certainly will be available to ask them
21 questions.

22 At this point in the proceed--at that
23 point in the proceeding, if Representative Wright
24 and counsel are available, we will ask

1 Representative Wright's counsel to present his
2 recommendation on sanctions, including arguments
3 and precedents, but not testimony, in support of
4 his recommendation. After Dr. Joyner or Mr. Harris
5 have completed their presentations, I would allow
6 Committee members to ask them questions, as well.

7 At this point, Mr. Hart, Mr. Peters, and
8 your presentation, if you don't mind--thank you.

9 MR. HART: Thank you, Mr. Chairman,
10 members of the Committee.

11 What I'd like to do first is take a look
12 at some of the North Carolina precedents on what
13 the General Assembly has--has done in the past in
14 terms of similar conduct to what you have found
15 Representative Wright has committed, and also to
16 look at what other public officials have been--
17 have--what kind of sanctions have been levied
18 against other public officials who have engaged in
19 conduct such as what Representative Wright has
20 engaged in.

21 In an earlier session, one of our earlier
22 hearings in this matter, staff counsel presented
23 this Committee with a number of prior legislators
24 who had been expelled from the House or the

1 Senate--I believe mostly from the House--for
2 various types of conduct. And I'd just like to go
3 through those and--and tell you what--when they
4 were expelled and for what offense we have
5 indicated.

6 And first was James Carter, expelled from
7 the House in 1757 for mishandling public funds.
8 Second was Francis Brown, expelled from the House
9 in 1758 for perjury and conduct unworthy. Next was
10 Hermon Husband, expelled from the House in 1770 for
11 gross prevarication, falsehood, and promoting riot
12 and seditions; William Gilbert, expelled from the
13 house in 1779 for intentionally defrauding the
14 public; Edward Clay, expelled from the House in
15 1784 for petty larceny--and that was a situation
16 that we understand there was no criminal charge
17 pending at the time--Henry Montfort, expelled from
18 the House in 1786 for fraud in disbursement of
19 public money; John Bonds, expelled from the House
20 in 1787 for fraud; John Roberts, expelled from the
21 Senate in 1816 for forgery and fraud committing
22 during--committed during the War of 1812, four
23 years earlier; Robert Potter, expelled from the
24 House in 1835 for engaging in a fight after a card

1 game and drawing a pistol and a knife; J. William
 2 Thorne, expelled from the house in 1875 for
 3 advocating and promulgating "a most sacrilegious
 4 doctrine subversive of the principles of the
 5 Constitution of the State of North Carolina and of
 6 sound morality"; Josiah Turner, censured, then
 7 expelled when he left the House chamber, for gross
 8 improprieties, disorderly conduct, defiant conduct
 9 and disrespectful manner. That was in 1880.

10 Those are the prior incidents in which
 11 the General Assembly has expelled one of its
 12 members, one--one house of the General Assembly has
 13 expelled one of its members, and I would submit to
 14 you that the conduct of Representative Wright
 15 matches and exceeds that conduct in those cases.

16 Now, we don't know exactly what was
 17 involved in each one of those cases, but in some of
 18 those cases, there at least appears to be an
 19 indication that there was a single incident of
 20 fraud or dishonesty or theft. And what you have
 21 just found is six counts involving fraud,
 22 dishonesty, conversion, deceit, concealment, the
 23 very kind of conduct which has justified expulsion
 24 in the past.

1 conduct prejudicial to the administration of
 2 justice. The North Carolina Supreme Court has held
 3 in several cases that when a judge's willful
 4 misconduct involves personal financial gain, moral
 5 turpitude, or corruption, then removal is a proper
 6 consequence for that action, for that willful
 7 misconduct.

8 And willful misconduct has not been
 9 limited to time in court or to actions that involve
 10 official duties of judges. The courts have upheld
 11 removals for willful misconduct, such as possession
 12 of cocaine, marijuana and drug paraphernalia, in
 13 the case of *In Re: Sherrill*, a 1991 case, failing
 14 to file federal tax returns in *In Re: Inquiry
 15 Concerning a Judge*, a 2007 case.

16 So we do treat public officials outside
 17 of the legislature in a way where we require them
 18 to be responsible and hold themselves appropriately
 19 as public officials and require that their conduct
 20 be appropriate, because otherwise it affect--it
 21 reflects adversely upon the position that--that
 22 they hold.

23 And I would submit to you in similar
 24 manner the conduct of Representative Wright that

1 Again, in an earlier proceeding,
 2 Representative Wright's attorneys discussed the
 3 case of *In Re: Spivey*, who was a district attorney
 4 in New Hanover County in the 1990s who went into a
 5 public restaurant and used a racial epithet in
 6 arguing with one of the other people in the
 7 restaurant, and he was removed from his position as
 8 the elected D.A. of New Hanover County. And that
 9 removal by a superior court judge was upheld by the
 10 North Carolina Supreme Court, and saying that even
 11 though that conduct occurred not in the district
 12 attorney's office or in court, that the conduct of
 13 an elected official outside of where they
 14 ordinarily conduct business is still conduct of a
 15 public official, and in that case found that that
 16 conduct that occurred in a public restaurant not
 17 having to do with any particular case that the D.A.
 18 was prosecuting was conduct prejudicial to the
 19 administration of justice.

20 In similar manner, the Judicial Standards
 21 Commission treats judges very--very similarly.
 22 There are two different things that the Judicial
 23 Standards Commission looks for. They look for
 24 willful misconduct by a judge, and they look for

1 you have found by clear and convincing evidence has
 2 not only been in violation of the law--and much of
 3 his conduct, I would submit to you, has--has
 4 involved felony violations. Certainly signing
 5 the--signing the campaign disclosure reports and
 6 willfully and intentionally falsifying those
 7 reports is a felony in North Carolina. The
 8 conversion of the checks to his own personal use,
 9 each of those is a felony. Each of those was over
 10 a thousand dollars, so is a--is a felony in North
 11 Carolina. So you have several felonies which you
 12 have found that Representative Wright has committed
 13 over a period of time, showing a pattern of--of
 14 criminal conduct involving felony offenses. And I
 15 would submit to you that that puts a blight upon
 16 this chamber and adversely affects the public's
 17 view of the Legislature.

18 I would also point out that for only one
 19 of the offenses that you have found Representative
 20 Wright has committed, Torlen Wade lost his job and
 21 his career, certainly was embarrassed, came in here
 22 yet and told you what happened. And if anything,
 23 perhaps in some ways he's, to at least a certain
 24 extent, a victim of the power that Representative

1 Wright exploited. Certainly, he did something that
2 was wrong, and he suffered the appropriate
3 consequences.

4 And that's something that you need to
5 think about as you determine what are the
6 appropriate consequences, not only for that action,
7 soliciting the false statement, but for the entire
8 pattern of conduct. And I would submit to you that
9 that's important. It's not looking at each one of
10 these things individually, but it's that pattern of
11 conduct that Representative Wright began to engage
12 in at some point in his career.

13 And we all sat and we listened to Dan
14 Gottovi and Torlen Wade talk about Representative
15 Wright in glowing terms of the person he was at one
16 time and what he did for his community and what he
17 did for the people of this state. But at some
18 point, Representative Wright went astray. Why? We
19 don't know. Did he become--did--did he lose sight
20 of the duty that he had to rein in the power that
21 he had as a legislator? Did he start believing
22 that he could commingle funds and do whatever he
23 wanted to with whatever funds he had? We don't
24 know. We don't know what the--the circumstances

1 attention just so they also--I know you've seen the
2 document before. In your notebook, under the
3 March 3rd--black notebook under March 3rd--I'm
4 sorry? Well, it's in the blue notebook under
5 March 3rd. You'll find the tabs of other states
6 and the penalties that--issued to legislators
7 throughout the country. It's the same information
8 consolidated that you've looked at through the
9 motions process, but it's there for your review, as
10 well.

11 I also want to provide information that
12 we obtained and you've, again, had in your notebook
13 previously from a synopsis of other state
14 disciplinary actions, from Connecticut, citing a
15 New Mexico rule, which I think is probably pretty
16 appropriate, which elaborates on the punishment
17 possibilities.

18 Under New Mexico House rules, a
19 reprimand--this is quote--"A reprimand is normally
20 appropriate for a single, relatively minor act of
21 unethical conduct or disorderly behavior. Censure
22 is normally the appropriate sanction for a more
23 serious act or repeated acts of unethical conduct
24 in the presence of the House, although aggravated

1 were that caused him to go astray, but clearly he
2 went astray at some point back in the early part of
3 this century, went astray from that person that he
4 was, that official that he was, and he began to
5 engage in a pattern of conduct of fraud, violation
6 of trust, deceit, concealment, abuse of power and
7 influence, and entitlement.

8 I heard at least one comment during the
9 deliberations about the concern of the "sweat
10 equity" that Representative Wright felt he was
11 entitled to. And--and certainly we all ought to be
12 concerned about that. No one is entitled to money
13 that--that is not theirs. No one is entitled to
14 use power in a way that is not appropriate.

15 I would submit, Ladies and Gentlemen of
16 the Committee, that the only appropriate
17 consequence for the pattern of conduct that you
18 have found that Representative Wright has engaged
19 in is expulsion from the House, and I would urge
20 you to recommend that to the full House.

21 THE CHAIR: Any questions that any
22 Committee member has of Mr. Hart? All right.
23 Thank you, Mr. Hart.

24 I want to draw Committee members'

1 or repeated violations may merit expulsion." Then
2 it goes, "The power of expulsion is reserved for
3 very serious breaches of legal or ethical
4 responsibilities that impugn the integrity of the
5 House, reflect adversely on the House, or undermine
6 public trust in the institution of the House."

7 And I pass that information along to you
8 from the Connecticut study and the New Mexico House
9 rule.

10 With that, the Chair has generally,
11 throughout the proceedings, taken the position that
12 it should question last and has done that. But on
13 this evening, it's going to take the lead in making
14 comments.

15 I said before we broke that this is the
16 saddest thing--and I said it in the person, but I
17 think it relates to all of us--that we will ever
18 have to do in public life. And this has been a
19 extraordinarily difficult process, I know, for the
20 six members of this Committee, as well as for
21 Counsel and Committee staff.

22 The argument was made that Representative
23 Wright's violations in many cases were a paradigm
24 of incompetence, in terms of the campaign

1 violations. They were not a paradigm of
2 incompetence; they were a paradigm of arrogance
3 unchecked and unfounded, and with each set of
4 misconduct seemingly allowing and emboldening
5 another step forward.

6 I think Counsel's argument was on point.
7 This man, who once was a very good legislator, from
8 everything I know before I came, and who used his
9 position to further the public good, somewhere some
10 time ago lost his way, to the point that he used
11 and abused a friend, and that friend, as a result
12 of the fraud committed, lost his job. I am at a
13 loss to see how the innocent party loses his job
14 and the far more culpable one in any way gets to
15 keep his.

16 The allegations that were contained
17 particularly in Count 7 were, as I described them
18 earlier, in my view, breathtakingly massive,
19 literally spanning years. To allow someone to
20 continue in public service in the House of
21 Representatives after violating literally hundreds
22 of times over seven years the law of this state
23 would make--would, I think, hinder in ways I can't
24 even imagine the House's ability to govern.

1 unprecedented with regard to campaign violations.

2 I understand what my comments and what my
3 motion will be in a minute and the solemnity of
4 what we are doing here. And there are good reasons
5 why no member has been expelled in the North
6 Carolina House of Representatives since 1880. But
7 Representative Wright's conduct over the last
8 number of years makes this decision, for me, not
9 even a close one.

10 For someone to continue to hold public
11 office, elected office, after lying for years to
12 his voters, to his colleagues, would be, to quote a
13 word used today, a sham of immense proportions. He
14 has, in my opinion, disregarded his oath of office,
15 disgraced the House of Representatives, and
16 dishonored himself by his conduct.

17 In that regard, and for me, I move that
18 the Committee recommend based on its findings that
19 the allegations in Counts 1, 3, 4, 5, 7 and 8 as
20 amended were true, that Representative Wright be
21 expelled from the North Carolina House of
22 Representatives.

23 Is there a second to that motion? Second
24 by Representative Stam. Discussion and debate?

1 We depend on public confidence and, in
2 many ways, on the moral authority to govern. If
3 one of our members can simply disobey the law
4 hundreds of times over years, and then even with
5 being shown the violations, essentially thumb his
6 nose continually at the law, not even bothering to
7 comply with it in any respect this year, how do we
8 possibly argue as an institution to our fellow
9 citizens that they must obey the law and that there
10 are consequences when they do not?

11 Representative Wright holds public office
12 because of his lies. If he had candidly admitted
13 all the violations that he had, he would never have
14 been certified by the Board of Elections to be a
15 representative in 2002, 2004, and certainly in
16 2006.

17 There has been in this proceeding, in my
18 view, absolutely no acceptance of responsibility or
19 contrition. The severity of the offenses here and
20 the number of offenses are more than consistent
21 with every state's expulsion power, and this
22 state's. The harm involved, although not
23 irreparable to this institution, has been
24 significant, and in my view, almost on a scale

1 Representative Stam?

2 REP. STAM: Thank you, Mr. Chairman. And
3 I, too, will vote to expel.

4 The precedents that were listed, I think,
5 are of limited usefulness. We just don't know
6 enough about the circumstances, and we don't know
7 about maybe the bad people who were not expelled to
8 really compare. But it's--it's good as a check on
9 what we're doing.

10 I see there are four issues here, most of
11 which have been covered by the Chair. I'll just
12 very--be very brief.

13 First are the rights of the voters in
14 Representative Wright's district. An election
15 should never be overturned by an expulsion, but
16 because Representative Wright concealed his frauds
17 from the public, there's no way that the voting
18 public of New Hanover and Pender County can be said
19 to have actually judged him as a candidate. Would
20 anyone have--would they have voted for him if they
21 knew he was pocketing charitable contributions?
22 Would they have voted for him if they knew he was
23 receiving contributions from XYZ group when he
24 refused to tell them that?

1 Secondly are the rights of the House. We
2 have to operate here on some level of trust. We
3 just don't have time in the course of a legislative
4 day to negotiate a twenty-page contract to get
5 something--get something done. We have to be able
6 somehow to believe each other at some level when we
7 agree on things, or the House would just come to a
8 standstill. And what we know here is that
9 Representative Wright is willing to lie under oath
10 multiple times.

11 In a debate, we need to know that the
12 other side, you know, hasn't been bought, that
13 they're making real arguments. And we have no way
14 of knowing that, since he adamantly and to this day
15 refuses to accurately report his finances.

16 Third are the rights of third parties,
17 which have been mentioned, such as Torlen Wade.
18 I--I think of the corporations whose money was
19 taken that was intended for charitable deductions.
20 I think about the contributors to his campaign who
21 may have thought he was desperate for money to win,
22 not knowing that he had an extra hundred and eighty
23 thousand in his account from time to time.

24 But probably the fourth thing that just

1 ices the cake is I have seen absolutely no remorse
2 from day one. This is not a person who has said,
3 "I was wrong. Let me fix it."

4 If--if we do not expel him from the
5 House, then we are saying we want him to continue
6 the behavior that we have found that he's engaged
7 in.

8 THE CHAIR: Representative Lucas is
9 recognized.

10 REP. LUCAS: Thank you, Mr. Chair.

11 It's with mixed emotions that I consider
12 the really criminal action that we are attempting
13 to address at this forum. We have to weigh every
14 side of this coin.

15 We must recognize that regardless of the
16 circumstances, Representative Wright was duly
17 elected by the citizens of House District 18 and
18 that his term is still current. I wish that we had
19 some barometer by which we could measure the
20 sentiments of the citizens of House District 18 to
21 see if they still consider Representative Wright
22 their representative. But, of course, we've moved
23 along--much further along on that, and that no
24 longer can be considered. There would have been an

1 opportunity in May to determine how the folk in
2 that district feel.

3 You know, I don't have a vote in District
4 18. If I did, I think I probably would--I know how
5 I would vote. But those citizens have to be
6 recognized as the ones who have determined who they
7 want to lead them. Their minds may have changed,
8 but, again, like I said, we have no barometer at
9 this point, recall or some other circumstance, to
10 make that determination. So it becomes quite
11 difficult.

12 I suppose it's tempered, though, by
13 considering the egregious and abhorrent acts that
14 we've come to know, or that we've agreed upon, that
15 are true. And so I will, with heavy heart, have to
16 vote for expulsion.

17 THE CHAIR: I'm sorry. Other comments by
18 any member of the Committee? Representative McGee?

19 REP. MCGEE: Thank you, Mr. Chair.

20 It is a sad--sad time for us. But our
21 employees who work for the State and work for the
22 people of North Carolina must not be asked to do
23 unlawful and untrue things by House members.
24 Torlen Wade, if he was doing his job well--and it

1 seems he was, and I believe he thought he was. The
2 one time he sat up straighter and was more forceful
3 seemed to me to be when he grasped that he had done
4 a good job.

5 But his services have been lost to the
6 citizens of North Carolina. And he changed back to
7 a more somber reflection upon his aban--upon his
8 realization that his abandonment of protocol and
9 good judgment had cost his job, had cost his--cost
10 him to lose his job, or to be forced to give up his
11 job. And for that reason being one of the main
12 reasons, I am going to vote to--for expulsion.
13 Thank you.

14 THE CHAIR: Representative Warren is
15 recognized.

16 REP. WARREN: Thank you, Mr. Chairman.

17 This is a most solemn time, the most
18 solemn that I have experienced in this body. It is
19 with a very heavy heart that we all sit here
20 tonight.

21 Thinking back over the testimony that we
22 have heard over recent days and what we have read
23 in these exhibits, there appears to be a pattern
24 that we cannot overlook. Representative Wright, in

1 the past, has done many, many good things for the
 2 good of his district, the good of his state,
 3 looking at health issues and the differences that
 4 he has made there.
 5 But tonight we are at this very difficult
 6 point that we must look at the decision that we
 7 must make. And I will support expulsion with a
 8 very heavy heart.
 9 THE CHAIR: Representative Wiley is
 10 recognized.
 11 REP. WILEY: Thank you, Mr. Chair.
 12 This is perhaps one of the most difficult
 13 and saddest things that I have ever had to do in
 14 elected office, and I'm sure that's for all of us.
 15 I'm very sure, from listening to what
 16 Representen--Representative Wright has done in his
 17 career, that he started out as a very good
 18 legislator. This is an example of the most
 19 dangerous path one in elected office can start
 20 down, and that is the errant belief that we can use
 21 any means to accomplish something that we think is
 22 good. It's dangerous because it quickly diminishes
 23 the internalized knowledge of adherence to the law.
 24 Once one is outside the law, it is much

1 too easy to rationalize one's errant behavior. A
 2 sense of entitlement is the result, and a disregard
 3 for the very law we create and must abide by. No
 4 one is above the law, no matter what good they may
 5 be--they may be trying to accomplish.
 6 What we have seen and heard and believe
 7 here today should serve as a cautionary tale to
 8 anyone in elected office. There is no excuse for
 9 deliberate flaunting of the laws that we ourselves
 10 make. And so it is with a very, very heavy heart
 11 that I will also support expulsion from the House.
 12 THE CHAIR: Any further comments by any
 13 member of the Committee? All right.
 14 The motion has been made and seconded
 15 that the recommendation from this Committee to the
 16 Speaker and the North Carolina House of
 17 Representatives be that Representative Wright be
 18 expelled from the North Carolina House for
 19 unethical misconduct.
 20 The motion has been seconded. All those
 21 in favor will vote "aye." Those opposed will vote
 22 "no." The clerk will call the role.
 23 THE CLERK: Chairman Glazier?
 24 THE CHAIR: Aye.

1 THE CLERK: Vice-chairman Stam?
 2 REP. STAM: Aye.
 3 THE CLERK: Representative Lucas?
 4 REP. LUCAS: Aye.
 5 THE CLERK: Representative McGee?
 6 REP. MCGEE: Aye.
 7 THE CLERK: Representative Warren?
 8 REP. WARREN: Aye.
 9 THE CLERK: Representative Wiley?
 10 REP. WILEY: Aye.
 11 THE CHAIR: That recommendation is
 12 unanimous.
 13 We have some logistics things that we
 14 need to take care of for a moment, if you'll bear
 15 with me.
 16 First, I'm going to ask--move that the
 17 Chair of the Committee be directed by the Committee
 18 to have prepared and submitted to the Speaker of
 19 the House on behalf of the Committee the report of
 20 the Committee setting forth the findings of the
 21 Committee with regard to Counts 1, 3, 4, 5, 7 and 8
 22 as amended, together with the Committee's
 23 recommendation on sanctions, and that the
 24 appropriate transcripts of all relevant meetings

1 and hearings, motions, pleadings and rulings, be
 2 attached to the report in the discretion of the
 3 Chair.
 4 Do I have a second as to that motion?
 5 Representative Warren has--has seconded. Any
 6 discussion or debate? Mr. Reagan, do I need to
 7 take a roll call on that?
 8 MR. REAGAN: No, sir. I don't think you
 9 do.
 10 THE CHAIR: All right. All those in
 11 favor, please say--signify by raising your hand.
 12 All those opposed? That motion carries
 13 unanimously.
 14 This has been most difficult, but I want
 15 to do a couple commendations to some folks before
 16 we close out.
 17 I want to thank the Attorney General of
 18 the State of North Carolina and the Deputy Attorney
 19 Generals Mr. Hart and Mr. Peters for a great
 20 sacrifice of time and a tremendous public service
 21 and their advocacy on behalf of the Committee and
 22 their representation of the citizens of the state.
 23 Although they're not here, I want to
 24 thank and commend Dr. Joyner and Mr. Harris,

1 Dr. Joyner particularly during these proceedings,
 2 for eloquent and passionate and zealous
 3 representation of their client.
 4 I want to thank the court reporter and
 5 her staff, who have changed schedules constantly to
 6 meet us and who have turned transcript over
 7 overnight.
 8 I want to thank Committee clerk, who has
 9 just done a tremendous job in--in keeping this
 10 Committee going, and its chairman.
 11 I want to thank the Committee staff, who
 12 also have sacrificed immensely for many weekends
 13 and much time and many birthdays to be here and to
 14 do this service. Mr. Hart and Mr. Peters have
 15 commented, and I agree, and I think all of us know,
 16 there is no finer committee staff in the United
 17 States than the committee staff for this Committee
 18 and in this House of Representatives, and--and our
 19 work is immensely better because of it, as it is
 20 because of the counsel who appeared here.
 21 I want to thank the sergeant-at-arms, who
 22 have had to put in extraordinary overtime and have
 23 had stressful times in making sure that this
 24 building is always open and secure to us and taking

1 care of--of us and making a very difficult task
 2 much easier.
 3 With that, are there any further motions
 4 or anything we needed to do, Mr. Hart and
 5 Mr. Peters?
 6 MR. HART: No, sir.
 7 THE CHAIR: Mr. Reagan?
 8 This case is submitted to the Speaker of
 9 the North Carolina House of Representatives on
 10 unanimous recommendation of this Committee. We are
 11 adjourned.

(WHEREUPON, THE PROCEEDINGS WERE CONCLUDED AT 7:15 P.M.)

STATE OF NORTH CAROLINA
 COUNTY OF WAKE

C E R T I F I C A T E

I, Katherine M. Becker, a Notary Public in and for
 the State of North Carolina, duly commissioned and
 authorized to administer oaths and to take and certify
 hearings, do hereby certify that these proceedings were
 held before me at the time and place aforesaid, that all
 parties were present as hereinbefore stated, and that the
 record as set forth in the preceding Pages 247 through 271
 represents a true and accurate transcription of the
 proceedings, to the best of my ability and understanding.

IN WITNESS WHEREOF, I have hereto set my hand, this
 the 7th day of March, 2008.

 Notary Public
 Notary Public No. 20023570191

My Commission Expires 12-29-2012

Katherine M. Becker
 PACE REPORTING SERVICE
 P. O. Box 252
 Cary, North Carolina 27512
 Telephone: 919/859-0000 - Raleigh
 910/433-2926 - Fayetteville
 910/790-5599 - Wilmington

A L S O I N A T T E N D A N C E

Mr. William Hart, Outside Counsel to the Committee
 Mr. Alexander Peters, Outside Counsel to the Committee

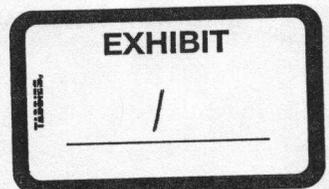
Ms. Carin Savel, Committee Clerk
 Mr. O. Walker Reagan, Staff Attorney
 Ms. Kory Goldsmith, Staff Attorney
 Mr. Brad Krehely, Staff Attorney
 Ms. Heather Fennell, Staff Attorney
 Ms. Denise Huntley, Research Assistant

ARTICLES OF INCORPORATION
NONPROFIT CORPORATION

Pursuant to §55A-2-02 of the General Statutes of North Carolina, the undersigned corporation does hereby submit these Articles of Incorporation for the purpose of forming a nonprofit corporation.

1. The name of the corporation is: The Community's Health Foundation, Inc.
2. (Check only if applicable.) The corporation is a charitable or religious corporation as defined in NCGS §55A-1-40(4).
3. The street address and county of the initial registered office of the corporation is:
Number and Street 322 S. 17th Street
City, State, Zip Code Wilmington, NC 28401 County New Hanover
4. The mailing address if different from the street address of the initial registered office is:
same
5. The name of the initial registered agent is:
Thomas E. Wright
6. The name and address of each incorporator is as follows:
Thomas E. Wright, 322 S. 17th St., Wilmington, NC 28401
Dandel Gottovi, MD, 116 Martingale Ln., Wilmington, NC 28409
James Lofton, 117 Avant Dr., Wilmington, NC 28405
Bessie Funderburg, 414 S. 14th St., Wilmington, NC 28401
7. (Check either a or b below.)
a. The corporation will have members.
b. The corporation will not have members.
8. Attached are provisions regarding the distribution of the corporation's assets upon its dissolution.
9. Any other provisions which the corporation elects to include are attached.
10. The street address and county of the principal office of the corporation is:
925 North 4th St., Wilmington, NC 28401 County New Hanover
11. The mailing address if different from the street address of the principal office is:
Same

Ex. 1



Purpose of Corporation

This corporation is organized for the following purpose(s) (check as applicable):

religious,

charitable,

educational,

testing for public safety,

scientific,

literary,

fostering national or international amateur sports competition, and/or

prevention of cruelty to children or animals,

including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Sections 501(c)(3) and 170(c)(2) of the Internal Revenue Code of 1986 (herein the "Code") (or the corresponding provisions of any future United States Internal Revenue Code).

Prohibited Activities

No part of the net earnings of the corporation shall inure to the benefit of or be distributable to, its members, directors, officers, or other private persons except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of purposes set forth in these articles of incorporation. No substantial part of the activities of the corporation shall be the carrying on of propaganda or otherwise attempting to influence legislation, and the corporation shall not participate in or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. Notwithstanding any other provisions of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under Section 501(c)(3) of the Code or (b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Code.

Distributions Upon Dissolution

12. These articles will be effective upon filing, unless a later time and/or date is specified: _____

This is the _____ day of _____, 20____.

Thomas F. Wright

 Signature of Incorporator
President INCORPORATOR

 Type or print the incorporator's name and title, if any

NOTES:

Filing fee is \$40. This document and one exact or conformed copy of these articles must be filed with the Secretary of State.

February 2000

REGISTRATIONS DIVISION

P. O. BOX 29622

Form N-01

RALEIGH, NC 27626-0622

5982-109-916 95:11 1002/11/08

Subject: Per our conversation

Date: Wed, 13 Mar 2002 16:47:04 -0500

From: "Vanda Wilson-Wormack (Rep. Wright)" <wrightla2@ncleg.net>

To: "Torlen Wade (E-mail)" <torlen.wade@ncmail.net>

Torlen,

Per our conversation, the letter of endorsement should be addressed to Chairman Thomas E. Wright, Community's Health Foundation, Inc. 322 South 17th Street Wilmington, NC 28401.

The language should include \$150,000 in funding to be received no later than July or August.

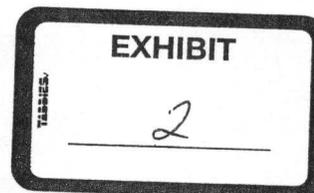
The building will be located on the 900 block of 4th Street and will be used as office space for the Community's Health Foundation, Inc. Upon completion of the expansion project of the New Hanover Community Health Center, an effort would be made to convert the building into a History Museum.

Please fax the letter of endorsement to (910) 343-3339 and mail the hard copy to
Community's Health Foundation
322 South 17th Street
Wilmington, NC 28401.

If you have any further questions or comments, please call the office at (919) 733-5754 or (910) 232-1007.

Thanks

Thomas Wright





North Carolina Department of Health and Human Services
Office of Research, Demonstrations, and
Rural Health Development
2009 Mail Service Center • Raleigh, North Carolina 27699-2009
Tel 919-733-2040 • Fax 919-733-8300

Michael F. Easley, Governor
Carmen Hooker Odom, Secretary

James D. Bernstein, Director

March 15, 2002

Thomas E. Wright, Chairman
Community's Health Foundation
322 South 17th Street
Wilmington, NC 28401

Dear Mr. Wright:

On behalf of the Office of Research, Demonstrations, and Rural Health Development, I am writing to enthusiastically endorse the Community's Health Foundation's effort to convert the building located on the 900 block of 4th Street into Foundation offices, New Hanover Community Health Center offices and into a History Museum.

With this endorsement, the Office is committing \$150,000 in funding toward the completion of this conversion project. The funding will be awarded by June 30, 2002.

We wish you all the best as you embark on this important project.

Sincerely,

A handwritten signature in cursive script that reads "Torlen L. Wade".

Torlen L. Wade
Acting Director

TLW/lw

EXHIBIT

3

REPORT OF LOAN OR LINE OF CREDIT

DATE March 5, 2002

<p>BORROWER: (Exact legal name of entity) <u>Community Health Foundation</u></p> <p>ADDRESS:</p>	<p>PRINCIPALS: (If different than Borrower)</p> <p><u>Thomas Wright</u> Title <u>Chairman</u></p> <p><u>Don Gattuci</u> Title <u>Treasurer</u></p> <p>Title _____</p>
<p>NATURE OF BUSINESS OR WHERE EMPLOYED</p> <p>TYPE OF BUSINESS OR JOB TITLE CORP _____ S-CORP _____ PARTNERSHIP _____ EMPLOYER _____ PROPRIETORSHIP _____</p> <p><u>Non-profit</u></p>	<p>GUARANTORS:</p> <p>Unlimited _____ Limited _____ Amount of Note _____ Names Liquidiry OSNW Income</p> <p><u>na</u></p> <p style="text-align: right;">33-78-41826</p>
<p>PURPOSE OF CREDIT (Be Specific) & AMOUNT</p> <p><u>Purchase lot & building for 1898 memorial on 4th St</u></p> <p>Loan Amount: <u>\$150,000⁰⁰</u></p>	<p>TOTAL O/S & COMMITMENTS (Omit 000's)</p> <p>O/S _____</p> <p>Comm. _____</p> <p>U/S _____</p> <p>R/E _____</p> <p>Class 1 Collateral _____</p> <p>Other Collateral _____</p>
<p>SOURCE OF REPAYMENT</p> <p>Primary: <u>Grant money from State + Fed. gov't.</u></p> <p>Secondary: <u>Conversion of assets</u></p>	<p>Total _____</p> <p>Unused Commitments \$ _____</p> <p>Payment History @ Coastal Federal:</p>
<p>BASIS OF CREDIT (Check all that apply)</p> <p>Unsecured _____ <input checked="" type="checkbox"/> Secured</p> <p>Mortgage/Type (Constr., Leaschold, etc.): _____ <u>Permanant</u></p> <p>Location: <u>4th N. 4th St. Wilmington DE</u></p> <p>Assign of Rents: <u>yes</u> F. F. & E: <u>no</u></p> <p>Other: _____</p> <p>Line of Credit _____ <input checked="" type="checkbox"/> Loan <input checked="" type="checkbox"/> New _____ Renewal</p> <p>LTV <u>92.8</u> % _____ Lien Position: _____ TLTV <u>42.8</u> % _____ <input checked="" type="checkbox"/> DT</p> <p><u>AV: 350,000 (Sub Price)</u></p>	<p>Beacon Score: _____</p> <p>Debt Ratio: _____</p> <p>N.O.I. _____</p> <p>Debt Service Coverage: _____</p> <p><u>This is a CBE loan for a museum (to be erected) to commemorate the 1898 Race Riots in Wilmington. Funded by State + Federal Grant Money</u></p>
<p>SCHEDULE OF REPAYMENT</p> <p>Rate: <u>4.75 Pr 1.5%</u> Fee: <u>4.0 (\$750⁰⁰)</u></p> <p>Term: <u>180 days</u> Amortization: _____</p> <p>Other: <u>6 mo S/P - 1st due @ maturity</u></p> <p>ACCOUNT BALANCE DATE</p> <p>Present Balance All Accounts \$ _____</p> <p>Average Bal. Last 12 Months \$ _____</p> <p># of Overdrafts past 12 months _____</p> <p>Related Accounts: _____ 12 Month Avg. Bal. _____</p> <p>Required Accounts Relationship: <u>Foundation acct. to be opened</u></p>	<p>Request Denied: _____</p> <p>APPROVED As Submitted: _____ Yes _____ No. If no, list</p> <p>CONDITIONS OF APPROVAL:</p> <p style="text-align: right;">Recommended Risk Grade <u>5</u> ASSIGNED RISK GRADE</p>
<p>Are there any underwriting or documentation exceptions? _____ No _____ Yes. If yes, list:</p>	
<p>Are there any Loan Policy Exceptions being requested: _____ No <input checked="" type="checkbox"/> Yes. If yes, list the exception.</p>	
<p><u>Not. Accrued Financing</u></p>	

APPROVED:
Loan Officer: [Signature]

Credit Administration: _____

Loan Committee: _____

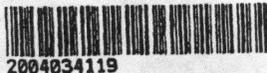
CASE # 2002-0489
 ATTACH. # 837-10 PG. OF 6

EXHIBIT

4

02501

12



FOR REGISTRATION REGISTER OF DEEDS
REBECCA T. CHRISTIAN
NEW HANOVER COUNTY, NC
2004 JUN 28 03:40:12 PM
BK: 4385 PG: 765-766 FEE: \$12.00

INSTRUMENT # 2004034119

NOTICE OF FORECLOSURE

Drawn By: H. Terry Hutchens, PA
PRESENT RECORD OWNER: The Community Health Foundation, Inc.
aka The Community's Health Foundation, Inc

Mail To: H. Terry Hutchens, PA
P.O. Box 1028
Fayetteville, North Carolina 28302
Case No: 597.69856

STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

This notice of foreclosure is filed for recordation pursuant to the provisions of N.C.G.S. 45-38.

GRANTOR: Thomas E. Wright, President of The Community Health Foundation Inc. and Daniel Gottovi, Treasurer of The Community Health Foundation, Inc.
ORIGINAL TRUSTEE: Michael C. Gerald
BENEFICIARY: Coastal Federal Bank
in the amount of \$150,000.00 recorded in Book 3259, Page 842, and foreclosed and conveyed to John L. Battle and wife, Mary A. Battle on May 18, 2004.

See Book 4340, Page 911, and Appointment of Substitute Trustee recorded in Book 4052, Page 756.

This the 22nd day of June, 2004.

H. TERRY HUTCHENS, PA
SUBSTITUTE TRUSTEE

BY: *Debra L. Milligan*
Debra L. Milligan
Assistant Vice President

EXHIBIT
5



REBECCA T. CHRISTIAN
REGISTER OF DEEDS, NEW HANOVER
216 NORTH SECOND STREET

WILMINGTON, NC 28401

Filed For Registration: 06/28/2004 03:40:12 PM
Book: RE 4385 Page: 765-766
Document No.: 2004034119
N/F 2 PGS \$12.00
Recorder: MARVIS ANN STORER

State of North Carolina, County of New Hanover

REBECCA T. CHRISTIAN, REGISTER OF DEEDS

By: *Marvis Ann Storer*
Deputy/Assistant Register of Deeds

YELLOW PROBATE SHEET IS A VITAL PART OF YOUR RECORDED DOCUMENT.
PLEASE RETAIN WITH ORIGINAL DOCUMENT AND SUBMIT FOR RE-RECORDING.

2004034119

2004034119

THE COMMUNITY'S HEALTH FOUNDATION, INC.

Thomas E. Wright, President

322 S 17th Street
Wilmington, NC 28401
Ofc. # (910) 343-9842
Fed. Tax ID # 56-2252434

February 6, 2004

Mr Lewis McKinney
Anheuser-Busch Companies, Inc.
1 Busch Place, 202-R
St. Louis, Missouri 65118

Mobile
Okay for
\$5000

Dear Mr. McKinney,

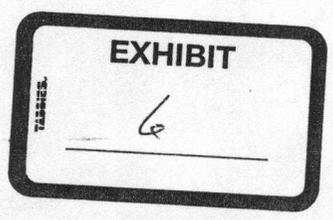
The Community's Health Foundation, Inc is requesting your support in the acquisition and development of a building in Wilmington, North Carolina that will serve as a historical relic and museum about the 1898 Race Riot that occurred in Wilmington, North Carolina. The museum will exhibit historical events that took place and recapture these moments for future generations to explore, examine, and uncover the truth about such a horrific time in American history. This is a very important endeavor for the community of Wilmington, the state of North Carolina and our nation.

We are requesting your support to aid this foundation's efforts. Please make the check payable to The Community's Health Foundation, Inc., in care of Thomas E. Wright. Contributions are tax deductible under the 501 (c) (3) of the Internal Revenue Code. Our Tax Id# is 56-2252434.

If you need to contact me or need additional information, please do not hesitate to give me a call. Again, thanks for your support.

Sincerely,

Thomas E. Wright
Thomas E. Wright



Amount: \$5,000.00
Account: 6301422998509
Bank Number: 03110026

Sequence Number: 6400501484
Capture Date: 08/11/2004
Check Number: 1000204578

THIS DOCUMENT IS PRINTED IN TWO COLORS. DO NOT ACCEPT UNLESS BLUE AND BROWN ARE PRESENT.

ANHEUSER-BUSCH COS., INC.

CHECK NO.
1000204578

FD-302 (9)
62-26
311

VOID 90 DAYS AFTER ISSUANCE

AMOUNT
OF CHECK

FIVE THOUSAND and 00/100 USD

PAY
TO THE
ORDER
OF

COMMUNITYS HEALTH FOUNDATION INC

03/05/2004
DATE

*****5,000.00*
AMOUNT OF CHECK

CHASE MANHATTAN BANK USA
N.A., WILMINGTON, DE

WARNING: THIS CHECK IS PRINTED ON WATERMARKED PAPER - DO NOT ACCEPT WITHOUT NOTING WATERMARK - HOLD TO LIGHT TO VERIFY WATERMARK - THIS CHECK CLEARS THROUGH A POSITIVE PAY PROGRAM

Handwritten signature

⑆1000204578⑆

⑆031100267⑆⑆301422998 509⑆

⑆0000500000⑆

BANK OF AMERICA ONE
MEMPHIS BRANCH
MEMPHIS, TN 38103
6400501484

Vertical handwritten signature

EXHIBIT
7

THE COMMUNITY'S HEALTH FOUNDATION, INC.

Thomas E. Wright, President

322 S. 17th Street
Wilmington, NC 28401
Ofc. #(910) 343-9842
Fed. Tax ID# 56-2252434

November 14, 2003

Mr. Brian Shank
AstraZeneca Pharmaceuticals
104 Mancino Court
Morrisville, NC 27560

Dear Mr. Shank,

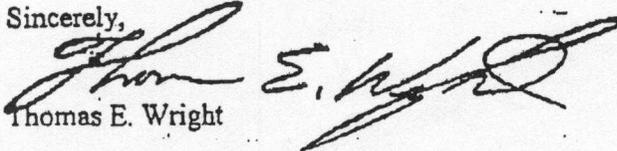
The Community's Health Foundation, Inc. is requesting your support in assisting the New Hanover Community Health Center, located in Wilmington, North Carolina, with our educational initiatives and projects. Our presentation of multidisciplinary perspectives will address critical clinical and care delivery issues, as well as, an exhaustive needs assessment that will survey the ongoing needs of the primary care physician, healthcare providers and the patients. Also, the identification of trends and changes in practices based on research data from surveys of our patients and constituents will enable the Center to maximize their healthcare services. In addition, the Community's Health Foundation is continuing the strides in bridging the health status gap between minorities that will improve access to public health services for the underserved population in New Hanover County.

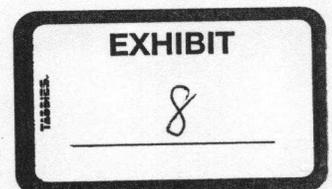
\$ 2400.00

We are requesting your support of ~~\$1500.00~~ to support this foundation's efforts. Please make the check payable to **The Community's Health Foundation, Inc.**, in care of **Thomas E. Wright**. Contributions are tax deductible under the 501 (c) (3) of the Internal Revenue Code. Our Tax Id# is 56-2252434.

If you need to contact me, please do not hesitate to give me a call. Again, thanks for your support.

Sincerely,


Thomas E. Wright



2007- 01489
Attachment 294- 43
Pg 1 of 3

01040

Amount: \$2,400.00
Account: 3299924268
Bank Number: 06111278

Sequence Number: 6400501485
Capture Date: 08/11/2004
Check Number: 12343708

AstraZeneca AstraZeneca Pharmaceuticals LP
1800 Concord Pike
PO Box 15437
Wilmington, DE 19850-5437

DOCUMENT NO.
30020579 06 12343708 12343708

MONTH DAY YEAR
12/15/03

PAY TWO THOUSAND FOUR-HUNDRED AND 00/100 DOLLARS

64-1278
611

\$ *****2,400.00

TO THE ORDER OF COMMUNITYS HLTH FOUND INC
322 S 17TH ST
WILMINGTON NC 28401

[Handwritten Signature]
Authorized Signature

Bank of America Customer Connection
Bank of America, N.A.
Atlanta, DeKalb County, Georgia

VOID AFTER 180 DAYS

THE BACK OF THIS DOCUMENT HAS THE ASTRAZENECA LOGO PRINTED IN WHITE IN MULTIPLE POSITIONS - HOLD AT AN ANGLE TO VIEW - (VOID IF NOT PRESENT)

⑈ 12343708 ⑈ ⑆ 061112788 ⑆ 329 992 4268 ⑈ ⑆ 0000240000 ⑆

12/15/03

1001000000

BACK OF RECEIPT HAS
MICROPRINTED COPY OF
30020579 06 12343708
08/11/04

FOR DEPOSIT ONLY - STAMP OR SIGNATURE REQUIRED

*Deposit only
John S. D.
Community Health Found Inc*

EXHIBIT
10

THE COMMUNITY'S HEALTH FOUNDATION, INC.

Thomas E. Wright, President

322 S. 17th Street
Wilmington, NC 28401
Ofc. # (910) 343-9842
Fed. Tax ID# 56-2252434

Sept. 26, 2003

Invoice

Inv # 092603TheCom

To: John Policastro
AT&T

From: The Community's Health Foundation, Inc.

Please remit the following payment. Checks may be made to The Community's Health Foundation, Inc.

Payment

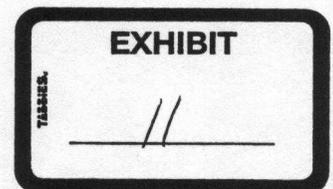
\$1500

Thank you.

PO# P059652

PAY THIS AMOUNT →

MATTER: NC
ISSUE: T-D
TACTIC: TPI



Amount: \$1,500.00
Account: 31172621
Bank Number: 07192382

Sequence Number: 6200948986
Capture Date: 07/26/2004
Check Number: 11390100

DO NOT CASH WITHOUT BLUE / GREEN BACKGROUND - POSITIVE IDENTIFICATION REQUIRED

70-2382/719



The Northern Trust Company
Chicago, IL 60710
Payable through Northern Trust Bank / DuPage, Oak Brook, IL
Account Number 31172621

Payable
Check No. Mo. Day Yr.
11390100 04|01|04

AP Payment

ONE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS IN US DOLLARS

PAY TO THE ORDER OF
COMMUNITYS HEALTH FOUNDATION I
322 S 17TH ST
WILMINGTON NC 28401

\$*****1,500.00

PLEASE CASH PROMPTLY. VOID AFTER 180 DAYS

VENDOR NO. INVOICE NO. OTPC

Edward M. Dwyer
Authorized Signature

⑈ 11390100⑈ ⑆071923828⑆031172621⑈

⑈0000150000⑈

BANK OF AMERICA
45390194 6642 70 P14
07/26/04
6200948986

WARNING: DO NOT CASH CHECK WITHOUT
NOTING WATERMARK
ON EACH HOLD AT ANGLE TO LIGHT TO
VERIFY WATERMARK.
Edward M. Dwyer
COMMUNITYS HEALTH FOUNDATION
322 S 17TH ST
WILMINGTON, NC 28401
KNOW YOUR EMPLOYER

EXHIBIT
13

Committee to E. Thomas E. Wright
 Contributions Not Disclosed
 2000-2006

CONTRIBUTOR		BANK ACCOUNT	AMOUNT	DEPOSIT DATE	REPORT CONTRIBUTION SHOULD APPEAR
LAST NAME	FIRST NAME				
AIA PAC		Bank of America 5071	\$ 500.00	3/24/2000	2000 First Quarter Plus
Alexander	William	Bank of America 5071	\$ 100.00	3/13/2000	2000 First Quarter Plus
Bone	Roger	Bank of America 5071	\$ 250.00	3/24/2000	2000 First Quarter Plus
Crossland	Thomas	Bank of America 1059	\$ 100.00	4/3/2000	2000 First Quarter Plus
DUKE ENERGY CORP PAC		Bank of America 5071	\$ 500.00	3/23/2000	2000 First Quarter Plus
Duncan	Allyson	Bank of America 1059	\$ 100.00	4/3/2000	2000 First Quarter Plus
Gore	Rex	Bank of America 5071	\$ 100.00	3/22/2000	2000 First Quarter Plus
McCoy	John	Bank of America 1059	\$ 100.00	4/3/2000	2000 First Quarter Plus
Mercer	Linwood	Bank of America 5071	\$ 500.00	3/22/2000	2000 First Quarter Plus
NC ACADEMY OF TRIAL LAWYERS PAC		Bank of America 5071	\$ 500.00	3/28/2000	2000 First Quarter Plus
NC ASSIST LIVING ASSOC. PAC		Bank of America 5071	\$ 250.00	3/22/2000	2000 First Quarter Plus
NC Assn of Nurse Anesthetists PAC		Bank of America 5071	\$ 200.00	3/10/2000	2000 First Quarter Plus
NC ASSOC OF LONG TERM CARE FACILITIES		Bank of America 5071	\$ 300.00	3/22/2000	2000 First Quarter Plus
NC BEER AND WINE WHOLESALERS ASSOC. PAC		Bank of America 5071	\$ 400.00	3/24/2000	2000 First Quarter Plus
NC DENTAL PAC		Bank of America 5071	\$ 1,000.00	3/15/2000	2000 First Quarter Plus
NC DENTAL PAC		Bank of America 5071	\$ 500.00	3/22/2000	2000 First Quarter Plus
NC HCFA PAC		Bank of America 5071	\$ 500.00	3/22/2000	2000 First Quarter Plus
NC HOSPITAL ASSOC		Bank of America 5071	\$ 1,000.00	3/15/2000	2000 First Quarter Plus
NC LUPAC		Bank of America 5071	\$ 500.00	3/22/2000	2000 First Quarter Plus
NC MEDICAL SOCIETY		Bank of America 1059	\$ 1,000.00	4/13/2000	2000 First Quarter Plus
NC REALTORS PAC		Bank of America 5071	\$ 1,000.00	4/6/2000	2000 First Quarter Plus
NC STATE AFL-CIO COPE-PAC		Bank of America 1059	\$ 100.00	5/10/2000	2000 First Quarter Plus
Plage	Robert	Bank of America 5071	\$ 250.00	3/15/2000	2000 First Quarter Plus
Roff	Roger	Bank of America 5071	\$ 1,000.00	4/6/2000	2000 First Quarter Plus
ROSEMAN	L.A.	Bank of America 5071	\$ 250.00	3/15/2000	2000 First Quarter Plus
Snyder	Richard	Bank of America 1059	\$ 100.00	4/3/2000	2000 First Quarter Plus
Sutton	William	Bank of America 5071	\$ 100.00	3/13/2000	2000 First Quarter Plus
Taylor	Joseph	Bank of America 5071	\$ 300.00	3/22/2000	2000 First Quarter Plus
WARWICK	Nurham	Bank of America 5071	\$ 500.00	3/23/2000	2000 First Quarter Plus
Wright	Thomas	Bank of America 1059	\$ 100.00	4/3/2000	2000 First Quarter Plus
Anderson	Anthony	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Bowden	Jimmy	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Clarida	Jimmy	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Cliette	Pat	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Dees	Doris	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Evans	J.B.	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
George	Eugene	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
George	Roosevelt	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
George	Sarah	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Gerald	Carvin	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Gerald	Paul	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Hayes	Raymond	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
High	James	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Hill	Nancy	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Hill	Dewey	Bank of America 1059	\$ 100.00	5/10/2000	2000 Second Quarter

Committee to Elect Thomas E. Wright
Contributions Not Disclosed
2000-2006

CONTRIBUTOR		BANK ACCOUNT	AMOUNT	DEPOSIT DATE	REPORT CONTRIBUTION SHOULD APPEAR
LAST NAME	FIRST NAME				
Jenkins	Geraldine	Bank of America 1059	\$ 100.00	4/21/2000	2000 Second Quarter
Jones	Anne	Bank of America 1059	\$ 100.00	4/21/2000	2000 Second Quarter
KEEP CONLON ON COUNCIL		Bank of America 1059	\$ 100.00	4/25/2000	2000 Second Quarter
Lawrence	David	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
McKenzie	Amon	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Mercer	Leo	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
METROLINA AREA RADIOLOGISTS FOR QUALITY IN		Bank of America 5071	\$ 1,000.00	5/12/2000	2000 Second Quarter
Parker	Constance	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Phipps	William	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Powell	Tonya	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Recko	Marc	Bank of America 1059	\$ 100.00	5/2/2000	2000 Second Quarter
Sands	Alexander	Bank of America 1059	\$ 100.00	4/21/2000	2000 Second Quarter
Sasser	Rhone	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Simpson	Jereline	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Soles	R.C	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Spaulding	James	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Spaulding	John	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Stines	Suzette	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Timmons	Jo Ann	Bank of America 1059	\$ 100.00	4/21/2000	2000 Second Quarter
Troy	Harold	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Troy	Ralph	Bank of America 1059	\$ 100.00	5/2/2000	2000 Second Quarter
Tyler	R. Mitchel	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Webster	John	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Webster	Victoria	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
White	Robert	Bank of America 1059	\$ 100.00	5/1/2000	2000 Second Quarter
Wright	Thomas	Bank of America 1059	\$ 200.00	5/3/2000	2000 Second Quarter
AT&T PAC		Bank of America 5071	\$ 500.00	11/6/2000	2000 Third Quarter Plus
BADDOUR FOR NC HOUSE		Bank of America 5071	\$ 500.00	8/4/2000	2000 Third Quarter Plus
Cutting	Robert	Bank of America 5071	\$ 200.00	8/4/2000	2000 Third Quarter Plus
McCaffray	Edmund	Bank of America 5071	\$ 100.00	8/4/2000	2000 Third Quarter Plus
NC Anesthesiologists PAC		Bank of America 5071	\$ 300.00	11/6/2000	2000 Third Quarter Plus
NC ASSN LONG TERM CARE FACS PAC		Bank of America 5071	\$ 250.00	11/6/2000	2000 Third Quarter Plus
NC BANK PAC		Bank of America 5071	\$ 250.00	8/4/2000	2000 Third Quarter Plus
NC ORTHOPAEDIC PAC		Bank of America 5071	\$ 250.00	8/4/2000	2000 Third Quarter Plus
NCHBA BUILD PAC		Bank of America 5071	\$ 1,000.00	10/17/2000	2000 Third Quarter Plus
BROWN & WILLIAMSTON TOBACCO CORP. EMP PAC		Bank of America 5071	\$ 250.00	11/16/2000	2000 Fourth Quarter
CVS Corp Fed PAC		Bank of America 5084	\$ 500.00	12/29/2000	2000 Fourth Quarter
GE COMPANY, PAC		Bank of America 5071	\$ 500.00	11/6/2000	2000 Fourth Quarter
Hemingway	Jerome	Bank of America 1059	\$ 100.00	12/7/2000	2000 Fourth Quarter
MICROSOFT CORP PAC		Bank of America 5071	\$ 250.00	11/16/2000	2000 Fourth Quarter
Mottola	D	Bank of America 5071	\$ 500.00	11/6/2000	2000 Fourth Quarter
NC DEMOCRATIC HOUSE PAC		Bank of America 5071	\$ 500.00	11/16/2000	2000 Fourth Quarter
NC HOSPITAL ASSOC		Bank of America 5071	\$ 500.00	11/16/2000	2000 Fourth Quarter
NC PORK COUNCIL		Bank of America 5071	\$ 500.00	11/6/2000	2000 Fourth Quarter
OPTOMETRY PAC		Bank of America 5071	\$ 500.00	11/16/2000	2000 Fourth Quarter

Committee to Elect Thomas E. Wright
 Contributions Not Disclosed
 2000-2006

CONTRIBUTOR		BANK ACCOUNT	AMOUNT	DEPOSIT DATE	REPORT CONTRIBUTION SHOULD APPEAR
LAST NAME	FIRST NAME				
Wilson	Lanny	Bank of America 5071	\$ 1,000.00	11/6/2000	2000 Fourth Quarter
Cash Contributions		Bank of America 5071	\$ 250.00	4/19/2001	2001 Mid Year Semi-Annual
Cash Contributions		Bank of America 5071	\$ 800.00	5/18/2001	2001 Mid Year Semi-Annual
International Paper PAC (IP PAC)		Bank of America 5071	\$ 500.00	1/26/2001	2001 Mid Year Semi-Annual
LAMB GROUP, INC.		Bank of America 5071	\$ 1,500.00	1/29/2001	2001 Mid Year Semi-Annual
NOVARTIS EMPL GOOD GOVT FUND		Bank of America 5071	\$ 200.00	4/18/2001	2001 Mid Year Semi-Annual
Cash Contributions		Bank of America 5071	\$ 1,400.00	11/7/2001	2001 Year End Semi-Annual
Cash Contributions		Bank of America 5071	\$ 500.00	11/23/2001	2001 Year End Semi-Annual
Alley	Zeb	Bank of America 5071	\$ 250.00	4/2/2002	2002 First Quarter Plus
BELL SOUTH EMPLOYEES NC PAC		Bank of America 5071	\$ 1,000.00	3/1/2002	2002 First Quarter Plus
Bone	Roger	Bank of America 5071	\$ 200.00	4/2/2002	2002 First Quarter Plus
COMMITTEE FOR EDMISTEN		Bank of America 5071	\$ 500.00	4/2/2002	2002 First Quarter Plus
GLAXOSMITHKLINE PAC		Bank of America 5071	\$ 1,000.00	3/1/2002	2002 First Quarter Plus
Goodman	John	Bank of America 5071	\$ 500.00	4/2/2002	2002 First Quarter Plus
HOUSE PAC		Bank of America 5071	\$ 500.00	4/2/2002	2002 First Quarter Plus
JIM BLACK CAMPAIGN FUND		Bank of America 5071	\$ 1,000.00	4/2/2002	2002 First Quarter Plus
MERCK PAC		Bank of America 5071	\$ 1,000.00	3/22/2002	2002 First Quarter Plus
NC Amusement Machine Assoc. PAC Acct		Bank of America 5071	\$ 1,000.00	4/9/2002	2002 First Quarter Plus
NC AUTO DEALERS PAC		Bank of America 5071	\$ 500.00	4/2/2002	2002 First Quarter Plus
NC BEER/WINE WHOLESALERS PAC		Bank of America 5071	\$ 500.00	4/9/2002	2002 First Quarter Plus
NC FIN. ASSOC. PAC		Bank of America 5071	\$ 500.00	4/2/2002	2002 First Quarter Plus
NC HOSPITAL ASSN. PAC		Bank of America 5071	\$ 2,000.00	4/2/2002	2002 First Quarter Plus
NC REALTORS PAC		Bank of America 5071	\$ 500.00	4/2/2002	2002 First Quarter Plus
AIA PAC		Bank of America 1059	\$ 250.00	5/29/2002	2002 Second Quarter
AMERICAN INTER. GROUP, INC. EMPLOY PAC		Bank of America 1059	\$ 500.00	6/11/2002	2002 Second Quarter
AT&T PAC		Bank of America 5071	\$ 500.00	5/6/2002	2002 Second Quarter
BANK OF AMERICA NC PAC		Bank of America 1059	\$ 500.00	5/29/2002	2002 Second Quarter
CITIGROUP, INC. PAC		Bank of America 1059	\$ 250.00	5/29/2002	2002 Second Quarter
COMMITTEE FOR EDMISTEN		Bank of America 1059	\$ 500.00	6/11/2002	2002 Second Quarter
CREDIT UNION POLITICAL ACTION PAC		Bank of America 5071	\$ 250.00	4/29/2002	2002 Second Quarter
DOMINION PAC		Bank of America 1059	\$ 250.00	5/29/2002	2002 Second Quarter
DUKE ENERGY CORP. PAC- STATE		Bank of America 1059	\$ 500.00	5/29/2002	2002 Second Quarter
ELI LILLY & CO. PAC		Bank of America 1059	\$ 750.00	6/11/2002	2002 Second Quarter
JEFFERSON PILOT STATE GOOD GOV. COMM.		Bank of America 1059	\$ 300.00	6/11/2002	2002 Second Quarter
JOHNSON&JOHNSON EMPLOY GOOD GOV FUND		Bank of America 1059	\$ 500.00	6/11/2002	2002 Second Quarter
NC BANK PAC		Bank of America 5071	\$ 600.00	4/29/2002	2002 Second Quarter
NC BEER & WINE WHOLESALERS ASSOC. PAC		Bank of America 1059	\$ 250.00	5/29/2002	2002 Second Quarter
NC DENTAL PAC		Bank of America 5071	\$ 500.00	5/21/2002	2002 Second Quarter
NC TRUCKING ASSOC. CGG		Bank of America 1059	\$ 250.00	5/29/2002	2002 Second Quarter
VERIZON GOOD GOVT CLUB - NC		Bank of America 1059	\$ 100.00	5/29/2002	2002 Second Quarter
VERIZON GOOD GOVT CLUB - NC		Bank of America 1059	\$ 150.00	5/29/2002	2002 Second Quarter
NC DENTAL PAC		Bank of America 5071	\$ 500.00	7/5/2002	2002 Interim
Cash Contributions		Bank of America 5071	\$ 1,200.00	9/6/2002	2002 Third Quarter Plus
Cash Contributions		Bank of America 5071	\$ 1,000.00	10/7/2002	2002 Third Quarter Plus
FOOD LION LLC, PAC		Bank of America 1059	\$ 100.00	12/24/2002	2002 Fourth Quarter

Committee to Elect Thomas E. Wright
Contributions Not Disclosed
2000-2006

CONTRIBUTOR		BANK ACCOUNT	AMOUNT	DEPOSIT DATE	REPORT CONTRIBUTION SHOULD APPEAR
LAST NAME	FIRST NAME				
Lofton	Wayne	Bank of America 5071	\$ 3,000.00	11/4/2002	2002 Fourth Quarter
REAP		Bank of America 1059	\$ 250.00	12/24/2002	2002 Fourth Quarter
Simpson	Cleveland	Bank of America 1059	\$ 100.00	10/29/2002	2002 Fourth Quarter
Simpson	Jereline	Bank of America 1059	\$ 100.00	10/29/2002	2002 Fourth Quarter
Sutton	William	Bank of America 5071	\$ 100.00	10/23/2002	2002 Fourth Quarter
Thomas Wright Campaign		Bank of America 5071	\$ 3,000.00	11/4/2002	2002 Fourth Quarter
Thomas Wright Campaign		Bank of America 1059	\$ 1,050.00	11/29/2002	2002 Fourth Quarter
Abbott Laboratories		Bank of America 5071	\$ 250.00	2/14/2003	2003 Mid Year Semi-Annual
NC Veterinary Medical Association		Bank of America 5071	\$ 100.00	2/14/2003	2003 Mid Year Semi-Annual
Allstate Insurance Company PAC		Bank of America 5071	\$ 250.00	10/15/2003	2003 Year End Semi-Annual
Cigna Corporation		Bank of America 5071	\$ 150.00	10/15/2003	2003 Year End Semi-Annual
Cash Contributions		Bank of America 5071	\$ 4,000.00	4/6/2004	2004 First Quarter Plus
Dameron	Allan	Bank of America 5071	\$ 1,000.00	4/8/2004	2004 First Quarter Plus
Rudd	SR	Bank of America 5071	\$ 1,000.00	4/8/2004	2004 First Quarter Plus
ALTRIA GROUP PAC		First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
Bank of America PAC		Bank of America 5071	\$ 1,000.00	5/5/2004	2004 Second Quarter
BELLSOUTH PAC		First Citizens Bank 5211	\$ 500.00	4/23/2004	2004 Second Quarter
BLUE CROSS PAC		First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
BUILD PAC		First Citizens Bank 5211	\$ 1,000.00	4/23/2004	2004 Second Quarter
CAPA-PAC Carolina Asphalt Assoc. PAC		Bank of America 5071	\$ 500.00	5/12/2004	2004 Second Quarter
CASH AMERICA PAC		First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
Cash Contributions		Bank of America 5071	\$ 600.00	6/22/2004	2004 Second Quarter
Causey	Brian	First Citizens Bank 5211	\$ 150.00	4/23/2004	2004 Second Quarter
Causey	Sidney	First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
CITIZENS FOR HIGHER EDUCATION		First Citizens Bank 5211	\$ 2,000.00	5/17/2004	2004 Second Quarter
COCA-COLA PAC		First Citizens Bank 5211	\$ 250.00	4/23/2004	2004 Second Quarter
COREPAC		First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
Davis	Chris	First Citizens Bank 5211	\$ 125.00	4/23/2004	2004 Second Quarter
DAVITA INC. PAC		First Citizens Bank 5211	\$ 500.00	4/23/2004	2004 Second Quarter
DOMINION PAC		First Citizens Bank 5211	\$ 300.00	4/23/2004	2004 Second Quarter
Eckerd	Jack	First Citizens Bank 5211	\$ 300.00	5/7/2004	2004 Second Quarter
ELI LILLY PAC		First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
Eudy	Kenneth	First Citizens Bank 5211	\$ 250.00	5/17/2004	2004 Second Quarter
Hines	David	First Citizens Bank 5211	\$ 125.00	4/23/2004	2004 Second Quarter
INTL PAPER PAC		First Citizens Bank 5211	\$ 500.00	4/23/2004	2004 Second Quarter
Kelly	David	First Citizens Bank 5211	\$ 50.00	4/23/2004	2004 Second Quarter
McKim	Catherine	Bank of America 5071	\$ 50.00	6/18/2004	2004 Second Quarter
Mills	Fred	First Citizens Bank 5211	\$ 250.00	5/3/2004	2004 Second Quarter
Moore	Robert	First Citizens Bank 5211	\$ 250.00	4/23/2004	2004 Second Quarter
NATIONWIDE PAC		First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
NC Amusement Machine Assoc. PAC Acct		Bank of America 5071	\$ 1,000.00	5/12/2004	2004 Second Quarter
NC BANK PAC		First Citizens Bank 5211	\$ 800.00	5/3/2004	2004 Second Quarter
NC DENTAL PAC		First Citizens Bank 5211	\$ 1,000.00	4/23/2004	2004 Second Quarter
NC FARM BUREAU PAC		First Citizens Bank 5211	\$ 250.00	4/23/2004	2004 Second Quarter
NC HOSPITAL ASSN PAC		First Citizens Bank 5211	\$ 1,000.00	5/3/2004	2004 Second Quarter

Committee to Elect Thomas E. Wright
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 2000-2006

CONTRIBUTOR		BANK ACCOUNT	AMOUNT	DEPOSIT DATE	REPORT CONTRIBUTION SHOULD APPEAR
LAST NAME	FIRST NAME				
NC ORTHOPAEDIC PAC		First Citizens Bank 5211	\$ 500.00	5/17/2004	2004 Second Quarter
NC PORK COUNCIL PAC		First Citizens Bank 5211	\$ 125.00	4/23/2004	2004 Second Quarter
NC PORK COUNCIL PAC		First Citizens Bank 5211	\$ 250.00	5/17/2004	2004 Second Quarter
NC RPAC		First Citizens Bank 5211	\$ 1,000.00	5/3/2004	2004 Second Quarter
NC STATE AFL-CIO COPE-PAC		First Citizens Bank 5211	\$ 100.00	5/3/2004	2004 Second Quarter
NCAE PAC		First Citizens Bank 5211	\$ 500.00	4/23/2004	2004 Second Quarter
NCAE PAC		First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
NCHCFA PAC		First Citizens Bank 5211	\$ 500.00	5/17/2004	2004 Second Quarter
NMRS NC STATE PAC		First Citizens Bank 5211	\$ 250.00	5/3/2004	2004 Second Quarter
Norfolk Southern Corporation Good Govt Fund		Bank of America 5071	\$ 100.00	5/19/2004	2004 Second Quarter
NOVARTIS PAC		First Citizens Bank 5211	\$ 200.00	4/23/2004	2004 Second Quarter
OB-GYN Political Action & Education Comm		Bank of America 5071	\$ 500.00	5/19/2004	2004 Second Quarter
PAC FOR MH-DD-SAS		First Citizens Bank 5211	\$ 100.00	5/17/2004	2004 Second Quarter
Progress Energy Employees' Carolinas PAC		Bank of America 5071	\$ 1,000.00	5/4/2004	2004 Second Quarter
REAP		First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
RJR PAC		First Citizens Bank 5211	\$ 500.00	5/3/2004	2004 Second Quarter
Thomas Wright Campaign		Bank of America 5071	\$ 1,900.00	5/4/2004	2004 Second Quarter
Thomas Wright Campaign		Bank of America 5071	\$ 1,000.00	6/2/2004	2004 Second Quarter
Thorpe	Bill	First Citizens Bank 5211	\$ 50.00	4/23/2004	2004 Second Quarter
TIME WARNER PAC		First Citizens Bank 5211	\$ 200.00	4/23/2004	2004 Second Quarter
VERIZON PAC		First Citizens Bank 5211	\$ 175.00	4/23/2004	2004 Second Quarter
Bayer Corporation PAC		Bank of America 5071	\$ 500.00	9/24/2004	2004 Third Quarter Plus
Ciardella	Margaret	First Citizens Bank 5211	\$ 100.00	7/23/2004	2004 Third Quarter Plus
Davis	Allen	First Citizens Bank 5211	\$ 250.00	8/19/2004	2004 Third Quarter Plus
Edwards	Melinda	First Citizens Bank 5211	\$ 100.00	7/23/2004	2004 Third Quarter Plus
FRIENDS OF STAN WATSON		First Citizens Bank 5211	\$ 250.00	7/23/2004	2004 Third Quarter Plus
Giddeons	Diane	First Citizens Bank 5211	\$ 100.00	9/17/2004	2004 Third Quarter Plus
Grear	Peter	First Citizens Bank 5211	\$ 50.00	7/23/2004	2004 Third Quarter Plus
Haddock	Nancy	First Citizens Bank 5211	\$ 350.00	7/23/2004	2004 Third Quarter Plus
McCoy	Catrecia	First Citizens Bank 5211	\$ 50.00	8/19/2004	2004 Third Quarter Plus
Morison	Roxie	First Citizens Bank 5211	\$ 50.00	10/7/2004	2004 Third Quarter Plus
NCAE PAC		First Citizens Bank 5211	\$ 1,000.00	7/23/2004	2004 Third Quarter Plus
SPRINT PAC		First Citizens Bank 5211	\$ 500.00	8/19/2004	2004 Third Quarter Plus
Thomas Wright Campaign		Bank of America 5071	\$ 3,000.00	9/17/2004	2004 Third Quarter Plus
Weston	Jonathan	First Citizens Bank 5211	\$ 500.00	8/19/2004	2004 Third Quarter Plus
Young	David	First Citizens Bank 5211	\$ 250.00	8/19/2004	2004 Third Quarter Plus
AETNA PAC		First Citizens Bank 5211	\$ 150.00	11/24/2004	2004 Fourth Quarter
BELLSOUTH PAC		First Citizens Bank 5211	\$ 500.00	11/24/2004	2004 Fourth Quarter
ELECTRICITIES PAC		First Citizens Bank 5211	\$ 250.00	11/24/2004	2004 Fourth Quarter
Faison	Angela	First Citizens Bank 5211	\$ 25.00	11/24/2004	2004 Fourth Quarter
MANUFACTURED HOUSING PAC		First Citizens Bank 5211	\$ 250.00	11/24/2004	2004 Fourth Quarter
MERCK PAC		First Citizens Bank 5211	\$ 250.00	11/24/2004	2004 Fourth Quarter
MICROSOFT PAC		First Citizens Bank 5211	\$ 250.00	11/24/2004	2004 Fourth Quarter
NC AUTO DEALERS PAC		First Citizens Bank 5211	\$ 500.00	11/24/2004	2004 Fourth Quarter
NC PORK COUNCIL		First Citizens Bank 5211	\$ 125.00	11/24/2004	2004 Fourth Quarter

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LAST NAME	FIRST NAME				
PIEDMONT NATURAL GAS PAC		First Citizens Bank 5211	\$ 250.00	11/24/2004	2004 Fourth Quarter
Quattlebaum	Benjamin	First Citizens Bank 5211	\$ 75.00	11/24/2004	2004 Fourth Quarter
Thomas Wright Campaign		Bank of America 5071	\$ 2,000.00	10/29/2004	2004 Fourth Quarter
Thomas Wright Campaign		Bank of America 5071	\$ 2,300.00	11/9/2004	2004 Fourth Quarter
Thomas Wright Campaign		Bank of America 5071	\$ 1,500.00	11/24/2004	2004 Fourth Quarter
Thomas Wright Campaign		Bank of America 5071	\$ 2,000.00	12/20/2004	2004 Fourth Quarter
Thomas Wright Campaign		Bank of America 5071	\$ 600.00	12/23/2004	2004 Fourth Quarter
CIGNA PAC		First Citizens Bank 5211	\$ 200.00	2/17/2005	2005 Mid Year Semi-Annual
Davis	Jared	First Citizens Bank 5211	\$ 1,000.00	2/17/2005	2005 Mid Year Semi-Annual
FAM PAC		First Citizens Bank 5211	\$ 500.00	2/17/2005	2005 Mid Year Semi-Annual
NCALA PAC		First Citizens Bank 5211	\$ 500.00	2/17/2005	2005 Mid Year Semi-Annual
PFIZER PAC		First Citizens Bank 5211	\$ 500.00	2/17/2005	2005 Mid Year Semi-Annual
Thomas Wright Campaign		Bank of America 5071	\$ 1,000.00	2/17/2005	2005 Mid Year Semi-Annual
Allen	Sandra	Bank of America 5071	\$ 50.00	12/21/2005	2005 Year End Semi-Annual
Bonnette	John	Bank of America 5071	\$ 100.00	12/21/2005	2005 Year End Semi-Annual
Bullock	Paula	Bank of America 5071	\$ 50.00	12/21/2005	2005 Year End Semi-Annual
Cash America Inc PAC		Bank of America 5071	\$ 500.00	11/18/2005	2005 Year End Semi-Annual
Chalfa	Rebecca	Bank of America 5071	\$ 100.00	12/21/2005	2005 Year End Semi-Annual
Chandler	Lorraine	Bank of America 5071	\$ 100.00	12/21/2005	2005 Year End Semi-Annual
Evans	Janet	Bank of America 5071	\$ 100.00	12/21/2005	2005 Year End Semi-Annual
Gray	Joanne	Bank of America 5071	\$ 100.00	12/21/2005	2005 Year End Semi-Annual
JM Family Ent PAC		Bank of America 5071	\$ 1,000.00	11/18/2005	2005 Year End Semi-Annual
Kelly	Myra	Bank of America 5071	\$ 50.00	12/21/2005	2005 Year End Semi-Annual
Lopp	Judy	Bank of America 5071	\$ 100.00	12/21/2005	2005 Year End Semi-Annual
Maree	Nancy	Bank of America 5071	\$ 45.00	12/21/2005	2005 Year End Semi-Annual
Mehaffey	E	Bank of America 5071	\$ 100.00	12/21/2005	2005 Year End Semi-Annual
Murray	Timothy	Bank of America 5071	\$ 100.00	12/21/2005	2005 Year End Semi-Annual
Nelson	Gilma	Bank of America 5071	\$ 50.00	12/21/2005	2005 Year End Semi-Annual
Ouellette	Richard	Bank of America 5071	\$ 50.00	12/21/2005	2005 Year End Semi-Annual
Reardon	Diane	Bank of America 5071	\$ 250.00	12/21/2005	2005 Year End Semi-Annual
Sito Chiropractic, PA		Bank of America 5071	\$ 250.00	12/21/2005	2005 Year End Semi-Annual
Southeastern Healthcare		Bank of America 5071	\$ 250.00	12/21/2005	2005 Year End Semi-Annual
Wall	Konette	Bank of America 5071	\$ 50.00	12/21/2005	2005 Year End Semi-Annual
Williford	Peggy	Bank of America 5071	\$ 100.00	12/21/2005	2005 Year End Semi-Annual
Anesthesia Airways, PLLC		Bank of America 5071	\$ 500.00	1/26/2006	2006 First Quarter Plus
Bagshaw	Mindy	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Bell South NC PAC		Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Berger	Susan	Bank of America 5071	\$ 1,500.00	3/16/2006	2006 First Quarter Plus
Blue Cross & Blue Shield of NC PAC		Bank of America 5071	\$ 25.00	1/26/2006	2006 First Quarter Plus
Boyd	Babette	Bank of America 5071	\$ 1,000.00	1/17/2006	2006 First Quarter Plus
Bristol Myers Squibb PAC		Bank of America 5071	\$ 50.00	3/31/2006	2006 First Quarter Plus
Brock	Danny	Bank of America 5071	\$ 500.00	1/17/2006	2006 First Quarter Plus
Browning	Jeanne	Bank of America 5071	\$ 50.00	1/17/2006	2006 First Quarter Plus
Burger	Linda	Bank of America 5071	\$ 25.00	1/26/2006	2006 First Quarter Plus
Camp	Dale	Bank of America 5071	\$ 1,000.00	1/17/2006	2006 First Quarter Plus

Committee to Elect Thomas E. Wright
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LAST NAME	FIRST NAME				
Caudle	Jeffery	Bank of America 5071	\$ 1,150.00	1/17/2006	2006 First Quarter Plus
Clark	Yetta	Bank of America 5071	\$ 125.00	3/31/2006	2006 First Quarter Plus
Coggin	Barbara	Bank of America 5071	\$ 200.00	1/17/2006	2006 First Quarter Plus
Coley	Jeffery	Bank of America 5071	\$ 40.00	1/17/2006	2006 First Quarter Plus
Collins	Margaret	Bank of America 5071	\$ 25.00	1/26/2006	2006 First Quarter Plus
Combs	Jamie	Bank of America 5071	\$ 200.00	1/17/2006	2006 First Quarter Plus
Coy	Jerry	Bank of America 5071	\$ 200.00	1/17/2006	2006 First Quarter Plus
Dameron	Allan	Bank of America 5071	\$ 1,000.00	3/16/2006	2006 First Quarter Plus
Dameron	Lydia	Bank of America 5071	\$ 1,000.00	3/16/2006	2006 First Quarter Plus
Daniels	Windell	Bank of America 5071	\$ 1,000.00	3/16/2006	2006 First Quarter Plus
Doyle	Rose	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Forbes	W. Ann	Bank of America 5071	\$ 100.00	1/26/2006	2006 First Quarter Plus
Frye-Kryder	Sandra	Bank of America 5071	\$ 30.00	1/26/2006	2006 First Quarter Plus
Gas Bill, Inc.		Bank of America 5071	\$ 100.00	1/26/2006	2006 First Quarter Plus
Gray	R. Frank	Bank of America 5071	\$ 250.00	1/17/2006	2006 First Quarter Plus
Griner	Richmond	Bank of America 5071	\$ 30.00	1/17/2006	2006 First Quarter Plus
Haley	John	Bank of America 5071	\$ 50.00	3/31/2006	2006 First Quarter Plus
Harp	Karen	Bank of America 5071	\$ 50.00	1/17/2006	2006 First Quarter Plus
Harris	John	Bank of America 5071	\$ 500.00	3/2/2006	2006 First Quarter Plus
Haynes	Brenda	Bank of America 5071	\$ 50.00	1/26/2006	2006 First Quarter Plus
Headlee	Barbara	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Hilsman	Matthew	Bank of America 5071	\$ 50.00	3/31/2006	2006 First Quarter Plus
Hodges	Jane	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Hoffmann-LaRoche PAC		Bank of America 5071	\$ 500.00	1/17/2006	2006 First Quarter Plus
Hornberger	Carol	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Jenkins	Thomas	Bank of America 5071	\$ 50.00	1/26/2006	2006 First Quarter Plus
Jordan	Erica	Bank of America 5071	\$ 25.00	1/17/2006	2006 First Quarter Plus
JSM Nurse Anesthesia, PA		Bank of America 5071	\$ 150.00	1/26/2006	2006 First Quarter Plus
Kane	Judy	Bank of America 5071	\$ 25.00	1/26/2006	2006 First Quarter Plus
Kimball	Jimmy	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Kirkpatrick	Lisa	Bank of America 5071	\$ 25.00	1/17/2006	2006 First Quarter Plus
KMB of NC, Inc		Bank of America 5071	\$ 250.00	1/26/2006	2006 First Quarter Plus
Lawrance	Bruce	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Lee	Mary	Bank of America 5071	\$ 250.00	1/17/2006	2006 First Quarter Plus
McGants	Gerry	Bank of America 5071	\$ 500.00	1/17/2006	2006 First Quarter Plus
McVay	V. Billy	Bank of America 5071	\$ 50.00	1/17/2006	2006 First Quarter Plus
Moore	Linda	Bank of America 5071	\$ 250.00	1/17/2006	2006 First Quarter Plus
Morgan	Linda	Bank of America 5071	\$ 50.00	1/26/2006	2006 First Quarter Plus
NC Dental PAC		Bank of America 5071	\$ 500.00	3/16/2006	2006 First Quarter Plus
NC Home Builders PAC		Bank of America 5071	\$ 1,000.00	1/17/2006	2006 First Quarter Plus
NC Realtors PAC		Bank of America 5071	\$ 2,000.00	4/12/2006	2006 First Quarter Plus
Nitz	James	Bank of America 5071	\$ 1,000.00	1/17/2006	2006 First Quarter Plus
Nitz	Lisa	Bank of America 5071	\$ 1,000.00	1/17/2006	2006 First Quarter Plus
Novartis PAC		Bank of America 5071	\$ 500.00	1/17/2006	2006 First Quarter Plus
Ouellette	Richard	Bank of America 5071	\$ 50.00	1/26/2006	2006 First Quarter Plus

Committee to Elect Thomas E. Wright
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LAST NAME	FIRST NAME				
Owens	Janet	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Pendergrast	Walter	Bank of America 5071	\$ 75.00	1/17/2006	2006 First Quarter Plus
Pierce	Susan	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Pojeski	Stephen	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Post	Moria	Bank of America 5071	\$ 75.00	1/17/2006	2006 First Quarter Plus
Reynolds	Julie	Bank of America 5071	\$ 200.00	1/17/2006	2006 First Quarter Plus
Reynolds	James	Bank of America 5071	\$ 500.00	1/17/2006	2006 First Quarter Plus
Ruppe	Charles	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Safeway Chevrolet		Bank of America 5071	\$ 1,000.00	1/26/2006	2006 First Quarter Plus
Sangiuliano	Linda	Bank of America 5071	\$ 200.00	1/17/2006	2006 First Quarter Plus
Sheids	Colleen	Bank of America 5071	\$ 50.00	1/17/2006	2006 First Quarter Plus
Smith	Michael	Bank of America 5071	\$ 250.00	1/17/2006	2006 First Quarter Plus
Stein	Joan	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Stine	Peggy	Bank of America 5071	\$ 50.00	1/17/2006	2006 First Quarter Plus
Stoter	Shanna	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Todd	BB	Bank of America 5071	\$ 50.00	3/31/2006	2006 First Quarter Plus
Tripp	Lois	Bank of America 5071	\$ 100.00	1/17/2006	2006 First Quarter Plus
Tyndal	Kristy	Bank of America 5071	\$ 150.00	1/17/2006	2006 First Quarter Plus
Wilson	Jill	Bank of America 5071	\$ 1,000.00	3/16/2006	2006 First Quarter Plus
Wilson	Lanny	Bank of America 5071	\$ 1,000.00	3/16/2006	2006 First Quarter Plus
Yates	Teresa	Bank of America 5071	\$ 75.00	1/26/2006	2006 First Quarter Plus
Alley	Zeb	Bank of America 5071	\$ 250.00	5/30/2006	2006 Second Quarter
CitiGroup PAC		Bank of America 5071	\$ 250.00	5/30/2006	2006 Second Quarter
Clark	G. Douglas	Bank of America 5071	\$ 1,000.00	5/30/2006	2006 Second Quarter
Cloud	Randolph	Bank of America 5071	\$ 250.00	5/30/2006	2006 Second Quarter
Coca-Cola Consolidated PAC		Bank of America 5071	\$ 250.00	5/30/2006	2006 Second Quarter
Dinkins	Michael	Bank of America 5071	\$ 100.00	5/30/2006	2006 Second Quarter
Drain	Allene	Bank of America 5071	\$ 50.00	5/30/2006	2006 Second Quarter
Friends of Forestry PAC		Bank of America 5071	\$ 500.00	5/30/2006	2006 Second Quarter
Friends of OT PAC		Bank of America 5071	\$ 250.00	5/30/2006	2006 Second Quarter
Grambicka	David	Bank of America 5071	\$ 300.00	4/24/2006	2006 Second Quarter
Hunton & Williams PAC		Bank of America 5071	\$ 250.00	5/30/2006	2006 Second Quarter
Lennon	Lawrence	Bank of America 5071	\$ 50.00	5/30/2006	2006 Second Quarter
Matria Healthcare, Inc.		Bank of America 5071	\$ 1,500.00	5/30/2006	2006 Second Quarter
Mottola	D	Bank of America 5071	\$ 300.00	5/30/2006	2006 Second Quarter
NC Assoc of Auto Dealers PAC (NCAutoPAC)		Bank of America 5071	\$ 500.00	5/30/2006	2006 Second Quarter
NC Association of Convenience Stores PAC		Bank of America 5071	\$ 500.00	5/30/2006	2006 Second Quarter
NC Association of Educators PAC		Bank of America 5071	\$ 500.00	5/30/2006	2006 Second Quarter
NP PAC		Bank of America 5071	\$ 1,000.00	5/30/2006	2006 Second Quarter
Reeves	Venitta	Bank of America 5071	\$ 2,000.00	5/30/2006	2006 Second Quarter
RJ Reynolds PAC		Bank of America 5071	\$ 1,000.00	5/30/2006	2006 Second Quarter
Shepard	Leo	Bank of America 5071	\$ 30.00	5/30/2006	2006 Second Quarter
Synder	Richard	Bank of America 5071	\$ 100.00	4/24/2006	2006 Second Quarter
Taylor	Walker	Bank of America 5071	\$ 50.00	4/24/2006	2006 Second Quarter
Taylor	Julie	Bank of America 5071	\$ 200.00	5/30/2006	2006 Second Quarter

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LAST NAME	FIRST NAME				
Turner	Jeffery	Bank of America 5071	\$ 100.00	5/30/2006	2006 Second Quarter
Walker	Kevin	Bank of America 5071	\$ 2,000.00	5/30/2006	2006 Second Quarter
Bank of America PAC		Bank of America 5071	\$ 500.00	8/25/2006	2006 Third Quarter Plus
BAYER PAC		Bank of America 5071	\$ 250.00	10/6/2006	2006 Third Quarter Plus
Beach	Martin	Bank of America 5071	\$ 50.00	10/6/2006	2006 Third Quarter Plus
Duke Energy State PAC		Bank of America 5071	\$ 1,000.00	10/6/2006	2006 Third Quarter Plus
FBC Combined PAC		Bank of America 5071	\$ 300.00	9/1/2006	2006 Third Quarter Plus
Glaxo Smith Kline PAC		Bank of America 5071	\$ 1,500.00	10/6/2006	2006 Third Quarter Plus
Haddock	Nancy	Bank of America 5071	\$ 250.00	8/25/2006	2006 Third Quarter Plus
JM Family Enterprises PAC		Bank of America 5071	\$ 1,500.00	10/6/2006	2006 Third Quarter Plus
Marshburn	Carl	Bank of America 5071	\$ 1,000.00	9/15/2006	2006 Third Quarter Plus
Nationwide Carolina Political Participation Fund		Bank of America 5071	\$ 500.00	10/6/2006	2006 Third Quarter Plus
NC Academy of Trial Lawyers		Bank of America 5071	\$ 500.00	10/6/2006	2006 Third Quarter Plus
NC Dental PAC		Bank of America 5071	\$ 750.00	9/1/2006	2006 Third Quarter Plus
REAP		Bank of America 5071	\$ 200.00	8/14/2006	2006 Third Quarter Plus
Wyeth Good Government Fund		Bank of America 5071	\$ 1,000.00	10/6/2006	2006 Third Quarter Plus
Assoc for Home and Hospice Care PAC		Bank of America 5071	\$ 300.00	11/6/2006	2006 Fourth Quarter
Bill Faison for House		Bank of America 5071	\$ 1,000.00	11/6/2006	2006 Fourth Quarter
CSX PAC		Bank of America 5071	\$ 250.00	11/6/2006	2006 Fourth Quarter
Drive Committee PAC		Bank of America 5071	\$ 750.00	11/6/2006	2006 Fourth Quarter
Eli Lilly PAC		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
Engineers PAC of NC		Bank of America 5071	\$ 400.00	11/6/2006	2006 Fourth Quarter
Enterprise Rent A Car PAC		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
EP PAC		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
Feezor	Allen	Bank of America 5071	\$ 100.00	11/6/2006	2006 Fourth Quarter
GE PAC		Bank of America 5071	\$ 750.00	11/6/2006	2006 Fourth Quarter
International Paper PAC (IP PAC)		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
Lorillard PAC		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
Manufactured Housing PAC		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
Mottola	D	Bank of America 5071	\$ 300.00	11/6/2006	2006 Fourth Quarter
NC AHU PAC		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
NC Assoc of Convenience Stores PAC		Bank of America 5071	\$ 250.00	11/6/2006	2006 Fourth Quarter
NC Auto Dealer PAC (NC AUTO PAC)		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
NC Bank PAC		Bank of America 5071	\$ 800.00	11/6/2006	2006 Fourth Quarter
NC Beer & Wine Wholesalers Assn PAC		Bank of America 5071	\$ 1,500.00	11/6/2006	2006 Fourth Quarter
NC Chiropractic PAC		Bank of America 5071	\$ 1,000.00	11/6/2006	2006 Fourth Quarter
NC Medical Society Federal PAC		Bank of America 5071	\$ 1,000.00	11/6/2006	2006 Fourth Quarter
NC PGA PAC		Bank of America 5071	\$ 300.00	11/6/2006	2006 Fourth Quarter
NC Pork Council PAC		Bank of America 5071	\$ 250.00	11/6/2006	2006 Fourth Quarter
NC State Optometric Society PAC		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
NC Time Warner PAC		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
Novartis PAC		Bank of America 5071	\$ 750.00	11/6/2006	2006 Fourth Quarter
OB GYN PAC		Bank of America 5071	\$ 250.00	11/6/2006	2006 Fourth Quarter
PAC for MH-DD-SAS		Bank of America 5071	\$ 100.00	11/6/2006	2006 Fourth Quarter
Resident Lenders of NC PAC		Bank of America 5071	\$ 300.00	11/6/2006	2006 Fourth Quarter

Committee to Elect Thomas E. Wright
 Contributions Not Disclosed
 2000-2006

CONTRIBUTOR		BANK ACCOUNT	AMOUNT	DEPOSIT DATE	REPORT CONTRIBUTION SHOULD APPEAR
LAST NAME	FIRST NAME				
Simpson	Cleveland	Bank of America 5071	\$ 250.00	11/6/2006	2006 Fourth Quarter
Southeastern Radiology Org PAC		Bank of America 5071	\$ 2,000.00	11/6/2006	2006 Fourth Quarter
Wachovia PAC		Bank of America 5071	\$ 500.00	11/6/2006	2006 Fourth Quarter
TOTAL			\$ 185,000.00		
Checks Made Payable to Community's Health Foundation		BANK ACCOUNT	AMOUNT	DEPOSIT DATE	
At&T		Bank of America 5071	\$ 1,500.00	7/26/2004	
AstraZeneca Pharmaceuticals, LP		Bank of America 5071	\$ 2,400.00	8/11/2004	
Anheuser-Busch Companies, Inc.		Bank of America 5071	\$ 5,000.00	8/11/2004	
TOTAL			\$ 8,900.00		
TOTAL CONTRIBUTIONS NOT DISCLOSED			\$ 193,900.00		

POLITICAL COMMITTEE DISCLOSURE REPORT

RECEIVED
MAY 23 2000
CAMPAIGN REPORTING

Name of Committee Thomas Wright Campaign Committee
 Address of Committee P O Box 1654
 City Wilmington State NC ZIP 28402

SBOE ID Number 2209800
 Type of Report 1st Quarter
 Period Covered
 From JAN. 2000
 To 4-14-00

RECEIVED
MAY 23 2000
CAMPAIGN REPORTING

Type of Committee (check one)
 Candidate Campaign PAC Party Referendum Individual
Hand-Delivered

Treasurer Name Thomas Wright Phone Number (optional) _____
 Street Address P O Box 1654
 City/State/Zip Wilmington, NC 28402-1654

Assistant Treasurer Name _____ Phone Number (optional) _____
 Street Address _____
 City/State/Zip _____

Custodian of Books Name _____ Phone Number (optional) _____
 Street Address _____
 City/State/Zip _____

Depository Bank of America
 Address Wilmington NC
 Account Number(s) _____

VERIFICATION BY OATH OR AFFIRMATION

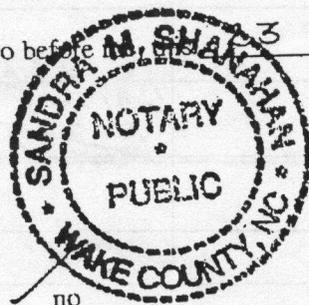
State North Carolina
 County Wake

Being duly sworn, I depose (affirm) and say that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature]
 Signature of Appointed Treasurer

Subscribed and sworn (affirmed) to before me on this 3 day of May, 19 2000.

Seal



[Signature]
 Notary Public
 My commission expires 11/10/2003

EXHIBIT
16A

Is this an amendment? no yes no
 NCSBOE/CRD (may be copied)

DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

NAME OF COMMITTEE	SBOE ID Number	
<i>Thomas Wright Campaign Committee</i>	<i>2209800</i>	
	<u>Total this Period</u>	<u>This Election</u>
Cash on Hand January 1, 19 <u>2000</u>	XXXXXXXXXXXX	<i>8595.06</i> <i>13,300.00</i>
Cash on Hand at Beginning of Reporting Period	<i>11,550.00</i>	XXXXXXXXXXXX
Receipts		
1. Contributions From:		
(a) Individuals other than Political Committees		
(i) Itemized	<i>-0-</i>	<i>-0-6500.00</i>
(ii) Unitemized	<i>-0-</i>	<i>-0-</i>
(iii) Total	<i>-0-</i>	<i>-0-6500.00</i>
(b) Political Party Committees		
(c) Other Political Committees (such as PACs)		
(d) Total Contributions	<i>1,000.00</i> <i>1000.00</i> <i>12,550.00</i>	<i>2350.00</i> <i>4,000.00</i> <i>8850.00</i> <i>12,550.00</i>
2. Loan Proceeds		
3. Interest Earned on Bank Accounts		
4. Refunds		
5. Total Receipts	<i>1000.00</i> <i>12,550.00</i>	<i>8850.00</i> <i>4,000.00</i>
Disbursements		
6. Operating Expenditures	<i>6,232.85</i>	<i>10,252.91</i> <i>6,025.85</i>
7. Contributions to Candidates/Political Committees		
8. Coordinated Party Expenditures		
9. Loan Repayments		
10. Total Disbursements	<i>6,232.85</i> <i>6,317.15</i> <i>6,317.15</i>	<i>11,127.91</i> <i>6,025.85</i> <i>6,317.15</i>
Cash on Hand at End of Reporting Period		
Debts and Obligations owed TO the Committee		
Debts and Obligations owed BY the Committee		

ITEMIZED RECEIPTS

Name of Committee (in full) <i>Thomas Weight Campaign Committee</i>			
Full Name, Mailing Address & Zip Code <i>Blue Cross Blue Shield PAE Durham NC 7400000</i>	Job Title or Profession	Date (month, day, year) <i>dec 1999</i>	Amount of each receipt this period <i>5000⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>Bank of America PAC 600 Peachtree St Suite 1500 Atlanta, GA 30308 7100009</i>	Job Title or Profession	Date (month, day, year) <i>dec 1999</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
TOTAL OF RECEIPTS THIS PAGE			\$ <i>1000⁰⁰</i>

LOAN PROCEEDS

Name of Committee (in full)				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
TOTAL OF LOAN PROCEEDS THIS PAGE			\$ <u>0-</u>	

LOAN REPAYMENTS

Name of Committee (in full)				
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
TOTAL OF LOAN REPAYMENTS THIS PAGE			\$ <u>0-</u>	

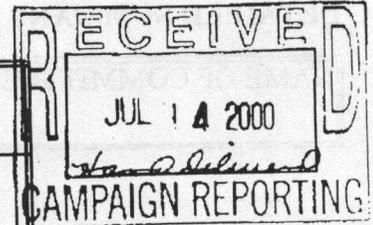
ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code <i>Cumulis Broad Casting 721 MKT. ST Suite 201 Wilmington, NC 28401</i>	Purpose of Disbursement <i>Advertisement</i>	Date (month, day, year) <i>Dec. 1999 Jan 2000</i>	Amount of each Disbursement this period <i>240⁰⁰</i>
	Election Sum to Date \$ <i>240⁰⁰</i>		
Full Name, Address and Zip Code <i>US Postal Service Wilmington, NC. 28401</i>	Purpose of Disbursement <i>STAMPS & PO BOX Rental</i>	Date (month, day, year) <i>Jan 2000</i>	Amount of each Disbursement this period <i>264⁰⁰</i>
	Election Sum to Date \$ <i>264⁰⁰</i>		
Full Name, Address and Zip Code <i>A/Tell Communications Bell South mobility Wilmington, NC 28412</i>	Purpose of Disbursement <i>mobile telephone.</i>	Date (month, day, year) <i>January 200⁰⁰</i>	Amount of each Disbursement this period <i>320⁰⁰</i>
	Election Sum to Date \$		
Full Name, Address and Zip Code <i>Yester Furniture NO 4th STREET Wilmington, NC 28401</i>	Purpose of Disbursement <i>Office Furniture</i>	Date (month, day, year) <i>February 200⁰⁰</i>	Amount of each Disbursement this period <i>780⁰⁰</i>
	Election Sum to Date \$ <i>780⁰⁰</i>		
Full Name, Address and Zip Code <i>Office Salvage Furniture 3918. Market street Wilmington, NC 28406</i>	Purpose of Disbursement <i>Desks / Rec chairs TABLES</i>	Date (month, day, year) <i>February, 2000</i>	Amount of each Disbursement this period <i>637⁰⁰</i>
	Election Sum to Date \$ <i>637⁰⁰</i>		
Full Name, Address and Zip Code <i>Fennells Florist Wilmington, NC 2840</i>	Purpose of Disbursement <i>Berevment Flowers Fruit Baskets</i>	Date (month, day, year) <i>Feb. 2000</i>	Amount of each Disbursement this period <i>296⁰⁰</i>
	Election Sum to Date \$ <i>14300⁰⁰</i>		
Full Name, Address and Zip Code <i>Office Depot Wesmore PR. Wilmington, NC</i>	Purpose of Disbursement <i>Digital Camera</i>	Date (month, day, year) <i>Feb 2000</i>	Amount of each Disbursement this period <i>243⁰⁰</i>
	Election Sum to Date \$ <i>243⁰⁰</i>		
TOTAL OF DISBURSEMENTS THIS PAGE			\$ 2,780.⁰⁰

ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
Thomas Wright Campaign Committee.			
Full Name, Address and Zip Code Domi Simmons Ramoth 2901 Chestnut St Wilmington, NC 28401	Purpose of Disbursement Facility Rental 815 N. 4th Street	Date (month, day, year) February 2000 March	Amount of each Disbursement this period 1,000 ⁰⁰
Election Sum to Date \$ 1000 ⁰⁰			
Full Name, Address and Zip Code Bell South Raleigh, NC -	Purpose of Disbursement Telephone services Office Bldg	Date (month, day, year) February, 2000	Amount of each Disbursement this period 564 ⁰⁰
Election Sum to Date \$ 2744.00 564 ⁰⁰			
Full Name, Address and Zip Code Global Computer Supplies Swarner Corp. 30024	Purpose of Disbursement Printer Color	Date (month, day, year) Feb. 2000	Amount of each Disbursement this period 1,080 ⁰⁵
Election Sum to Date \$ 1,080 ⁰⁵			
Full Name, Address and Zip Code Pork City Signs 1703 Castle Bk. Wilmington NC 28403	Purpose of Disbursement Banner Sign 1	Date (month, day, year) Feb 2000 ⁰⁰	Amount of each Disbursement this period 218 ²⁰
Election Sum to Date \$ 218 ²⁰			
Full Name, Address and Zip Code Office MAX Mkt. Street Wilmington NC 28412	Purpose of Disbursement Dot matrix Printer	Date (month, day, year) Feb 2000	Amount of each Disbursement this period 383 ¹⁰
Election Sum to Date \$ 383 ⁰⁰			
Full Name, Address and Zip Code New Hanover County Board of Elections 24 N 3rd Street Wilmington NC 28401	Purpose of Disbursement Filing fee	Date (month, day, year) Jan 2000 ⁰⁰	Amount of each Disbursement this period 207 ⁰⁰
Election Sum to Date \$ 207 ⁰⁰			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Election Sum to Date \$			
TOTAL OF DISBURSEMENTS THIS PAGE			\$ 3,452 ²⁵

POLITICAL COMMITTEE DISCLOSURE REPORT



Name of Committee <u>Thomas Wright Campaign Committee</u>			SBOE ID Number <u>2209800</u>
Address of Committee <u>P O Box 1654</u>			Type of Report <u>2nd Quarter</u>
City <u>Wilmington</u>	State <u>NC</u>	ZIP <u>28402</u>	Period Covered From <u>4-15-00</u> To <u>June 30, 2000</u>

Type of Committee (check one)

Candidate Campaign PAC Party Referendum Individual

Treasurer Name Thomas Wright Phone Number (optional) _____

Street Address PO Box 1654

City/State/Zip Wilmington, NC 28402-1654

Assistant Treasurer Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Custodian of Books Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Depository Bank of America

Address Wilmington, NC

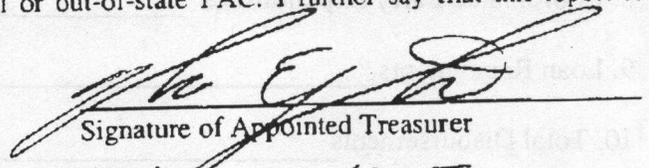
Account Number(s) _____

VERIFICATION BY OATH OR AFFIRMATION

State North Carolina

County Wake

Being duly sworn, I depose (affirm) and say that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.


Signature of Appointed Treasurer

Subscribed and sworn (affirmed) to before me, this 18th day of July, 2000.

Seal

Meredith L. Morris
Notary Public
My commission expires Nov. 16, 2002

Is this an amendment? no yes no

NCSBOE/CR/D (may be copied)

DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

NAME OF COMMITTEE	SBOE ID Number 2209800	
	<u>Total this Period</u>	<u>This Election</u>
Cash on Hand January 1, 19 _____	XXXXXXXXXXXX	
Cash on Hand at Beginning of Reporting Period	6,025 ⁸⁵	XXXXXXXXXXXX
Receipts		
1. Contributions From:		
(a) Individuals other than Political Committees		
(i) Itemized _____		
(ii) Unitemized _____		
(iii) Total _____		
(b) Political Party Committees _____	- 0 -	- 0 -
(c) Other Political Committees (such as PACs) _____		
(d) Total Contributions _____	43,925 ⁵³	56,475 ⁵³
2. Loan Proceeds _____	- 0 -	- 0 -
3. Interest Earned on Bank Accounts _____	- 0 -	- 0 -
4. Refunds _____	- 0 -	- 0 -
5. Total Receipts _____	43,925 ⁵³	56,475 ⁵³
Disbursements		
6. Operating Expenditures _____	33,480 ³⁰	39,506 ¹⁵
7. Contributions to Candidates/Political Committees _____	250 ⁰⁰	- 0 -
8. Coordinated Party Expenditures _____	- 0 -	- 0 -
9. Loan Repayments _____	- 0 -	- 0 -
10. Total Disbursements _____	33,730 ³⁰	39,506 ¹⁵
Cash on Hand at End of Reporting Period	16,492 ⁴⁴	16,492 ⁴⁴
Debts and Obligations owed TO the Committee		
Debts and Obligations owed BY the Committee		

NCSBOE/CRS (may be copied)

POLITICAL COMMITTEE DISCLOSURE REPORT

RECEIVED
 OCT 31 2000
 hand delivered
 CAMPAIGN REPORTING

Name of Committee <u>Thomas Wright Campaign Committee</u>			SBOE ID Number <u>2209800</u>
Address of Committee <u>PO Box 1654</u>			Type of Report <u>2nd Quarter</u>
City <u>Wilmington</u>	State <u>NC</u>	ZIP <u>28402</u>	Period Covered From <u>04-15-2000</u> To <u>June 30, 2000</u>

Type of Committee (check one)

- Candidate Campaign PAC Party Referendum Individual

Treasurer Name THOMAS E. WRIGHT Phone Number (optional) _____

Street Address PO Box 1654

City/State/Zip Wilmington, NC 28402

Assistant Treasurer Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Custodian of Books Name TREASURER Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Depository Bank of America

Address Wilmington, NC

Account Number(s) _____

VERIFICATION BY OATH OR AFFIRMATION

State North Carolina

County Wake

Being duly sworn, I depose (affirm) and say that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature]
 Signature of Appointed Treasurer

A Subscribed and sworn (affirmed) to before me, this 18th day of July, 2000.

C Seal

[Signature]
 Notary Public
 My commission expires Nov. 16, 2002

Is this an amendment? yes no
 NCSBOE/CR/D (may be copied)

DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

NAME OF COMMITTEE		SBOE ID Number
		2209800
	<u>Total this Period</u>	<u>This Election</u> 8595.0
Cash on Hand January 1, 19	XXXXXXXXXXXX 6317.15	16,492.44
Cash on Hand at Beginning of Reporting Period	6,025.85	XXXXXXXXXXXX
Receipts		
1. Contributions From:		
(a) Individuals other than Political Committees		
(i) Itemized	14,300	20,800
(ii) Unitemized	8,225.53	8,225.53
(iii) Total	22,525.53	29,025.53
(b) Political Party Committees	-0-	-0-
(c) Other Political Committees (such as PACs)	* 21,400.00 14,700.00	23,750
(d) Total Contributions	43,925.53	52,775.53
2. Loan Proceeds	-0-	-0-
3. Interest Earned on Bank Accounts	-0-	-0-
4. Refunds	-0-	-0-
5. Total Receipts	43,925.53	52,775.53
Disbursements		
6. Operating Expenditures	34,164.70	44,417.61
7. Contributions to Candidates/Political Committees	250.00	-0- 1125
8. Coordinated Party Expenditures	** -0-	-0-
9. Loan Repayments	-0-	-0- 45,542.61
10. Total Disbursements	34,414.70	39,736.15
Cash on Hand at End of Reporting Period	15,827.98 16,492.44	16,492.44
Debts and Obligations owed TO the Committee	*** Pull Workers - need itemization	
Debts and Obligations owed BY the Committee		

OCT 31 2000

ITEMIZED RECEIPTS

Name of Committee (in full)			
<i>Thomas Wright Campaign</i>			
Full Name, Mailing Address & Zip Code <i>Daniel Gottov 116 marlin street Wilmington NC 28409</i>	Job Title or Profession <i>Physician</i>	Date (month, day, year) <i>April 2000</i>	Amount of each receipt this period <i>1000⁰⁰</i>
	Employer's Name or Specific Field <i>Internal medicine</i>		
	Election Sum to Date \$ <i>1000⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>W. Travis Porter 2106 Wilshire Dr. Durham NC, 27604</i>	Job Title or Profession <i>attorney</i>	Date (month, day, year) <i>April 2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field <i>corp. law.</i>		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>NC Association of Pharmacists 702 N. Person St Raleigh, NC 27607 1300015</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>April 2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>Gerry McCants 5004 Bluegrass Ct. Wilmington, NC 28403</i>	Job Title or Profession <i>Publisher</i>	Date (month, day, year) <i>April 2000</i>	Amount of each receipt this period <i>250⁰⁰</i>
	Employer's Name or Specific Field <i>Magazine</i>		
	Election Sum to Date \$ <i>250⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>Zeb D. Alley PO Box 12803 Raleigh, NC 27605</i>	Job Title or Profession <i>Attorney</i>	Date (month, day, year) <i>April 2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field <i>Business law</i>		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>House PAC - 2700 Sanders Rd Prospect Heights, IL 60070 9100005</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>April 2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>500</i>		
Full Name, Mailing Address & Zip Code <i>NC Automobile Dealers Assoc PO Box 12167 Raleigh, NC 27605 1800015</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>April 2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>500</i>		
TOTAL OF RECEIPTS THIS PAGE			<i>\$ 3,750⁰⁰</i>

OCT 31 2000

ITEMIZED RECEIPTS

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code Bell South Employees PAC 1522 Bell South Plaza 300 S. Brevard St Charlotte, NC 28202 <i>7700000</i>	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ <i>750⁰⁰</i>	Date (month, day, year) April 2000	Amount of each receipt this period <i>750⁰⁰</i>
Full Name, Mailing Address & Zip Code RJR Political Action Comm PO Box 1718 Winston-Salem NC 28202 <i>9600000</i>	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ <i>500⁰⁰</i>	Date (month, day, year) April 2000	Amount of each receipt this period <i>500⁰⁰</i>
Full Name, Mailing Address & Zip Code Jim Black Campaign Fund 114 S. Tryon St. Charlotte, NC 28202 <i>2703600</i>	Job Title or Profession optometrist Employer's Name or Specific Field Election Sum to Date \$ <i>4000⁰⁰</i>	Date (month, day, year) April 2000	Amount of each receipt this period <i>4000⁰⁰</i>
Full Name, Mailing Address & Zip Code N.C. Trucking Assoc. PO Box 2977 Raleigh, NC 27602 <i>2000000</i>	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ <i>200⁰⁰</i>	Date (month, day, year) April 2000	Amount of each receipt this period <i>200⁰⁰</i>
Full Name, Mailing Address & Zip Code Dr. Michael E. Goins 5030 Randall pkwy. Wilmington, NC 28403	Job Title or Profession optometrist Employer's Name or Specific Field Election Sum to Date \$ <i>200⁰⁰</i>	Date (month, day, year) April 2000	Amount of each receipt this period <i>200⁰⁰</i>
Full Name, Mailing Address & Zip Code OB-GYN Political Action 101 Bethesda Dr Greenville, NC 27834 <i>1300000</i>	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ <i>200⁰⁰</i>	Date (month, day, year) April 2000	Amount of each receipt this period <i>200⁰⁰</i>
Full Name, Mailing Address & Zip Code Charles & Deloris Warren PO Box 3891 Wilmington, NC 28406	Job Title or Profession Retired Employer's Name or Specific Field Election Sum to Date \$ <i>200⁰⁰</i>	Date (month, day, year) March 2000	Amount of each receipt this period <i>200⁰⁰</i>
TOTAL OF RECEIPTS THIS PAGE			<i>\$ 6,050⁰⁰</i>

ALC 1111
OCT 31 2000

ITEMIZED RECEIPTS

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
Joseph Anthony Giambattone 418 Plamtain Terrace Dorchester, GA 30269 F	Corp. Officer Pharmacy	April 2000	200 ⁰⁰
William E. Frances McMillin 2200 Deepwood Dr Wilmington, NC 28405 F	Physician Pediatrics	March 2000	200 ⁰⁰
Employers State PAC CPOL PO Box 1510 Raleigh, NC 27602 770000	PAC	March 2000	500 ⁰⁰
Print Cong. Mid-Atlantic Region PAC 434 Fayetteville St Raleigh, NC 27602 970000	PAC	April 2000	250 ⁰⁰
NC Medical Society PAC PO Box 25834 Raleigh, NC 27611 730000	PAC	April 2000	2000 ⁰⁰
Paul G. Butler, Jr. PO Box 985 Elizabeth Town, NC 28337	Exec. Director Business Development	April 2000	1000 ⁰⁰
Mr & Mrs James Crawford Jr 509 College St Oxford, NC 27565	Registrar	April 2000	500 ⁰⁰
TOTAL OF RECEIPTS THIS PAGE			\$ 4,650 ⁰⁰

ITEMIZED RECEIPTS

OCT 01

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code <i>Gregory & Sharon Pittillo</i> <i>6620 Pleasant Pines Ct.</i> <i>Wilmington, NC 28403</i>	Job Title or Profession <i>Retired</i>	Date (month, day, year) <i>April</i> <i>2000</i>	Amount of each receipt this period <i>1000⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>1000⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>Henry & Sylvia Miller</i> <i>PO Box 2046</i> <i>Wilmington, NC 28402</i>	Job Title or Profession <i>Builder</i>	Date (month, day, year) <i>April</i> <i>2000</i>	Amount of each receipt this period <i>1000⁰⁰</i>
	Employer's Name or Specific Field <i>Miller Construction</i>		
	Election Sum to Date \$ <i>1000⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>CPAC of NC</i> <i>720 W. Hargett St.</i> <i>Raleigh, NC 27603</i> <i>13000</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>April</i> <i>2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>First Union - NC Employees</i> <i>Good Govt. Fund</i> <i>7100004</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>April</i> <i>2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>M. Guy Rolling</i> <i>11 Dupont Circle, NW suite 300</i> <i>Washington, DC 20063</i>	Job Title or Profession <i>Attorney</i>	Date (month, day, year) <i>April</i> <i>2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field <i>Business Law</i>		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>William L. Joyner, MD</i> <i>2004 Oyster Catcher Dr</i> <i>Hampstead, NC 28443</i>	Job Title or Profession <i>Physician</i>	Date (month, day, year) <i>April</i> <i>2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field <i>Family Medicine</i>		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>American General Corp PAC</i> <i>1101 Pennsylvania Ave. NW</i> <i>Washington, DC 20004-2514</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>April</i> <i>2000</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>500⁰⁰</i>		
TOTAL OF RECEIPTS THIS PAGE			<i>\$ 4,500⁰⁰</i>

ITEMIZED RECEIPTS

OCT 1

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code Dupont Pharmaceuticals Chestnut Run, WR-2066 Wilmington, DE 19805	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 250 ⁰⁰
	Employer's Name or Specific Field PAC		
	Election Sum to Date \$ 250 ⁰⁰		*
Full Name, Mailing Address & Zip Code John & Lucy Bode PO Box 6338 Raleigh, NC 27628	Job Title or Profession Attorney	Date (month, day, year) April 2000	Amount of each receipt this period 1000 ⁰⁰
	Employer's Name or Specific Field Coop. Law		
	Election Sum to Date \$ 1000 ⁰⁰		
Full Name, Mailing Address & Zip Code Sandra Kemp 2406 N Ridge Ave Tipton, GA 31793	Job Title or Profession Businesswoman	Date (month, day, year) April 2000	Amount of each receipt this period 1000 ⁰⁰
	Employer's Name or Specific Field Frakes		
	Election Sum to Date \$ 1000 ⁰⁰		
Full Name, Mailing Address & Zip Code C. Alex Kemp PO Box 7710 Tipton GA 31793	Job Title or Profession Attorney	Date (month, day, year) April 2000	Amount of each receipt this period 1000 ⁰⁰
	Employer's Name or Specific Field Business law		
	Election Sum to Date \$ 1000 ⁰⁰		
Full Name, Mailing Address & Zip Code Southwestern Radiology 1329 Roberts Rd Fayetteville, NC 28305	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 2000 ⁰⁰
	Employer's Name or Specific Field PAC		
	Election Sum to Date \$ 2000 ⁰⁰		*
Full Name, Mailing Address & Zip Code Coca-Cola Employee P.O. Box 31487 Charlotte, NC 28231	Job Title or Profession PAC	Date (month, day, year) April, 2000	Amount of each receipt this period 150 ⁰⁰
	Employer's Name or Specific Field PAC		
	Election Sum to Date \$ 150 ⁰⁰		*
Full Name, Mailing Address & Zip Code REAP PAC PO Box 1495 Raleigh NC 27602	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 700 ⁰⁰
	Employer's Name or Specific Field PAC		
	Election Sum to Date \$ 700 ⁰⁰		*
TOTAL OF RECEIPTS THIS PAGE			\$ 6,100 ⁰⁰

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ITEMIZED RECEIPTS

Name of Committee (in full)				
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period	
Sidney & Susan Gindon 6709 Piedmont Pl. Wilmington, NC 28411 F	Employer's Name or Specific Field	April 2000	250 ⁰⁰	
	Election Sum to Date \$			250 ⁰⁰
	Job Title or Profession			
R. Mitchell Tyler P.O. Box 222 Lake Waccamaw NC 28450	Employer's Name or Specific Field	April 2000	125 ⁰⁰	
	Election Sum to Date \$			125 ⁰⁰
	Job Title or Profession			Retired Educator
Melvin D. Gerald 11403 Drummer Dr. Mitchellville, MD 20721	Employer's Name or Specific Field	April 2000	125 ⁰⁰	
	Election Sum to Date \$			125 ⁰⁰
	Job Title or Profession			Physician
Velma S. Haley 4367 Tom Sessions Rd Whiteville, NC 28472	Employer's Name or Specific Field	April 2000	200 ⁰⁰	
	Election Sum to Date \$			200 ⁰⁰
	Job Title or Profession			Retired Educator Teacher
Dr.omas Oscar Blanks 5280 Hallsboro Rd. N. Clarkton, NC 28433	Employer's Name or Specific Field	April 2000	200 ⁰⁰	
	Election Sum to Date \$			200 ⁰⁰
	Job Title or Profession			Ret. Educator
Joseph Stanley 5651 Main St. Whiteville, NC 28472	Employer's Name or Specific Field	April 2000	200 ⁰⁰	
	Election Sum to Date \$			200 ⁰⁰
	Job Title or Profession			Business man Clothing Store
Beverly M. Apple, PhD 211 Wilson Pt. Rd. New Bern, NC 28562	Employer's Name or Specific Field	April 2000	500 ⁰⁰	
	Election Sum to Date \$			500 ⁰⁰
	Job Title or Profession			Legislator
TOTAL OF RECEIPTS THIS PAGE			\$ 1,600 ⁰⁰	

ITEMIZED RECEIPTS

OCT 01

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 For Line Number _____
 Use separate form for each category of the summary

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code Nation wide PAC One Nationwide Plz. 1-32-09 Columbus, Oh. 43216 1400007	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 750 ⁰⁰
	Employer's Name or Specific Field		
	Election Sum to Date \$ 750		
Full Name, Mailing Address & Zip Code Jack Eckerd 100 N. STARCREST DR. Clearwater Fla. 33758	Job Title or Profession CPO	Date (month, day, year) April 2000	Amount of each receipt this period 500 ⁰⁰
	Employer's Name or Specific Field PHARMACY		
	Election Sum to Date \$ 500 ⁰⁰		
Full Name, Mailing Address & Zip Code Blue Cross Blue Shield P.O. Box 2291 Durham, NC 27702-2291 7400000	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 500 ⁰⁰
	Employer's Name or Specific Field		
	Election Sum to Date \$ 500 ⁰⁰		
Full Name, Mailing Address & Zip Code Bradbur for NC House PO Box 916 Goldsboro, NC 27533 7201100	Job Title or Profession Legislator	Date (month, day, year) April/May 2000	Amount of each receipt this period 2500 ⁰⁰
	Employer's Name or Specific Field		
	Election Sum to Date \$ 2500 ⁰⁰		
Full Name, Mailing Address & Zip Code The Committee for Regan's Govt. PAC P.O. Box 26666 Richmond, VA 23261 7100001	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 200 ⁰⁰
	Employer's Name or Specific Field		
	Election Sum to Date \$ 200 ⁰⁰		
Full Name, Mailing Address & Zip Code Hank Estep 3500 Melissa Court Wilmington, NC 28409	Job Title or Profession Physician	Date (month, day, year) April 2000	Amount of each receipt this period 250 ⁰⁰
	Employer's Name or Specific Field		
	Election Sum to Date \$ 250 ⁰⁰		
Full Name, Mailing Address & Zip Code Eye PAC PO Box 98629 Raleigh, NC 27624 1300013	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 300 ⁰⁰
	Employer's Name or Specific Field		
	Election Sum to Date \$ 300 ⁰⁰		
TOTAL OF RECEIPTS THIS PAGE			\$ 5,000 ⁰⁰

ITEMIZED RECEIPTS

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Use separate form for each category of the summary

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
Chauferus Tenenston Helpans Court 1 391 PO Box 25405 Greensboro, NC 27425 1800001	PAC Employer's Name or Specific Field Election Sum to Date \$ 200 ⁰⁰	APRIL 2000	200 ⁰⁰
Thomas Wright III PO Box 1630 Wilmington, NC 28402	CFO - Employer's Name or Specific Field Election Sum to Date \$ 200 ⁰⁰	APRIL 2000	200 ⁰⁰
Eugene Merritt Jr. 2122 Fowler St Wilmington, NC 28403	Developer Employer's Name or Specific Field Election Sum to Date \$ 500 ⁰⁰	APRIL 2000	500 ⁰⁰
Pepcio PAC 1100004	PAC Employer's Name or Specific Field Election Sum to Date \$ 150 ⁰⁰	APRIL 2000	150 ⁰⁰
NC STATE AFL-CIO PAC PO BOX 10805 Raleigh, NC 27605 1800004	PAC Employer's Name or Specific Field Election Sum to Date \$ 200 ⁰⁰	APRIL 2000	200 ⁰⁰
T. CRAIG WRIGHT 390 WALTER TODD RD. CLARENDON, NC 28432	Attorney Employer's Name or Specific Field Election Sum to Date \$ 200	APRIL 2000	200 ⁰⁰
Business for Better Gov't 111 N Boylan Ave. Raleigh, NC 27603 1800005	PAC Employer's Name or Specific Field Election Sum to Date \$ 200 ⁰⁰	APRIL 2000	200 ⁰⁰
TOTAL OF RECEIPTS THIS PAGE			\$ 1,650 ⁰⁰

NEWSPAPER

ITEMIZED RECEIPTS

OCT 1

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code Jefferson - Pilot state Govt PAC P.O. Box 21008 Greensboro, NC 27420 14000	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 250.00
Employer's Name or Specific Field			
Election Sum to Date \$ 250.00			
Full Name, Mailing Address & Zip Code ANNS PAC - NC Society of Anesthesiologists - PAC PO Box 98629 Raleigh, NC 27624 130000	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 500.00
Employer's Name or Specific Field			
Election Sum to Date \$ 500.00			
Full Name, Mailing Address & Zip Code NRA - Political Victory Fund 11250 Waples Mill Rd. Fairfax, VA 22030-2400 990000	Job Title or Profession PAC	Date (month, day, year) May 2000	Amount of each receipt this period 1000.00
Employer's Name or Specific Field			
Election Sum to Date \$ 1000.00			
Full Name, Mailing Address & Zip Code H. David Swain 523 Pembroke Jones Dr. Wilmington, NC 28405	Job Title or Profession Developer	Date (month, day, year) April 2000	Amount of each receipt this period 500.00
Employer's Name or Specific Field			
Election Sum to Date \$ 500.00			
Full Name, Mailing Address & Zip Code Optimism Choice of the Carolinas PAC 4 Tapp Ct. Rockville, MD 20850 730003	Job Title or Profession PAC	Date (month, day, year) April 2000	Amount of each receipt this period 150.00
Employer's Name or Specific Field			
Election Sum to Date \$ 150.00			
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
Employer's Name or Specific Field			
Election Sum to Date \$			
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
Employer's Name or Specific Field			
Election Sum to Date \$			
TOTAL OF RECEIPTS THIS PAGE			\$ 2,400.00

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ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
Thomas Wright Campaign Committee			
Full Name, Address and Zip Code SEA Communications, Inc Wilmington, NC.	Purpose of Disbursement Radio Ads	Date (month, day, year) April 2000	Amount of each Disbursement this period 1,770,00 <u>640⁰⁰</u>
	Election Sum to Date \$ <u>2,410</u>		
Full Name, Address and Zip Code Cumulus Broadcasting Wilmington, NC	Purpose of Disbursement Radio Ads	Date (month, day, year) April / May 2000	Amount of each Disbursement this period 2,434 ⁰⁰ <u>238⁰⁰</u>
	Election Sum to Date \$ <u>2,672⁰⁰</u>		
Full Name, Address and Zip Code KISS Radio	Purpose of Disbursement Radio Ads	Date (month, day, year) April 2000	Amount of each Disbursement this period <u>312⁰⁰</u>
	Election Sum to Date \$ <u>312⁰⁰</u>		
Full Name, Address and Zip Code WRAV Radio	Purpose of Disbursement Ads	Date (month, day, year) April 2000	Amount of each Disbursement this period <u>634⁰⁰</u>
	Election Sum to Date \$ <u>634⁰⁰</u>		
Full Name, Address and Zip Code Port City Signs 1719 Crothe Street Wilmington NC 28401	Purpose of Disbursement Campaign Signs 40 @ 40 3,175 ⁵⁰	Date (month, day, year) April 2000	Amount of each Disbursement this period 683 ⁷⁰ 1,968 ⁰⁰ <u>1,207⁵⁰</u>
	Election Sum to Date \$ <u>1,207⁵⁰</u>		
Full Name, Address and Zip Code NH Count Democratic Party 8021100	Purpose of Disbursement Advertisements	Date (month, day, year) April 2000	Amount of each Disbursement this period <u>250⁰⁰</u> **
	Election Sum to Date \$ <u>250⁰⁰</u>		
Full Name, Address and Zip Code Sevendale Chapter A.P.E. Sevendale Chapter Wilmington, NC	Purpose of Disbursement Souvenir Booklet	Date (month, day, year) April 2000	Amount of each Disbursement this period <u>50⁰⁰</u>
	Election Sum to Date \$ <u>50⁰⁰</u>		
TOTAL OF DISBURSEMENTS THIS PAGE			\$ <u>9,503⁵⁰</u>

ITEMIZED DISBURSEMENTS

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 For Line Number _____
 Use separate forms for each category of the summary

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code <i>Pender Post Burgaw, NC</i>	Purpose of Disbursement <i>newspaper ad.</i>	Date (month, day, year) <i>April 2000</i>	Amount of each Disbursement this period <i>308⁷⁰</i>
Election Sum to Date \$ <i>308⁷⁰</i>			
Full Name, Address and Zip Code <i>Wilmington Journal 50 7th Street Wilmington, NC 28401</i>	Purpose of Disbursement <i>newspaper ad</i>	Date (month, day, year) <i>April 2000</i>	Amount of each Disbursement this period <i>630⁰⁰</i>
Election Sum to Date \$ <i>630⁰⁰</i>			
Full Name, Address and Zip Code <i>The news Reporter Whiteville NC</i>	Purpose of Disbursement <i>newspaper ad</i>	Date (month, day, year) <i>April 2000 May 2000</i>	Amount of each Disbursement this period <i>42²⁸ 147⁰⁰</i>
Election Sum to Date \$ <i>189.28</i>			
Full Name, Address and Zip Code <i>Star News Paper Wilmington NC 28401</i>	Purpose of Disbursement <i>newspaper ad.</i>	Date (month, day, year) <i>April, 2000</i>	Amount of each Disbursement this period <i>1,933⁰²</i>
Election Sum to Date \$ <i>1,933⁰²</i>			
Full Name, Address and Zip Code <i>W WAY TV 3 Wilmington, NC</i>	Purpose of Disbursement <i>AIR time for advertisement</i>	Date (month, day, year) <i>April, 2000</i>	Amount of each Disbursement this period <i>697⁰⁰</i>
Election Sum to Date \$ <i>697⁰⁰</i>			
Full Name, Address and Zip Code <i>On Location Production Wilmington NC</i>	Purpose of Disbursement <i>Production work for commercials</i>	Date (month, day, year) <i>April, 2000</i>	Amount of each Disbursement this period <i>1775⁰⁰</i>
Election Sum to Date \$ <i>1,775⁰⁰</i>			
Full Name, Address and Zip Code <i>Alpha Graphics Wilmington NC</i>	Purpose of Disbursement <i>Printing Cost</i>	Date (month, day, year) <i>April/May 2000</i>	Amount of each Disbursement this period <i>800⁰⁰ 931²⁸ 1,791⁸⁵ 382¹³</i> <i>16256</i>
Election Sum to Date \$ <i>4,068³²</i>			
TOTAL OF DISBURSEMENTS THIS PAGE			<i>\$ 9,600⁶⁷</i> <i>9601.67</i>

NCSBOE/CR/E (may be copied)

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ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Office Depot oleander Dr. Wilmington, NC 28401</i>	<i>Copies</i>	<i>April 2000</i>	<i>396⁶⁰</i>
	Election Sum to Date \$ <i>440.20</i> <i>396⁶⁰</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>W NCR Radio Chadboro, NC</i>	<i>Radio Ad's</i>	<i>April 2000</i>	<i>525⁰⁰</i>
	Election Sum to Date \$ <i>525⁰⁰</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Phone</i> <i>Bell south WILMINGTON, NC CHARLOTTE</i>	<i>Telephones</i>	<i>April May</i>	<i>1,696³²</i>
	Election Sum to Date \$ <i>4440.20</i> <i>1,696³²</i>		<i>448.10</i> <i>1,148.17</i>
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Enterprise Rental Wilmington, NC 28401</i>	<i>Rent</i> <i>Van rental</i>	<i>April May 2000</i>	<i>563⁶³</i>
	Election Sum to Date \$ <i>563⁶³</i>		<i>281.81</i> <i>281.82</i>
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Harold Tray Whiteville, NC 2</i>	<i>Fund Raising cost</i>	<i>April 2000</i>	<i>221⁵⁰</i>
	Election Sum to Date \$ <i>221⁵⁰</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Bank of America WILMINGTON, NC</i>	<i>Bank Charge Deposit Stamp misplacement charges</i>	<i>April 2000</i>	<i>21⁰⁰</i>
	Election Sum to Date \$ <i>63.35</i> <i>63⁵⁵</i>		<i>25.50</i> <i>5.00</i> <i>11.85</i>
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Kathy Fields Catering Delco, NC</i>	<i>Fund raiser catering</i>	<i>April 2000</i>	<i>800⁰⁰</i>
	Election Sum to Date \$ <i>800⁰⁰</i>		
TOTAL OF DISBURSEMENTS THIS PAGE			<i>\$ 4,266⁴¹</i>

NCSBOE/CR/E (may be copied)

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ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code <i>James Lofton Wilmington, NC</i>	Purpose of Disbursement <i>Fish Fry</i>	Date (month, day, year) <i>April 28, 2000</i>	Amount of each Disbursement this period <i>500⁰⁰</i>
Election Sum to Date \$ <i>500⁰⁰</i>			
Full Name, Address and Zip Code <i>Dilsey's Restaurant Rocky Point, NC</i>	Purpose of Disbursement <i>fund raiser Reception</i>	Date (month, day, year) <i>April 2000</i>	Amount of each Disbursement this period <i>350⁰⁰</i>
Election Sum to Date \$ <i>350⁰⁰</i>			
Full Name, Address and Zip Code <i>Carolyn Lee Catering Wilmington NC</i>	Purpose of Disbursement <i>catering</i>	Date (month, day, year) April <i>2000⁰⁰ May</i>	Amount of each Disbursement this period <i>220⁰⁰</i>
Election Sum to Date \$ <i>220⁰⁰</i>			
Full Name, Address and Zip Code <i>Lawrence Bentley Raleigh NC</i>	Purpose of Disbursement <i>Fund raiser</i>	Date (month, day, year) <i>April 2000</i>	Amount of each Disbursement this period <i>1,233³³</i>
Election Sum to Date \$ <i>1,233³³</i>			
Full Name, Address and Zip Code <i>Mr Joes Hogas College Rd. Wilmington NC</i>	Purpose of Disbursement <i>Tee Shirts</i>	Date (month, day, year) <i>April 2000</i>	Amount of each Disbursement this period <i>530⁰⁰</i>
Election Sum to Date \$ <i>530⁰⁰</i>			
Full Name, Address and Zip Code <i>Charles Dowe Wilmington NC</i>	Purpose of Disbursement <i>Tent for Fish Fry</i>	Date (month, day, year) <i>April 2000</i>	Amount of each Disbursement this period <i>40⁰⁰</i>
Election Sum to Date \$ <i>40⁰⁰</i>			
Full Name, Address and Zip Code <i>Al Richardson AAU video Productions 113 West Wilmington NC 28401</i>	Purpose of Disbursement <i>photography</i>	Date (month, day, year) <i>may-2000</i>	Amount of each Disbursement this period <i>649⁰⁰</i>
Election Sum to Date \$ <i>649⁰⁰</i>			
TOTAL OF DISBURSEMENTS THIS PAGE			\$ <i>3,522³³</i>

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OCT 01

ITEMIZED DISBURSEMENTS

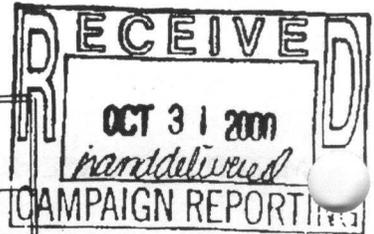
Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>John Barts Raleigh NC</i>	<i>Art work & photos</i>	<i>may 2000</i>	<i>735⁰⁰</i>
	Election Sum to Date \$		<i>735⁰⁰</i>
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Fleanor Simmons Wilmington NC 28401</i>	<i>Utilities on Bldg</i>	<i>April 2000</i>	<i>3822</i>
	Election Sum to Date \$		<i>3822</i>
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Thomas Wright Wilmington</i>	<i>Refundement Deposit on Bldg</i>	<i>April 2000</i>	<i>500⁰⁰</i>
	Election Sum to Date \$		<i>500⁰⁰</i>
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Poll workers * Incomplete in 00.</i>	<i>Poll workers @100 Each</i>	<i>may 2, 2000</i>	<i>3,775⁰⁰</i>
	Election Sum to Date \$		<i>3,775⁰⁰</i>
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Diane Emerson Raleigh, NC</i>	<i>Refundement postage & printing cost.</i>	<i>may, 2000</i>	<i>1,124⁷²</i>
	Election Sum to Date \$		<i>1,124⁷²</i>
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
TOTAL OF DISBURSEMENTS THIS PAGE			<i>\$ 6,172⁹²</i>

OCT 1

MIZED DISBURSEMENTS

Name of Committee (in full) <u>Thomas Wright Campaign Committee</u>			
Full Name, Address and Zip Code <u>Copy Cost Printshop Wilmington, NC</u>	Purpose of Disbursement <u>Campaign Literature</u>	Date (month, day, year) <u>May 2000</u>	Amount of each Disbursement this period <u>664⁴⁰</u>
	Election Sum to Date \$ <u>664⁴⁰</u>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
TOTAL OF DISBURSEMENTS THIS PAGE			\$ <u>664⁴⁰</u>

POLITICAL COMMITTEE DISCLOSURE REPORT



Name of Committee <u>Thomas Wright Campaign Committee</u>	SBOE ID Number <u>2209800</u>
Address of Committee <u>P.O. Box 1654</u>	Type of Report <u>3rd Quarter</u>
City <u>Wilmington</u>	State <u>NC</u>
ZIP <u>28402</u>	Period Covered <u>7-1-00</u>
Type of Committee (check one)	From <u>June 30, 2000</u>
	To <u>October 21, 2000</u>

Candidate Campaign PAC Party Referendum Individual

Treasurer Name candidate Phone Number (optional) _____

Street Address 322 S 17th St.

City/State/Zip Wil. NC 28401

Assistant Treasurer Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Custodian of Books Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Depository Bank of America

Address Wilmington, NC 28401

Account Number(s) _____

VERIFICATION BY OATH OR AFFIRMATION

State NC

County Wake

Being duly sworn, I depose (affirm) and say that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature]
Signature of Appointed Treasurer

Subscribed and sworn to before me, this 31 day of October, 2000



[Signature]
Kathryn G. Queen
Notary Public
My commission expires 7/31/2005

Is this an amendment? yes no
NC SBOE/CR/D (may be copied)

DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

NAME OF COMMITTEE <i>Thomas Wright Campaign Committee</i>	SBOE ID Number <i>2209800</i>	
	Total this Period	This Election
Cash on Hand January 1, 19 _____	XXXXXXXXXXXX <i>15,827.98</i>	<i>8595.00</i> <i>27,892.44</i>
Cash on Hand at Beginning of Reporting Period	<i>16,492.44</i>	XXXXXXXXXXXX
Receipts		
1. Contributions From:		
(a) Individuals other than Political Committees		
(i) Itemized _____	<i>2,300.00</i>	<i>23,100</i> <i>22,300.00</i>
(ii) Unitemized _____	- 0 -	<i>8,225.53</i> <i>27,325.53</i>
(iii) Total _____	<i>2,300.00</i>	<i>31,325.53</i> <i>55,625.53</i>
(b) Political Party Committees _____	- 0 -	- 0 -
(c) Other Political Committees (such as PACs) _____	<i>9,100.00</i>	<i>32,850</i> <i>23,800.00</i>
(d) Total Contributions _____	<i>11,400.00</i>	<i>55,475.53</i> <i>64,175.5</i>
2. Loan Proceeds _____	- 0 -	- 0 -
3. Interest Earned on Bank Accounts _____	- 0 -	- 0 -
4. Refunds _____	- 0 -	- 0 -
5. Total Receipts _____	<i>11,400.00</i>	<i>64,175.53</i> <i>55,475.53</i>
Disbursements		
6. Operating Expenditures _____	<i>9,259.04</i>	<i>53,670.65</i> <i>48,765.19</i>
7. Contributions to Candidates/Political Committees _____	- 0 -	<i>250.00</i> <i>1125</i>
8. Coordinated Party Expenditures _____	- 0 -	0 -
9. Loan Repayments _____	- 0 -	<i>4,801.65</i>
10. Total Disbursements _____	<i>9,259.04</i>	<i>48,765.19</i> <i>53,471.80</i>
Cash on Hand at End of Reporting Period	<i>18,633.40</i>	<i>18,633.40</i>
Debts and Obligations owed TO the Committee	<i>17,968.94</i>	<i>17,968.94</i>
Debts and Obligations owed BY the Committee		

NC SBOE/C/R/S (may be copied)

ITEMIZED RECEIPTS

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Mailing Address & Zip Code <i>Citi Group Inc. PAC 153 East 53rd St. New York, NY 10043 9400004</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>Sept. 2000</i>	Amount of each receipt this period <i>250⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>250</i>		
Full Name, Mailing Address & Zip Code <i>NC Fire PAC 2426 Millboro Rd. Franklinville, NC 27024 18000510</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>Sept. 2000</i>	Amount of each receipt this period <i>200⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>200⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>First Citizens Bank Combined PAC PO Box 27131 Raleigh, NC 27611 9100018</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>Sept 12 2000</i>	Amount of each receipt this period <i>200⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>200⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>Tom Hughes Wilmington NC</i>	Job Title or Profession <i>Business man</i>	Date (month, day, year) <i>August 2000</i>	Amount of each receipt this period <i>200⁰⁰</i>
	Employer's Name or Specific Field <i>Real Estate</i>		
	Election Sum to Date \$ <i>200⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>Mary Suedan PO Box 101 Wilmington NC 28402</i>	Job Title or Profession <i>Real Estate Broker</i>	Date (month, day, year) <i>August 24, 2000</i>	Amount of each receipt this period <i>200⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>200⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>W.C. Worley Jr. PO Box 1227 Wrightsville Beach 28580</i>	Job Title or Profession <i>corp executive</i>	Date (month, day, year) <i>Oct 2, 2000</i>	Amount of each receipt this period <i>250⁰⁰ 200⁰⁰</i>
	Employer's Name or Specific Field <i>Petroleum Business</i>		
	Election Sum to Date \$ <i>450⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>Walter Worley III PO Box 3227 Wilmington NC 28406</i>	Job Title or Profession <i>corp exec.</i>	Date (month, day, year) <i>Oct 2 2000</i>	Amount of each receipt this period <i>200⁰⁰ 250⁰⁰</i>
	Employer's Name or Specific Field <i>Petroleum</i>		
	Election Sum to Date \$ <i>450⁰⁰</i>		
TOTAL OF RECEIPTS THIS PAGE			<i>\$ 1,950⁰⁰</i>

ITEMIZED RECEIPTS

Use separate form for each category of the summary

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code NC Trucking Association PAC PO Box 2977 Raleigh NC 27602 1800043	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 350 ⁰⁰	Date (month, day, year) Oct 3 2000	Amount of each receipt this period 150 ⁰⁰
Full Name, Mailing Address & Zip Code Philip Morris Co. Inc. PAC 120 Park Ave, New York, NY 10017 9600030	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 100 ⁰⁰	Date (month, day, year) Sept 22, 2000	Amount of each receipt this period 100 ⁰⁰
Full Name, Mailing Address & Zip Code Robert K. Heckadee III 5606 Keswick Ct. Wilmington NC. 28409	Job Title or Profession Businessman Employer's Name or Specific Field Entertainment Election Sum to Date \$ 1000 ⁰⁰	Date (month, day, year) Oct. 3 2000	Amount of each receipt this period 1000 ⁰⁰
Full Name, Mailing Address & Zip Code NC Medical Society PAC PO Box 25834 Raleigh, NC 27611 1300010	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 3000 ⁰⁰	Date (month, day, year) Sept. 2000	Amount of each receipt this period 1000 ⁰⁰
Full Name, Mailing Address & Zip Code NC Realtors PAC 333 Fayetteville, Ste 303 Raleigh, NC. 27601 1200004	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 1000 ⁰⁰	Date (month, day, year) August 2000	Amount of each receipt this period 1000 ⁰⁰
Full Name, Mailing Address & Zip Code Hunters & Williams NC PAC PO Box 109 Raleigh, NC 27602 1500007	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 500 ⁰⁰	Date (month, day, year) July 2000	Amount of each receipt this period 500 ⁰⁰
Full Name, Mailing Address & Zip Code NC Dental PAC 2310 Myron Dr Raleigh, NC. 27607 1300007	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 1500 ⁰⁰	Date (month, day, year) July 2000	Amount of each receipt this period 500 ⁰⁰
TOTAL OF RECEIPTS THIS PAGE			\$ 4,250⁰⁰

ITEMIZED RECEIPTS

Use separate form for each category of the summary

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code Nationwide PAC one nationwide Plz Columbus Ohio 43216 7400007	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 1250 ⁰⁰	Date (month, day, year) Sept 2000	Amount of each receipt this period 500 ⁰⁰
Full Name, Mailing Address & Zip Code NC Association of Counties Stores PAC PO Box 226 Raleigh, NC 27602 7800015	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 500 ⁰⁰	Date (month, day, year) Sept 2000	Amount of each receipt this period 500 ⁰⁰
Full Name, Mailing Address & Zip Code Merck PAC 601 Pennsylvania Ave. NW Washington, DC 20004 91000035	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 500 ⁰⁰	Date (month, day, year) Sept 2000	Amount of each receipt this period 500 ⁰⁰
Full Name, Mailing Address & Zip Code Concerned Association Employees PAC 250 Computer Freeway Irving Texas 75062 9700018	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 500	Date (month, day, year) Sept 2000	Amount of each receipt this period 500 ⁰⁰
Full Name, Mailing Address & Zip Code Employees State PAC CPAL PO Box 1510 Raleigh, NC 27602 7700003	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 1000 ⁰⁰	Date (month, day, year) Sept 2000	Amount of each receipt this period 500 ⁰⁰
Full Name, Mailing Address & Zip Code Pfizer PAC - State 235 E 42nd St New York NY 10017 9600006	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 450 ⁰⁰	Date (month, day, year) Sept 20, 2000	Amount of each receipt this period 400 ⁰⁰
Full Name, Mailing Address & Zip Code Household PAC Household PAC 2700 Sanders Rd. Prospect Heights Ill 60070 9100005	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 250	Date (month, day, year) Sept 8, 2000	Amount of each receipt this period 250
TOTAL OF RECEIPTS THIS PAGE			\$ 3,150⁰⁰

Use separate form for each category of the summary

ITEMIZED RECEIPTS

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code Engineers for Better Govt. 111 N Boylan Ave Raleigh NC 27603 7100005	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 400 ⁰⁰	Date (month, day, year) Sept 6 2000	Amount of each receipt this period 200 ⁰⁰
Full Name, Mailing Address & Zip Code First Union Employees Charlotte, NC 7100004 28288	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 750 ⁰⁰	Date (month, day, year) Sept 2000	Amount of each receipt this period 250 ⁰⁰
Full Name, Mailing Address & Zip Code Build PAC PO Box 99090 7200008 Raleigh, NC 27624	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 1000 ⁰⁰	Date (month, day, year) Sept 2000	Amount of each receipt this period 1000 ⁰⁰
Full Name, Mailing Address & Zip Code Duke Energy Corp. 422 South Church St. Charlotte NC 28202 7700004	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 500 ⁰⁰	Date (month, day, year) Oct 6, 2000	Amount of each receipt this period 500 ⁰⁰
Full Name, Mailing Address & Zip Code Norfolk Southern Corp Three Commercial Pl. Norfolk, VA 23510 9800005	Job Title or Profession PAC Employer's Name or Specific Field Election Sum to Date \$ 200 / 200 ⁰⁰	Date (month, day, year)	Amount of each receipt this period 100 ⁰⁰
Full Name, Mailing Address & Zip Code	Job Title or Profession Employer's Name or Specific Field Election Sum to Date \$	Date (month, day, year)	Amount of each receipt this period
Full Name, Mailing Address & Zip Code	Job Title or Profession Employer's Name or Specific Field Election Sum to Date \$	Date (month, day, year)	Amount of each receipt this period
TOTAL OF RECEIPTS THIS PAGE			\$ 2050 ⁰⁰

LOAN PROCEEDS

Name of Committee (in full)				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
TOTAL OF LOAN PROCEEDS THIS PAGE			\$	

LOAN REPAYMENTS

Name of Committee (in full)				
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
TOTAL OF LOAN REPAYMENTS THIS PAGE			\$	

MINIMIZED DISBURSEMENTS

Name of Committee (in full)			
Thomas Wright Campaign Committee			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Bellsouth Charlotte NC	Telephone	July - Oct 2000 ⁰⁰	870 ⁴²
	Election Sum to Date \$		
	310.75 870 ⁴²		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
L. Hannon Simmons Chestnut St. Wilmington, NC 28401	Rent for Facility 815 N. 4th Street Wilmington, NC 28401	May - Dec F	3,700 ⁰⁰
	Election Sum to Date \$		
	3738.00 3,700 ⁰⁰		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
CPOL Raleigh	Utility for Hotel 815 N. 4th St.	July - Oct	584 ⁰⁰
	Election Sum to Date \$		
	584 ⁰⁰		
Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
City of Wilmington	Utility Service	July - Oct	360 ⁰⁰
	Election Sum to Date \$		
	360 ⁰⁰		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Commonwealth Broadcasting Wilmington, NC	Radio Ad.	July 2000	800 ⁰⁰
	Election Sum to Date \$		
	3718		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Capital Travelers Raleigh NC 27601	Air fare to Chicago with return	July 2000	382 ⁰⁰
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Thomas Wright 322 S. 17th Street Wilmington, NC	Reimbursement Hotel Cost to Demo Committee LA.	August 2000	1,181 ⁶²
	Election Sum to Date \$		
	1081.62		
TOTAL OF DISBURSEMENTS THIS PAGE			\$ 7,878⁰⁴

ITEMIZED DISBURSEMENTS

Name of Committee (in full) <u>Thomas Wright Campaign Committee</u>			
Full Name, Address and Zip Code <u>TRAVEL Specialists</u> <u>5629 Olden Dr.</u> <u>Wilmington NC</u> <u>28412</u>	Purpose of Disbursement <u>Airfare for A. for</u> <u>Democratic Convention</u>	Date (month, day, year) <u>August 2000</u>	Amount of each Disbursement this period
	Election Sum to Date \$ <u>1,381⁰⁰</u>		<u>1,381⁰⁰</u>
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		

TOTAL OF DISBURSEMENTS THIS PAGE \$ 1,381⁰⁰

NCSBOE/CR/E (may be copied)

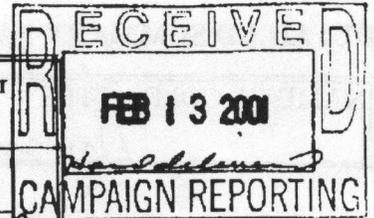
ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
TOTAL OF DISBURSEMENTS THIS PAGE			\$

DEBTS AND OBLIGATIONS

Name of Committee (in full)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
TOTAL OF DEBTS AND OBLIGATIONS THIS PAGE			\$	

POLITICAL COMMITTEE DISCLOSURE REPORT



Name of Committee <u>Thomas Wright Campaign Committee</u>	SBOE ID Number <u>2209800</u>
Address of Committee <u>PO Box 1654</u>	Type of Report <u>4th Quarter</u>
City <u>Wilmington</u>	State <u>NC</u>
ZIP <u>28401</u>	Period Covered From <u>Oct 21, 2001</u> To <u>Dec 31, 2001</u>

Type of Committee (check one)

- Candidate Campaign PAC Party Referendum Individual

Treasurer Name Thomas Wright Phone Number (optional) _____

Street Address PO Box 1654

City/State/Zip Wilmington NC 28402-1654

Assistant Treasurer Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Custodian of Books Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Depository BANK OF AMERICA

Address Wilmington NC

Account Number(s) _____

VERIFICATION BY OATH OR AFFIRMATION

State NC

County Wake

Being duly sworn, I depose (affirm) and say that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature]
Signature of Appointed Treasurer

Subscribed and sworn (affirmed) to before me, this 13th day of February, 19 2001.

Seal

[Signature]
Notary Public
My commission expires 11-14-03

Is this an amendment? _____ yes _____ no
NCSBOE/CR/D (may be copied)

DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

NAME OF COMMITTEE		SBOE ID Number
Thomas Wright Committee		22 09800
	<u>Total this Period</u>	<u>This Election</u>
Cash on Hand January 1, 19	XXXXXXXXXXXX 17,968.44	8595.06
Cash on Hand at Beginning of Reporting Period	18,633.40	XXXXXXXXXXXX
Receipts		
1. Contributions From:		
(a) Individuals other than Political Committees		
(i) Itemized	3250.00 5,500.00	26,350.00 28,800.00
(ii) Unitemized	-0-	8,225.53
(iii) Total	3250.00 5,500.00	34,575.53 37,025.53
(b) Political Party Committees	-0-	-0-
(c) Other Political Committees (such as PACs)	250.00 250.00	35,100.00 24,150.00
(d) Total Contributions	5,500.00	69,675.53 60,975.53
2. Loan Proceeds	-0-	-0-
3. Interest Earned on Bank Accounts	-0-	-0-
4. Refunds	-0-	-0-
5. Total Receipts	5,500.00	69,675.53 60,975.53
Disbursements		
6. Operating Expenditures	4,337.00	58,013.65 43,092.49
7. Contributions to Candidates/Political Committees	-0-	-0- 7125
8. Coordinated Party Expenditures	-0-	-0-
9. Loan Repayments	-0-	-0-
10. Total Disbursements	4,337.00	59,138.65 43,092.49
Cash on Hand at End of Reporting Period	19,131.94 19,883.40	19,883.40
Debts and Obligations owed TO the Committee		19,131.94
Debts and Obligations owed BY the Committee		

ITEMIZED RECEIPTS

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
<i>Allan P Jones Cleveland Tennessee</i>	<i>optometrist</i>	<i>Oct. 9, 2000</i>	<i>250⁰⁰</i>
	Employer's Name or Specific Field		
	<i>self</i>		
Election Sum to Date \$	<i>250⁰⁰</i>		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
<i>Allstate Insurance Co PAC Northbrook, IL 60062</i>	<i>PAC</i>	<i>November 2000</i>	<i>250⁰⁰</i>
	Employer's Name or Specific Field		
	<i>9400007</i>		
Election Sum to Date \$			
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
<i>Thomas M. Stoekinger 3640 Barron Wood Lane Lexington Ky 40502</i>	<i>optometrist</i>	<i>Oct. 2000</i>	<i>250⁰⁰</i>
	Employer's Name or Specific Field		
	<i>self.</i>		
Election Sum to Date \$	<i>250⁰⁰</i>		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
<i>Mack B. Marshall BV 7965 Rocky Mount NC 27804</i>	<i>Retired</i>	<i>NOV. 2000</i>	<i>250⁰⁰</i>
	Employer's Name or Specific Field		
	<i>-</i>		
Election Sum to Date \$	<i>250⁰⁰</i>		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
<i>Thomas Marshall Jr. Rocky Mount NC 27804</i>	<i>Business Executive</i>	<i>NOV. 2000</i>	<i>250⁰⁰</i>
	Employer's Name or Specific Field		
	<i>self.</i>		
Election Sum to Date \$	<i>250⁰⁰</i>		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
<i>LA Bonnie Sanders George Sanders 22 Palmer Dr. Charlotte NC 28170</i>	<i>Physician</i>	<i>NOV. 2000</i>	<i>250⁰⁰</i>
	Employer's Name or Specific Field		
	<i>self</i>		
Election Sum to Date \$	<i>250⁰⁰</i>		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
<i>Joe Stewart Raleigh, NC 27601</i>	Richard Moore <i>Campaign Manager</i>	<i>Dec. 2000</i>	<i>2000⁰⁰</i>
	Employer's Name or Specific Field		
	Richard Moore <i>Richard Moore USA Campaign</i>		
Election Sum to Date \$	<i>2000⁰⁰</i>		
TOTAL OF RECEIPTS THIS PAGE			\$ 3,500⁰⁰

ITEMIZED RECEIPTS

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Mailing Address & Zip Code <i>Richard Moore Committee Raleigh NC</i>	Job Title or Profession <i>campaign committee</i>	Date (month, day, year) <i>Dec, 2000</i>	Amount of each receipt this period <i>2000.00</i>
	Employer's Name or Specific Field <i>1400002</i>		
	Election Sum to Date \$ <i>2000.00</i>		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
TOTAL OF RECEIPTS THIS PAGE			\$ <i>2,000.00</i>

LOAN PROCEEDS

Name of Committee (in full)				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
TOTAL OF LOAN PROCEEDS THIS PAGE			\$	-0-

LOAN REPAYMENTS

Name of Committee (in full)				
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
TOTAL OF LOAN REPAYMENTS THIS PAGE			\$	-0-

ITEMIZED DISBURSEMENTS

Name of Committee (in full) <i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code <i>Communis Broadcasting Burrill Rd. Wilmington NC 28409</i>	Purpose of Disbursement <i>Radio Ads</i>	Date (month, day, year) <i>October 2000 November 2000</i>	Amount of each Disbursement this period <i>963⁰⁰</i>
	Election Sum to Date \$		
Full Name, Address and Zip Code <i>News Reporter Whiteville NC 28472</i>	Purpose of Disbursement <i>News Paper</i>	Date (month, day, year) <i>October 2000 November 2000</i>	Amount of each Disbursement this period <i>403⁰⁰</i>
	Election Sum to Date \$ <i>592.78</i>		
Full Name, Address and Zip Code <i>WVOK Radio Chapel Hill, NC</i>	Purpose of Disbursement <i>Radio Ads</i>	Date (month, day, year) <i>October 2000 November 2000</i>	Amount of each Disbursement this period <i>240⁰⁰</i>
	Election Sum to Date \$		
Full Name, Address and Zip Code <i>Bell South Charlotte NC</i>	Purpose of Disbursement <i>Telephone Service</i>	Date (month, day, year) <i>Nov, December 2000</i>	Amount of each Disbursement this period <i>246⁰⁰</i>
	Election Sum to Date \$ <i>558.75</i>		
Full Name, Address and Zip Code <i>CP&L Raleigh NC</i>	Purpose of Disbursement <i>Utility Service</i>	Date (month, day, year) <i>Nov - Dec 2000 JAN - 2001</i>	Amount of each Disbursement this period <i>85⁰⁰</i>
	Election Sum to Date \$ <i>669⁰⁰</i>		
Full Name, Address and Zip Code <i>None</i>	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
TOTAL OF DISBURSEMENTS THIS PAGE			<i>\$1,937⁰⁰</i>

ITEMIZED DISBURSEMENTS

Name of Committee (in full) <i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code <i>Bernice James 3502 Dutton Dr. Castle Hayne NC</i>	Purpose of Disbursement <i>Poll working</i>	Date (month, day, year) <i>NOV 4 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code <i>Robert Lee James 3507 Dutton Dr Castle Hayne NC</i>	Purpose of Disbursement <i>Poll work</i>	Date (month, day, year) <i>NOV 4, 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code <i>Lucy Candy 1605 Fowler Ct Wilmington NC 28404</i>	Purpose of Disbursement 1605 Fowler Ct <i>Poll work</i>	Date (month, day, year) <i>NOV 4, 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code <i>MARY NIXON 8924 Market St Wilmington NC</i>	Purpose of Disbursement <i>Poll work</i>	Date (month, day, year) <i>NOV 4, 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code <i>Dorothy George 620 SE 7th St. Wilmington NC</i>	Purpose of Disbursement <i>Poll work</i>	Date (month, day, year) <i>NOV 4, 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code <i>Minnie Atkinson 418 SE 6th St Wilmington, NC.</i>	Purpose of Disbursement <i>Poll work</i>	Date (month, day, year) <i>NOV, 4, 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>200⁰⁰</i>		
Full Name, Address and Zip Code <i>Kleanor Spicer 209 Creekwood Dr Wilmington NC 28403</i>	Purpose of Disbursement <i>Poll work</i>	Date (month, day, year) <i>NOV 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>100</i>		
TOTAL OF DISBURSEMENTS THIS PAGE			<i>\$ 700⁰⁰</i>

ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Johnnie Thomas 520 Bellamy Alley Wilmington NC 28403</i>	<i>Pollwork</i>	<i>NOV. 4. 2000</i>	<i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Yolanda Thomas 644-A Harnett St Wilmington, NC.</i>	<i>Pollwork</i>	<i>NOV 4, 2000</i>	<i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Serita McMillian 816 N 4th St. Wilmington NC</i>	<i>Pollwork</i>	<i>NOV 4 2000</i>	<i>100⁰⁰</i>
	Election Sum to Date \$ <i>100</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Liz Yates 4707 #C Greentree Wilmington, NC</i>	<i>Pollwork</i>	<i>NOV 4 2000</i>	<i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Joe Hill. 216 SE 12th St Wilmington NC</i>	<i>Pollwork</i>	<i>NOV 4 2000</i>	<i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Gwen Charles 1114 Stewart Circle Wilmington, NC</i>	<i>Pollwork</i>	<i>NOV. 4, 2000</i>	<i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>John Fred Law PO Box 715 Wilmington 28402</i>	<i>Pollwork Transportation</i>	<i>NOV 4, 2000</i>	<i>100⁰⁰</i>
	Election Sum to Date \$ <i>200</i>		
TOTAL OF DISBURSEMENTS THIS PAGE			<i>\$ 700⁰⁰</i>

ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Brenda Smith 913 Campbell St Wilmington NC 28403	Pollwork	NOV 4 2000	100 ⁰⁰
	Election Sum to Date \$		
	100 ⁰⁰		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Delores Moore 615 Church St. Wilmington NC	Pollwork	NOV 4 2000	100 ⁰⁰
	Election Sum to Date \$		
	100 ⁰⁰		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Jessie Canty 520 Wright St Wilmington NC	Pollwork	NOV 4 2000	100 ⁰⁰
	Election Sum to Date \$		
	100		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
ANNA BRISS MOORE	Pollwork	NOV 4 2000	100 ⁰⁰
	Election Sum to Date \$		
	100		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Betty Scavella 612 Queen St Wilmington NC	Pollwork	NOV 4 2000	100 ⁰⁰
	Election Sum to Date \$		
	200 ⁰⁰		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Barbara Thrift PO Box 117 Rocky Point NC 28482	Pollwork	NOV 4 2000	100 ⁰⁰
	Election Sum to Date \$		
	100 ⁰⁰		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
Cornelia Campbell 305 SE 7th St Wilmington NC	Pollwork	NOV 4 2000	100 ⁰⁰
	Election Sum to Date \$		
	200 ⁰⁰		
TOTAL OF DISBURSEMENTS THIS PAGE			\$ 700 ⁰⁰

ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code <i>Anna Oetman 106 Tanbridge Rd Wilmington NC 28405</i>	Purpose of Disbursement <i>Pollwork</i>	Date (month, day, year) <i>Nov 4 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code <i>Charlotte Leonard</i>	Purpose of Disbursement <i>Pollwork</i>	Date (month, day, year) <i>Nov 4 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code <i>James Carmichael 801 Bladen St Wilmington NC 28401</i>	Purpose of Disbursement <i>Pollwork</i>	Date (month, day, year) <i>Nov 4 2000</i>	Amount of each Disbursement this period <i>100⁰⁰</i>
	Election Sum to Date \$ <i>100⁰⁰</i>		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
TOTAL OF DISBURSEMENTS THIS PAGE			\$ 300⁰⁰

POLITICAL COMMITTEE DISCLOSURE REPORT

Name of Committee <i>Thomas Wright Committee</i>			SBOE ID Number <i>22 09800</i>
Address of Committee <i>P O Box 1654</i>			Type of Report <i>Mid year</i>
City <i>Wilmington</i>	State <i>NC</i>	ZIP <i>28402</i>	Period Covered From <i>01-01-01</i> To <i>06-30-01</i>

NOV 21 2002

Type of Committee (check one)

- Candidate Campaign PAC Party Referendum Individual

Treasurer Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Assistant Treasurer Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Custodian of Books Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Depository *Bank of America*

Address *Oliver Dr. W, Wilmington NC 28405*

Account Number(s) _____

VERIFICATION BY OATH OR AFFIRMATION

State _____

County _____

Being duly sworn, I depose (affirm) and say that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature]
Signature of Appointed Treasurer

Subscribed and sworn (affirmed) to before me, this _____ day of _____, 19 _____.

Seal

Notary Public
My commission expires _____

Is this an amendment? _____ yes _____ no
NCSBOE/CR/D (may be copied)

EXHIBIT
16B

DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

NAME OF COMMITTEE	SBOE ID Number	
	Total this Period	This Election
Cash on Hand January 1, 19	XXXXXXXXXXXX	19,131 ⁵⁴
Cash on Hand at Beginning of Reporting Period	19,131 ⁵⁴	XXXXXXXXXXXX
Receipts		
1. Contributions From:		
(a) Individuals other than Political Committees		
(i) Itemized	0	31,500 ⁰⁰ 19,131⁵⁴
(ii) Unitemized	0	8,225 ⁵³
(iii) Total	0	39,725 ⁵³
(b) Political Party Committees	0	0
(c) Other Political Committees (such as PACs)	0	24,850 ⁰⁰
(d) Total Contributions	0	64,575 ⁵³
2. Loan Proceeds	0	0
3. Interest Earned on Bank Accounts	0	0
4. Refunds	0	0
5. Total Receipts	0	64,575 ⁵³
Disbursements		
6. Operating Expenditures	4,274 ³³	57,950 ⁹⁸ 4274.3
7. Contributions to Candidates/Political Committees	0	0
8. Coordinated Party Expenditures	0	0
9. Loan Repayments	0	0
10. Total Disbursements	4,274 ³³	57,950 ⁹⁸ 4274.3
Cash on Hand at End of Reporting Period	14,957 ⁶¹	14,957 ⁶¹
Debts and Obligations owed TO the Committee		
Debts and Obligations owed BY the Committee		

ITEMIZED DISBURSEMENTS

For Line Number _____
Use separate forms for each category of the summary

Name of Committee (in full)			
<i>Thomas Wright Campaign Committee</i>			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>U.S. Postal Service mailing office Wilmington NC 28401</i>	<i>Postage</i>	<i>01/15/01</i>	<i>3,100⁰⁰</i>
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Bell South Charlotte NC</i>	<i>Phone services & FAX Line</i>	<i>2/6/01</i>	<i>362⁵⁰</i>
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>metro call paging service Tampa FLA</i>	<i>Paging service</i>	<i>03/12/01</i>	<i>120⁰⁰</i>
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>Bell South mobility College Rd Wilmington NC</i>	<i>Telephone service</i> <i>mobile</i>	<i>03/15/01</i>	<i>525⁶³</i>
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
<i>city of wilmington 20 N. 3rd Street Wilmington NC</i>	<i>utility service campaign office</i>	<i>02/10/01</i> <i>02/10/01</i>	<i>280⁰⁰</i>
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
TOTAL OF DISBURSEMENTS THIS PAGE			<i>\$4,274³³</i>

ITEMIZED RECEIPTS

Page _____ of _____
 For Line Number _____
 Use separate form for each category of the summary

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
TOTAL OF RECEIPTS THIS PAGE		\$	

LOAN PROCEEDS

Name of Committee (in full)				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
TOTAL OF LOAN PROCEEDS THIS PAGE			\$	

LOAN REPAYMENTS

Name of Committee (in full)				
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
TOTAL OF LOAN REPAYMENTS THIS PAGE			\$	

DEBTS AND OBLIGATIONS

Name of Committee (in full)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
TOTAL OF DEBTS AND OBLIGATIONS THIS PAGE			\$	

POLITICAL COMMITTEE DISCLOSURE REPORT

Name of Committee <i>Thomas Wright Campaign Committee</i>			SBOE ID Number <i>2209800</i>
Address of Committee <i>PO Box 1654</i>			Type of Report <i>Year End Semi-Annual</i>
City <i>Wilmington</i>	State <i>NC</i>	ZIP <i>28401</i>	Period Covered From <i>July 1, 2001</i> To <i>December 31, 2001</i>

NOV 21

JAN 30 2002

Type of Committee (check one)

- Candidate Campaign
 PAC
 Party
 Referendum
 Individual

Treasurer Name *Thomas Wright* Phone Number (optional) _____

Street Address *PO Box 1654*

City/State/Zip *Wilmington NC 28402*

Assistant Treasurer Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Custodian of Books Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Depository *Bank of America*

Address *Wilmington, NC*

Account Number(s) _____

VERIFICATION BY OATH OR AFFIRMATION

State _____

County _____

Being duly sworn, I depose (affirm) and say that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature]
Signature of Appointed Treasurer

Subscribed and sworn (affirmed) to before me, this _____ day of _____, 19 _____.

Seal

Notary Public
My commission expires _____

Is this an amendment? yes no
NCSBOE/CR/D (may be copied)

DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

Amendment #1

NAME OF COMMITTEE	SBOE ID Number	
	<i>Yearly Semi Annual</i>	
	Total this Period	This Election
Cash on Hand January 1, 19 _____	XXXXXXXXXXXX	<i>19/31/94</i>
Cash on Hand at Beginning of Reporting Period	<i>14,857.61</i>	XXXXXXXXXXXX
Receipts		
1. Contributions From:		
(a) Individuals other than Political Committees		
(i) Itemized _____	<i>2000.00</i>	<i>3,500.00</i> 2000.0
(ii) Unitemized _____	<i>0</i>	<i>8,225.53</i> 0
(iii) Total _____	<i>2000.00</i>	<i>29,725.53</i> 2000.0
(b) Political Party Committees _____	<i>0</i>	2,000.00 0
(c) Other Political Committees (such as PACs) _____	<i>700.00</i>	6,850.00 <i>24,850.00</i> 700.0
(d) Total Contributions _____	<i>2,700.00</i>	<i>64,575.53</i> 2700.0
2. Loan Proceeds _____	<i>0</i>	<i>0</i>
3. Interest Earned on Bank Accounts _____	<i>0</i>	<i>0</i>
4. Refunds _____	<i>0</i>	6,500.00 <i>0</i>
5. Total Receipts _____	<i>2,700.00</i>	<i>64,495.19</i> 2700.0
Disbursements		
6. Operating Expenditures _____	<i>0</i>	<i>57,950.98</i> 4274.3
7. Contributions to Candidates/Political Committees _____	<i>0</i>	<i>0</i>
8. Coordinated Party Expenditures _____	<i>0</i>	<i>0</i>
9. Loan Repayments _____	<i>0</i>	<i>0</i>
10. Total Disbursements _____	<i>0</i>	<i>62,225.31</i> 4274.3
Cash on Hand at End of Reporting Period	<i>17,557.61</i>	<i>17,557.61</i>
Debts and Obligations owed TO the Committee		
Debts and Obligations owed BY the Committee		

ITEMIZED RECEIPTS

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code <i>William M. Hinchev 433 Dogwood Terrace Raston, PA. 18042</i>	Job Title or Profession <i>Corp. Exec.</i>	Date (month, day, year) <i>Dec. 24, 2001</i>	Amount of each receipt this period <i>2000⁰⁰</i>
	Employer's Name or Specific Field <i>Health care Testing</i>		
	Election Sum to Date \$ <i>2000⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>AT&P PAC 32 Ave. of the Americas New York, New York 10013</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>Dec 15, 2001</i>	Amount of each receipt this period <i>500⁰⁰</i>
	Employer's Name or Specific Field <i>Communications</i>		
	Election Sum to Date \$ <i>500⁰⁰</i>		
Full Name, Mailing Address & Zip Code <i>Phillip Morris Companies Inc. Political Action Committee 120 Park Ave. 17th Floor New York, NY, 10017-5592</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>Dec 27, 2001</i>	Amount of each receipt this period <i>200⁰⁰</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$ <i>200⁰⁰</i>		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
TOTAL OF RECEIPTS THIS PAGE			\$ <i>2700⁰⁰</i>

LOAN PROCEEDS

Name of Committee (in full)				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
TOTAL OF LOAN PROCEEDS THIS PAGE			\$	

LOAN REPAYMENTS

Name of Committee (in full)				
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
TOTAL OF LOAN REPAYMENTS THIS PAGE			\$	

ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
TOTAL OF DISBURSEMENTS THIS PAGE			\$ 

DEBTS AND OBLIGATIONS

Name of Committee (in full)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
TOTAL OF DEBTS AND OBLIGATIONS THIS PAGE				\$ <u> </u>

POLITICAL COMMITTEE DISCLOSURE REPORT

Name of Committee <i>Thomas Wright Campaign</i>			SBOE ID Number <i>2209800</i>
Address of Committee <i>PO Box 1654</i>			Type of Report <i>1st Quarter</i>
City <i>Wilmington</i>	State <i>NC</i>	ZIP <i>28402</i>	Period Covered From <i>01/01/02</i> To <i>04/30/02</i>

NOV 21

Type of Committee (check one)

- Candidate Campaign
 PAC
 Party
 Referendum
 Individual

Treasurer Name *Thomas Wright* Phone Number (optional) *(910) 350-5921*

Street Address *PO Box 1654*

City/State/Zip *Wilmington, NC 28402*

Assistant Treasurer Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Custodian of Books Name _____ Phone Number (optional) _____

Street Address _____

City/State/Zip _____

Depository Address _____

Account Number(s) _____

VERIFICATION BY OATH OR AFFIRMATION

State _____

County _____

Being duly sworn, I depose (affirm) and say that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature]
Signature of Appointed Treasurer

Subscribed and sworn (attirmed) to before me, this _____ day of _____, 19 _____.

Seal

Notary Public
My commission expires _____

Is this an amendment? _____ yes _____ no
NCSBOE/CRD (may be copied)



DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

NAME OF COMMITTEE		SROE ID Number	
<i>Thomas Weight Campaign Committee</i>		<i>2209800</i>	
	<u>Total this Period</u>	<u>This Election</u>	
Cash on Hand January 1, 19	XXXXXXXXXXXX	<i>19/13/84</i>	
Cash on Hand at Beginning of Reporting Period	<i>17,557 61</i>	XXXXXXXXXXXX	
Receipts			
1. Contributions From:			
(a) Individuals other than Political Committees			
(i) Itemized	—	<i>33,500 00</i>	<i>2000.00</i>
(ii) Unitemized	—	<i>8,225 53</i>	<i>0</i>
(iii) Total	—	<i>41,725 53</i>	<i>2000.00</i>
(b) Political Party Committees	—	<i>0</i>	
(c) Other Political Committees (such as PACs)	<i>500 00</i>	<i>24,850 00</i>	<i>1200.00</i>
(d) Total Contributions	<i>500 00</i>	<i>66,575 53</i>	<i>6575.53</i>
2. Loan Proceeds	<i>0</i>	<i>0</i>	<i>0</i>
3. Interest Earned on Bank Accounts	<i>0</i>	<i>0</i>	<i>0</i>
4. Refunds	<i>0</i>	<i>0</i>	<i>0</i>
5. Total Receipts	<i>500 00</i>	<i>66,575 53</i>	<i>3200.00</i>
Disbursements			
6. Operating Expenditures		<i>57,950 98</i>	<i>4274.00</i>
7. Contributions to Candidates/Political Committees		<i>0</i>	<i>0</i>
8. Coordinated Party Expenditures		<i>0</i>	<i>0</i>
9. Loan Repayments	<i>0</i>	<i>0</i>	<i>0</i>
10. Total Disbursements		<i>62,225 31</i>	<i>4274.00</i>
Cash on Hand at End of Reporting Period	<i>18,057 61</i>	<i>18,057 61</i>	
Debts and Obligations owed TO the Committee			
Debts and Obligations owed BY the Committee			

ITEMIZED RECEIPTS

Page _____ of _____
 For Line Number _____
 Use separate form for each
 category of the summary

Name of Committee (in full)			
Full Name, Mailing Address & Zip Code <i>RJR Political Action Committee PO Box 718 Winston Salem NC 27102</i>	Job Title or Profession <i>PAC</i>	Date (month, day, year) <i>3/28/02</i>	Amount of each receipt this period <i>500.00</i>
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
Full Name, Mailing Address & Zip Code	Job Title or Profession	Date (month, day, year)	Amount of each receipt this period
	Employer's Name or Specific Field		
	Election Sum to Date \$		
TOTAL OF RECEIPTS THIS PAGE			\$ <i>500.00</i>

LOAN PROCEEDS

Name of Committee (in full)				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
Source of Loan Full Name, Address and Zip Code	Job Title or Profession	Date loan begins/ends	Amount of Endorsement	Rate of Interest Security Pledged
	Employer's Name or Specific Field			
Total Amount of Loan \$				
TOTAL OF LOAN PROCEEDS THIS PAGE			\$	

LOAN REPAYMENTS

Name of Committee (in full)				
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
Full Name, Address and Zip Code	Date of Repayment	Original Loan Date	Amount of Repayment	Balance of Loan
TOTAL OF LOAN REPAYMENTS THIS PAGE			\$	

ITEMIZED DISBURSEMENTS

Name of Committee (in full)			
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		
Full Name, Address and Zip Code	Purpose of Disbursement	Date (month, day, year)	Amount of each Disbursement this period
	Election Sum to Date \$		

TOTAL OF DISBURSEMENTS THIS PAGE

\$ 

DEBTS AND OBLIGATIONS

Name of Committee (in full)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
Full Name, Mailing Address and Zip Code	Outstanding Balance Beginning this period	Amount Incurred this period	Payment this period	Outstanding Balance this period
Nature of Debt (purpose)				
TOTAL OF DEBTS AND OBLIGATIONS THIS PAGE				\$ <u> </u>

Disclosure Report Cover Sheet

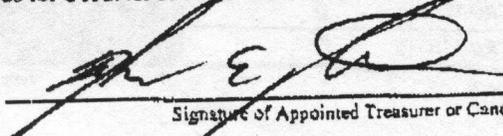
NOV 21

Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRO-2100) to make those kinds of committee changes.

1. Name of Committee or Fund Thomas Wright Campaign Committee			6. Date	
2. Address P O Box 1654			7. ID Number 2209800	
3. City Wilmington	4. State NC.	5. Zip 28402	8. Phone (910) 350592	
9. Type of Report 2nd Quarter Report			10. Period Covered	
			Start 04-21-02	<input type="checkbox"/> Yes
			End 06-30-02	<input type="checkbox"/> No
12. Type of Committee or Fund (Check one)				
<input checked="" type="checkbox"/> Candidate Campaign	<input type="checkbox"/> Party	<input type="checkbox"/> Joint Fundraiser	<input type="checkbox"/> "Booster Fund"	
<input type="checkbox"/> PAC	<input type="checkbox"/> Referendum	<input type="checkbox"/> Soft Money Account	<input type="checkbox"/> Building Fund	
<input type="checkbox"/> Other Fund:				
13. Treasurer Name Darvye Parker				
14. Assistant Treasurer Name(s)				
15. Custodian of Books Name Darvye Parker				
16. Bank/Depository/Credit Account Information				
a. Name	b. Purpose	c. Code	d. Period Begin Balance	
BANK OF America	Campaign Funds		\$18,057.41	
			\$	
			\$	
			\$	
			\$	
			\$	

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.



 Signature of Appointed Treasurer or Candidate

 Date

Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
Thomas Wright Campaign Cont	2 nd Quarter	2209800
Start of Election Cycle: January 1, 20	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$ 19,131.94
5) Cash on Hand at Start of Present Reporting Period	\$ 18,057.44	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$ 4,025.00	\$ 41,725.57
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$ 25,225.53
8) Contributions from Other Political Committees (CRO-1230)	14,100.00 \$ 14,100.00	\$ 14,100.00
9) Loan Proceeds (CRO-1410)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1440)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS (Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)	\$ 18,125.00	\$ 92,176.59
EXPENDITURES		
16) Disbursements (CRO-1410)		
16a) Operating Expenditures (CRO-1310)	\$ 0	\$ 62,225.57
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$ 0
16c) Coordinated Party Expenditures (CRO-1310)	\$ 0	\$ 0
17) Loan Repayments (CRO-1420)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-1320)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1310)	\$ 0	\$ 0
21) TOTAL EXPENDITURES (Add lines 16a, 16b, 16c, 17, 18, 19, and 20)	\$ 36,182.44	\$ 62,225.57
22) Cash on Hand at End of Reporting Period (For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)	\$ 36,182.44	\$ 36,182.44
Additional Information		
23) Non-Monetary Gifts Given to Committees (CRO-1330)	\$ 0	
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$ 0	
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$ 0	
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$ 0	
27) Parent Entity's Administrative Support (CRO-1710)	\$ 0	
28) Account Transfers (CRO-1720)	\$ 0	

6,025.00
0
15,300.

21,325.1

42,000

42,743.3

✓

Contributions from INDIVIDUALS

1. Name of Committee or Fund						2. ID Number	
Thomas Wright Campaign Committee						2209800	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	George Gaddy 234 Seacrest Dr Wrightsville, NC 28480	[REDACTED]	check	05/05/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession	Retired				<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Sidney Artie Causey Jr. PO Box 82 Wilmington NC 28401	[REDACTED]	check	05/06/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession	Sherriff Law Enforcement				<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field	New Hanover County Sheriff	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Paul Davis Bonny 2528 Independence Blvd Suite Two Hundred Wilmington, NC 28412	[REDACTED]	check	05/22/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 300 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession	Architect				<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field	Bony & Associates	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Bradford Sedgwick 7332 Cotesworth Dr Wilmington NC 28405	[REDACTED]	check	05/20/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 125 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession					<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Thomas H. Wright III PO Box 9009 Wilmington NC 28402	[REDACTED]	check	05/14/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession	Business				<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field	Wright Chemical Corp	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		\$	
4. Total only this Page						\$ 1925 ⁰⁰	
5. Total of ALL CRO-1210 Pages (only show on last page)						\$	
(This line must be on line 6 of Detailed Summary Page CRO-1100)							

Contributions from INDIVIDUALS

1. Name of Committee or Fund				2. ID Number			
Thomas Wright Campaign Committee				2209800			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	MARK HANER 5041 RIVAGE PROMENADE WILMINGTON NC 28412 (910) 452 3366		check	05/20/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	UNCW	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	BRIAN CAUSEY (910) PO Box 3872 - 397-9205 WILMINGTON NC 28406		check	05/22/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	JERRY E. COY (910) Barbara M. Coy 392-6902 130 Devonshire Ln. Wilmington, NC 28409		check	05/03/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Robert D. Hill JR. 2510 TRATHS CND KINSTON, NC 28504 527 (252) 3263	SAME	check	05/04/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 1000.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	Restaurant Business	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	NC Residents PAC 421 Fayetteville St Asheboro NC 27801				<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$		
4. Total only this Page						\$ 2100.00	
5. Total of ALL CRO-1210 Pages (only show on last page)						\$ 4,025	
*This line must be on line 6 of Detailed Summary Page CRO-1100							

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Thomas Wright Campaign Committee		2209800				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC from BERENSON Federal Political Action Committee PO Box 27766 Raleigh NC 27611		check	05/17/02	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Sid Causey for Sheriff 1120 Upper Reach Dr. Wilmington NC 28409		check	05/06/02	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Bell South Employees PAC 1522 Bellsouth Plaza Charlotte NC 28202		check	05/03/02	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Huntton & Williams North Carolina PAC PO Box 109 Raleigh NC 27602		check	05/06/02	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Cash America International Inc 1600 W. 7th St Fort Worth, TX 76102-2599		check	May 10/02	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 2250.00	
5. Total of ALL CRO-1230 Pages (only show on last page)					\$	
(This line must be on line 8 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Thomas Wright Campaign Committee		2209800				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	J.M. Family Enterprises PAC Inc 190 N.W. 12th Ave Deerfield Beach Fl. 33442	[REDACTED]	check	05/30/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input checked="" type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Pfizer PAC - state 235 East 42nd St. New York, NY 10017	[REDACTED]	check	04/25/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Vending Assoc. PAC PO Box 3154 Durham NC. 27705-6805	same	check	05/09/02	<input type="checkbox"/>	\$ 350 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	COCA - COA candidates Employee Committee P.O. Box 31487 Charlotte NC 28231	same	check	05/07/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Pepsico Concerned Citizens Fund	same	check	05/06/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 2,350 ⁰⁰	
5. Total of ALL CRO-1230 Pages (only show on last page)					\$	
(This line must be on line 8 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC CHIROPRACTIC PAC 4150 TALBERT BLVD LEXINGTON NC 27292	SAME	CHECK	05/17/02	<input type="checkbox"/>	\$ 1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Progress Energy PAC PO BOX 1570 RALEIGH NC 27602	SAME	CHECK	04/30/02	<input type="checkbox"/>	\$ 1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Nationwide Carolina Political Participation Fund One Nationwide Plaza Columbus OH 43216	SAME	CHECK	5/02/02	<input type="checkbox"/>	\$ 1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	REAP PO BOX 26566 RALEIGH NC 27611	SAME	CHECK	5/07/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC HCFA PAC 5709 BUR OAK CIR. RALEIGH NC 27612	SAME	CHECK	5/15/02	<input type="checkbox"/>	\$ 2000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page						\$ 4500 ⁰⁰
5. Total of ALL CRO-1230 Pages (only show on last page)						\$
(This line must be on line 8 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Realtors PAC 421 Fayetteville Street suite 1109 Raleigh NC 27601	same	check	05/09/02	<input type="checkbox"/>	\$ 3000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Home Builders Assoc Build PAC PO Box 99090 Raleigh, NC 27624	same	check	5/08/02	<input type="checkbox"/>	\$ 1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		

4. Total only this Page \$ 4,000⁰⁰
 5. Total of ALL CRO-1230 Pages \$ 14,150⁰⁰
(This line must be on line 8 of Detailed Summary Page CRO-1100) (only show on last page)

1. Name of Committee or Fund Thomas Wright Campaign Committee						2. ID Number 2209800	
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursements.)</i>							
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees			<input type="checkbox"/> Coordinated Party Expenditures		
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
5. Total only this Page							\$
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>							\$
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i>							
<i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i>							
<i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>							

Disclosure Report Cover Sheet

NOV 21

Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRO-2100) to make those kinds of committee changes.

1. Name of Committee or Fund			6. Date	
Thomas Wright Campaign Committee			10/17/02	
2. Address			7. ID Number	
PO Box 1654			2209800	
3. City	4. State	5. Zip	8. Phone	
Wilmington	NC	28402	(910)3505921	
9. Type of Report		10. Period Covered		11. Amendment
Third Quarter Plus		Start	09-25-02	<input type="checkbox"/> Yes
		End	10-19-02	<input type="checkbox"/> No

12. Type of Committee or Fund (Check one)

<input checked="" type="checkbox"/> Candidate Campaign	<input type="checkbox"/> Party	<input type="checkbox"/> Joint Fundraiser	<input type="checkbox"/> "Booster Fund"
<input type="checkbox"/> PAC	<input type="checkbox"/> Referendum	<input type="checkbox"/> Soft Money Account	<input type="checkbox"/> Building Fund
<input type="checkbox"/> Other Fund:			

13. Treasurer Name

Darryle Parker
Thomas Wright

14. Assistant Treasurer Name(s)

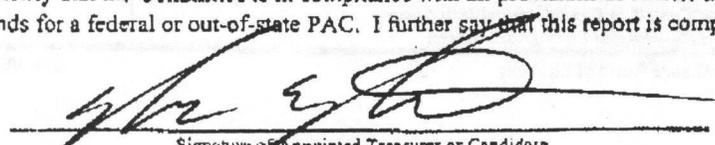
15. Custodian of Books Name

16. Bank/Depository/Credit Account Information

a. Name	b. Purpose	c. Code	d. Period Begin Balance
Bank of America	Campaign Fund		\$ 29,682.61
			\$
			\$
			\$
			\$
			\$

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

 _____
 Signature of Appointed Treasurer or Candidate

_____ Date

Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
	3 rd Quarter	2209800
Start of Election Cycle: January 1, 20____	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$19,131 ⁹⁴
5) Cash on Hand at Start of Present Reporting Period	\$29,682 ⁶¹	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$ 0	\$45,225 ⁵³
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$25,225 ⁵³
8) Contributions from Other Political Committees (CRO-1230)	\$ 0	\$14,650 ⁰⁰
9) Loan Proceeds (CRO-1240)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1440)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS (Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)	\$ 29,682⁶¹	\$85,701 ⁰⁶
EXPENDITURES		
16) Disbursements (CRO-1310)		
16a) Operating Expenditures (CRO-1310)	\$6770 ²⁰	\$65,225 ³¹
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$1,250 ⁰⁰	\$ 0
16c) Coordinated Party Expenditures (CRO-1310)	\$ 0	\$4000 ⁰⁰
17) Loan Repayments (CRO-1420)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-1320)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1510)	\$ 0	\$ 0
21) TOTAL EXPENDITURES (Add lines 16a, 16b, 16c, 17, 18, 19, and 20)	\$8020 ⁷⁰	\$69,225 ³¹
22) Cash on Hand at End of Reporting Period (For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)	\$21,661 ⁹¹	\$21,661 ⁹¹
Additional Information		
23) Non-Monetary Gifts Given to Committees (CRO-1530)	\$ 0	
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$ 0	
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$ 0	
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$ 0	
27) Parent Entity's Administrative Support (CRO-1710)	\$ 0	
28) Account Transfers (CRO-1720)	\$ 0	

6,225.00
0
15,800.00

21,425.00

14,045.00
1,250.00
4,000.00

12,295.00



1. Name of Committee or Fund		2. ID Number	
Thomas Wright Campaign committee		2209800	
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursement.)			
<input checked="" type="checkbox"/> Operating Expenses		<input type="checkbox"/> Coordinated Party Expenditures	
4. Payee		4. Payee	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
NAAEP State Chapter Northwestern Greensboro NC	Annual meeting Banquet sponsor New Hampshire County	[REDACTED]	check
			g. Date (mm/dd/yyyy)
			10/1/02
			h. Amount
			\$ 500.00
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
Martin Lucas Campaign Fayetteville NC	contribution	[REDACTED]	check
			g. Date (mm/dd/yyyy)
			09/03/02
			h. Amount
			\$ 500.00
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
Shelley Willingham	contribution	[REDACTED]	check
			g. Date (mm/dd/yyyy)
			09/03/02
			h. Amount
			\$ 500.00
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
US Airways	Air Fare Toll Fellowship Lexington Ky	[REDACTED]	check
			g. Date (mm/dd/yyyy)
			09/25/02
			h. Amount
			\$ 1057.50
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
Port City Sign Works Crotche St Wilmington NC	yard signs	[REDACTED]	check
			g. Date (mm/dd/yyyy)
			09/25/02
			h. Amount
			\$ 3,919.20
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
5. Total only this Page			\$ 6,220.20
6. Total of ALL CRO-1310 Related Pages (only show on last page)			\$
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)			
(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)			
(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)			

1. Name of Committee or Fund						2. ID Number	
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursement.)</i>							
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures			
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Columbus County Democratic Party Whiteville NC 27647		Rally		check	10/19/02	\$ 5000 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Thomas Wright 322 SE 17th Street Wilmington NC 28401		Postage stamp for initial mailing		check	10/4/02	\$ 1,300 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
5. Total only this Page						\$ 1,800 ⁰⁰	
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>						\$ 8020 ⁰⁰	
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i>							
<i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i>							
<i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>							

Disclosure Report Cover Sheet

Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRO-2100) to make those kinds of committee changes.

1. Name of Committee or Fund Thomas Wright Campaign Committee			6. Date	
2. Address P. O. Box 1654			7. ID Number 2209800	
3. City Wilmington	4. State NC	5. Zip 28402	8. Phone (910) 3505921	
9. Type of Report Interim Report			10. Period Covered	
			Start 07-01-02	<input type="checkbox"/> Yes
			End 08-24-02	<input type="checkbox"/> No

12. Type of Committee or Fund (Check one)

<input checked="" type="checkbox"/> Candidate Campaign	<input type="checkbox"/> Party	<input type="checkbox"/> Joint Fundraiser	<input type="checkbox"/> "Booster Fund"
<input type="checkbox"/> PAC	<input type="checkbox"/> Referendum	<input type="checkbox"/> Soft Money Account	<input type="checkbox"/> Building Fund
<input type="checkbox"/> Other Fund:			

13. Treasurer Name
Darryle Parker

14. Assistant Treasurer Name(s)

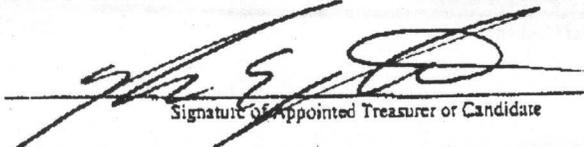
15. Custodian of Books Name

16. Bank/Depository/Credit Account Information

a. Name	b. Purpose	c. Code	d. Period Begin Balance
Bank of America	Campaign Fund		\$36,182⁶¹
			\$
			\$
			\$
			\$
			\$

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.



 Signature of Appointed Treasurer or Candidate

_____ Date

Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
Thomas Wright Campaign Committee	Interim 7/12/01/02	22 09800
Start of Election Cycle: January 1, 20__	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$ 19,131.94
5) Cash on Hand at Start of Present Reporting Period	\$ 36,182.51	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$ 0	\$ 45,725.53
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$ 25,225.53
8) Contributions from Other Political Committees (CRO-1230)	\$ 500.00	\$ 14,050.00
9) Loan Proceeds (CRO-1240)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1440)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS (Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)	\$ 36,182.51 500.00	\$ 85,001.06
EXPENDITURES		
16) Disbursements (CRO-1310)		
16a) Operating Expenditures (CRO-1310)	\$ 3,000.00	\$ 62,225.31
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$ 0
16c) Coordinated Party Expenditures (CRO-1310)	\$ 4,000.00	\$ 0 4,000.00
17) Loan Repayments (CRO-1420)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-1320)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1510)	\$ 0	\$ 0
21) TOTAL EXPENDITURES (Add lines 16a, 16b, 16c, 17, 18, 19, and 20)	\$ 7,000.00	\$ 62,225.31
22) Cash on Hand at End of Reporting Period (For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)	\$ 29,682.51	\$ 29,682.51
Additional Information		
23) Non-Monetary Gifts Given to Committees (CRO-1330)	\$ 0	
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$ 0	
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$ 0	
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$ 0	
27) Parent Entity's Administrative Support (CRO-1710)	\$ 0	
28) Account Transfers (CRO-1720)	\$ 0	

6025.00
0
15,800.00
21,225.00
7274.33
4000.00
0
0
0
0
11,274.3
✓

Disbursements

1. Name of Committee or Fund Thomas Wright Campaign Committee						2. ID Number 2209800		
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursements.)								
<input checked="" type="checkbox"/> Operating Expenses				<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures		
4. Payer	a. Full Name, Mailing Address & Phone (Include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Lawrence Bewley & Associates Raleigh, NC			Reimbursed Fundraising fee		check	7-8-02	\$3,000 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (Include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	NC House Democratic Caucus Raleigh NC 27601			contribution		check	7-8-02	\$4,000 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
5. Total only this Page							\$7,000 ⁰⁰	
6. Total of ALL CRO-1310 Related Pages (only show on last page)							\$7,000 ⁰⁰	
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)								
(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)								
(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)								

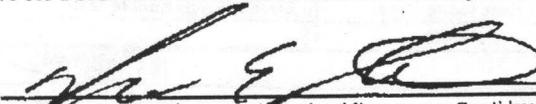
Contributions from OTHER POLITICAL COMMITTEES

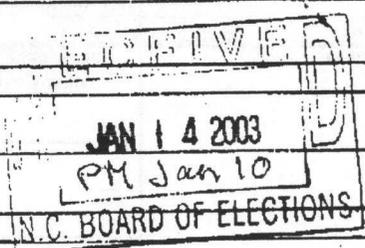
1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	New American Optimists Non-Federal, N.C. Act. PO Box 2069 Raleigh NC 27602-2069		check	4/29/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		

4. Total only this Page	\$ 500 ⁰⁰
5. Total of ALL CRO-1230 Pages <small>(This line must be on line 8 of Detailed Summary Page CRO-1100)</small>	\$ 500 ⁰⁰

Disclosure Report Cover Sheet

Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRO-2100) to make those kinds of committee changes.

1. Name of Committee or Fund				6. Date	
Thomas Wright Campaign Committee				1/7/03	
2. Address				7. (F) Number	
P.O. Box 1654				2209800	
3. City		4. State	5. Zip	8. Phone	
Wilmington		NC	28402	(910) 3505924	
9. Type of Report			10. Period Covered		11. Amendment
4th Quarter			Start	10/20/02	<input type="checkbox"/> Yes
			End	12/31/02	<input type="checkbox"/> No
12. Type of Committee or Fund (Check one)					
<input checked="" type="checkbox"/> Candidate Campaign		<input type="checkbox"/> Party		<input type="checkbox"/> Joint Fundraiser	
<input type="checkbox"/> PAC		<input type="checkbox"/> Referendum		<input type="checkbox"/> Soft Money Account	
<input type="checkbox"/> Other Fund:				<input type="checkbox"/> "Booster Fund"	
				<input type="checkbox"/> Building Fund	
13. Treasurer Name					
Darnyle Parker					
14. Assistant Treasurer Name(s)					
15. Custodian of Books Name					
16. Bank/Depository/Credit Account Information					
a. Name	b. Purpose	c. Code	d. Period Begin Balance		
Bank of America	Campaign Fund		\$	2,661	91
			\$		
			\$		
			\$		
			\$		
			\$		
CERTIFICATION					
I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.					
 Signature of Appointed Treasurer or Candidate				1/7/2003 Date	



C

Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number	
Thomas Wright Campaign Committee	4th Quarter	2209800	
Start of Election Cycle: January 1, 20	Total this Period	Total this Election Cycle	
4) Cash on Hand at Start of Election Cycle		\$19,179 ⁹⁴	
5) Cash on Hand at Start of Present Reporting Period	\$21,661 ⁹¹		
RECEIPTS			
6) Contributions from Individuals (CRO-1210)	\$1,250 ⁰⁰	\$45,725 ⁵³	
7) Contributions from Political Party Committees (CRO-1220)	\$3,000 ⁰⁰	\$25,225 ⁵³	
8) Contributions from Other Political Committees (CRO-1230)	\$30,100 ⁰⁰	\$14,650 ⁰⁰	
9) Loan Proceeds (CRO-1240)	\$0	\$0	
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$0	\$0	
11) Other Receipt Sources (CRO-1250)			
11a) Interest on Bank Accounts (CRO-1250)	\$0	\$0	
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$0	\$0	
11c) Outside Sources of Income (CRO-1250)	\$0	\$0	
12) "Goods and Services" Contributions (CRO-1260)	\$0	\$0	
13) Contributions based on Forgiven Loans (CRO-1440)	\$0	\$0	
14) 48-Hour Notice Reports Sum	\$0	\$0	
15) TOTAL RECEIPTS <i>(Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)</i>	\$34,350 ⁰⁰	\$85,700 ⁰⁶	
EXPENDITURES			
16) Disbursements (CRO-1310)			
16a) Operating Expenditures (CRO-1310)	\$11,601 ⁰⁴	\$76,225 ³¹	
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$500 ⁰⁰	\$1750 ⁰⁰	
16c) Coordinated Party Expenditures (CRO-1310)	\$0	\$4,000 ⁰⁰	
17) Loan Repayments (CRO-1420)	\$0	\$0	
18) Forgiven Loans (CRO-1440)	\$0	\$0	
19) Refunds and Reimbursements FROM the Committee (CRO-1320)	\$0	\$0	
20) In-Kind Contributions (CRO-1510)	\$0	\$0	
21) TOTAL EXPENDITURES <i>(Add lines 16a, 16b, 16c, 17, 18, 19, and 20)</i>	\$12,101 ⁰⁴	\$76,975 ³¹	
22) Cash on Hand at End of Reporting Period <i>(For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)</i>	\$43,910 ⁸⁷	\$43,910 ⁸⁷	
Additional Information			
23) Non-Monetary Gifts Given to Committees (CRO-1330)	\$0		
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$0		
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$0		
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$0		
27) Parent Entity's Administrative Support (CRO-1710)	\$0		
28) Account Transfers (CRO-1720)	\$0		

1. Name of Committee or Fund Thomas Weight Campaign Committee						2. ID Number 2209800		
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursements.)								
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees			<input type="checkbox"/> Coordinated Party Expenditures			
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Cumulus Broadcasting, Inc PO Box 687176 Milwaukee, WI 53268			Radio Ads		check	10/29/02	\$ 1063 ⁶⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	WVOR Radio Chadbourn, NC 28472			Radio Ads		check	10/31/02	\$ 450 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	North Whiteville Vol. Fire Dept. Whiteville NC 27642			meals for reception		check	10/31/02	\$ 250 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	SNAP DRAGON Tee Shirts 1220. Dock Street (910) Wilmington, NC 28401 - 7626099			Campaign Tee Shirts		checks	11/05/02	\$ 127 ⁸⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Alpha Graphics 317 SE College Rd Wilmington, NC 28403 (910) 392-0800			post cards		check	10/26/02	\$ 314 ⁷¹
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
5. Total only this Page							\$ 2,206 ¹¹	
6. Total of ALL CRO-1310 Related Pages (only show on last page)							\$	
<small>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</small>								
<small>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</small>								
<small>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>								

Disbursements

1. Name of Committee or Fund Thomas Wright Campaign Committee						2. ID Number 2209800		
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursements.)								
<input checked="" type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures				
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Rev. F. E. RAGIN 1109 MERRAE ST WILMINGTON, NC (910) 762-0424			pollworker		check	11/05/02	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date		
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Gloria Stokes (910) 4 SHIPYARD WALK 7635628 WILMINGTON NC 28401			pollworker		check	11/05/02	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date		
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	EARL GODWIN			pollworker		check	11/05/02	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date		
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Debra Stokes 1003 SE 14th Street WILMINGTON, NC (910) 343-3324			pollworker		check	11/05/02	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date		
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	St. Phillip AME Church 815 N 8th St. (910) WILMINGTON NC 28401 7623528			ment's for pollworkers		check	11/05/02	\$ 130 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date		
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
5. Total only this Page							\$ 530 ⁰⁰	
6. Total of ALL CRO-1310 Related Pages (only show on last page)							\$	
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses) (This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm) (This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)								

Disbursements

1. Name of Committee or Fund		2. ID Number	
Thomas Wright Campaign Committee		2209800	
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursements.)			
<input checked="" type="checkbox"/> Operating Expenses		<input type="checkbox"/> Coordinated Party Expenditures	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee Port City Sign Works 1707 Castle Street (SW) Wilmington NC 28401	yard signs/stakes		check
			g. Date (mm/dd/yyyy)
			11/06/02
			h. Amount
			\$ 239.32
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:	
i. If Amendment, choose change type:			j. Election Cycle Sum To Date
<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee Julia Saiter 802 Wooster St Wilmington, NC 28401	poll workers		check
			g. Date (mm/dd/yyyy)
			11/06/02
			h. Amount
			\$ 100.00
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:	
i. If Amendment, choose change type:			j. Election Cycle Sum To Date
<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee Thomas Wright 322 S 17th Street Wilmington NC 28401	reimburse		check
			g. Date (mm/dd/yyyy)
			11/5/02
			h. Amount
			\$ 500.00
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:	
i. If Amendment, choose change type:			j. Election Cycle Sum To Date
<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee Jack Barnes Campaign Committee For NC House	contribution		check
			g. Date (mm/dd/yyyy)
			10/29/02
			h. Amount
			\$ 500.00
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:	
i. If Amendment, choose change type:			j. Election Cycle Sum To Date
<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee US Postal Service Wilmington NC 28401	postage mailing/stamps		check
			g. Date (mm/dd/yyyy)
			10/28/02
			h. Amount
			\$ 236.00
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:	
i. If Amendment, choose change type:			j. Election Cycle Sum To Date
<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$
5. Total only this Page			\$ 3575.63
6. Total of ALL CRO-1310 Related Pages (only show on last page)			\$ /
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)			
(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)			
(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)			

Disbursements

1. Name of Committee or Fund Thomas Wright Campaign Committee		2. ID Number 2209800				
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursement.) <input type="checkbox"/> Operating Expenses <input type="checkbox"/> Contributions to Candidates/Political Committees <input type="checkbox"/> Coordinated Party Expenditures						
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip) New Hanover Printing 3045 Egglestonville, Ave Wilmington NC 28409	d. Purpose Printing of post cards	e. Account Number/Code	f. Form of Payment check	g. Date (mm/dd/yyyy) 11/25/02	h. Amount \$ 739.00
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip) Office Max 4915-D New Castle Dr Wilmington, NC 28405	d. Purpose office Expdit	e. Account Number/Code	f. Form of Payment check	g. Date (mm/dd/yyyy) 11/27/02	h. Amount \$ 197.00
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip) Darryl Pater 5305 Arrow Ct. Wilmington NC 28412 (910) 755-0588	d. Purpose Phone service	e. Account Number/Code	f. Form of Payment check	g. Date (mm/dd/yyyy) 12/27/02	h. Amount \$ 1000.00
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip) Thomas Wright 322 sq 17 Post road Wilmington, NC 28401	d. Purpose Postal Reimburse stamps	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy) 11/05/02	h. Amount \$ 3000.00
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip) Cumulus Broadcasting Inc Box 687176 Milwaukee, WI 53268	d. Purpose advertisment	e. Account Number/Code	f. Form of Payment check	g. Date (mm/dd/yyyy) 10/31/02	h. Amount \$ 353.00
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
5. Total only this Page					\$ 5,289.30	
6. Total of ALL CRO-1310 Related Pages (only show on last page)					\$ 11,601.04	
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses) (This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm) (This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)						

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number	
Thomas Wright Campaign Committee							22 09800	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Rev. Alonzo Bragg PO Box 1227 Elizabethtown, NC 25337-1227		check	Nov 2, 2002	<input type="checkbox"/>	<input type="checkbox"/>	\$ -50.00	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
b. Job Title/Profession <u>Minister</u>					<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field <u>Pastor</u>			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Charles Warren/ PO Box 3891 Wilmington, NC 28406		check	Nov 2, 2002	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
b. Job Title/Profession <u>Education</u>					<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Robert H Cutting 403 Summer Rest Rd. Wilmington, NC 28405		check	11/01/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 50.00	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
b. Job Title/Profession <u>professor</u>					<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field <u>UNCW</u>			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	W. S. Morris III PO Box 936 Augusta, GA 30903		check	10/15/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500.00	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
b. Job Title/Profession <u>Aggr CEO</u>					<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Kenneth L. Eudy 319 East Jones St. Raleigh, NC 27601		check	10/20/02	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
b. Job Title/Profession <u>Attorney</u>					<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
4. Total only this Page							\$ 950.00	
5. Total of ALL CRO-1210 Pages (only show on last page)							\$	
<i>(This line must be on line 6 of Detailed Summary Page CRO-1100)</i>								

Contributions from INDIVIDUALS

1. Name of Committee or Fund						2. ID Number	
Thomas Weigh Campaign Committee						2209800	
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Robert Atkinson Cutting 403 Summer Rest Rd Wilmington, NC 28405		check	11/9/02	<input type="checkbox"/>	<input type="checkbox"/>	\$500 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$100 ⁰⁰	
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	William B. Sullivan 1901 Rummeyard Rd. Winston-Salem, NC 27104		check	10/18/02	<input type="checkbox"/>	<input type="checkbox"/>	\$250 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$	
4. Total only this Page						\$300 ⁰⁰	
5. Total of ALL CRO-1210 Pages (only show on last page)						\$1250 ⁰⁰	
<small>(This line must be on line 6 of Detailed Summary Page CRO-1100)</small>							

Contributions from POLITICAL PARTY COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Thomas Wright Campaign Committee		2209800				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Democratic Senatorial Campaign Committee, 430 SE Capitol St. SE, Washington, DC 20003		check	10/03/02	<input type="checkbox"/>	\$ 3,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 3,000 ⁰⁰	
5. Total of ALL CRO-1220 Pages (only show on last page)					\$ 3,000 ⁰⁰	
<i>(This line must be on line 7 of Detailed Summary Page CRO-1100)</i>						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
Thomas Weight Campaign Committee						2202800
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Hospital Association PAC PO Box 4449 CARY, NC 27519-4449		check	10/30/02	<input type="checkbox"/>	\$ 2000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Association Long Term Care Facilities CARE PAC 4010 Barrett Dr. Ste. 102 Raleigh NC 27609		check	10/30/02	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Resident Leaders of NC PAC 3328-C Bridges St Morehead City, NC 28557		check	10/28/02	<input type="checkbox"/>	\$ 300 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Association of Nurse Anesthetists PAC 1418 AVONBORD RD GARNER, NC 27529		check	10/28/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Medical Society PAC PO Box 25834 Raleigh, NC 27611		check	10/28/02	<input type="checkbox"/>	\$ 2,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
4. Total only this Page						\$ 5,050 ⁰⁰
5. Total of ALL CRO-1230 Pages (only show on last page)						\$
(This line must be on line 8 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Thomas Wright Campaign Committee		2209800				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC. Park Council PAC 2300 Rexwoods DR. Suite 370 Raleigh NC 27607		check	10/15/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Bank of America PAC Charlotte NC 28202		check	10/20/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Kennedy, Louington, Jabbella Hickman LLC PAC 431 Fayetteville Street Mail Raleigh, NC 27602		check	10/20/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Pill PAC 702 N. Person St Raleigh NC 27604		check	10/25/02	<input type="checkbox"/>	\$ 300 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Microsoft Corp. PAC 16011 NE 36th Way Redmond, WA 98073		check	10/11/02	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 2,050 ⁰⁰	
5. Total of ALL CRO-1230 Pages (only show on last page)					\$	
<small>(This line must be on line 8 of Detailed Summary Page CRO-1100)</small>						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Thomas Wright Campaign Committee		2209800				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	OB - Gyn PAC of Education 101 Battlesha Dr. Greenville, NC 27834		check	10/29/02	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Orthopedic PAC PO Box 10707 Raleigh NC 27605		check	10/20/02	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Assoc. for Home & Hospice Care of N.C. PAC 226 W. Millbrook Rd. Raleigh, NC 27609		check	10/20/02	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	The Glaxo SmithKline PAC F. W. Moore Dr. Research Triangle Park, NC 27704		check	10/29/02	<input type="checkbox"/>	\$ 1,000.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Rentators PAC 421 Fayetteville St Raleigh NC 27601		check	10/29/02	<input type="checkbox"/>	\$ 1,000.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 3,000.00	
5. Total of ALL CRO-1230 Pages (This line must be an line 4 of Detailed Summary Page CRO-1100)					\$	

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Thomas Wright Campaign Committee		2209800				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Home Builders Assoc Build PAC PO Box 94090 Raleigh, NC 27624		check	10/24/02	<input type="checkbox"/>	\$500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Progress Energy PAC PO Box 1510 Raleigh NC 27602		check	10/24/02	<input type="checkbox"/>	\$1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Citizens for Higher Education 10709 Brassettle Rd. Raleigh, NC 27614-9599		check	10/24/02	<input type="checkbox"/>	\$1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Merchants PAC of NC 601 St. Marys St. Raleigh, NC 27605		check	10/24/02	<input type="checkbox"/>	\$100 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Sprint Corp. Mid-Atlantic PAC 434 Fayetteville St. Mall Suite 1660 Raleigh, NC 27601		check	10/15/02	<input type="checkbox"/>	\$500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$3,100 ⁰⁰	
5. Total of ALL CRO-1230 Pages <small>(This line must be on line 8 of Detailed Summary Page CRO-1100)</small>					\$	

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
						2209800
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Nationwide Carolina PAC One Nationwide Plaza Columbus, Oh. 43216		check	10/15/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Duke Energy Corp. PAC 422 SE Church St. Charlotte, NC. 28202		check	10/10/02	<input type="checkbox"/>	\$ 750 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC. ASSN. of Insurance & Financial Advisors PAC. 875 Washington St. Suite 1 Raleigh, NC. 27605		check	10/10/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC. Beer & Wine Wholesalers Assn. PAC. 210 N. Person St. Raleigh, NC. 27611		check	10/19/02	<input type="checkbox"/>	\$ 1,500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	F.C.B. Combined PAC. PO Box 27131 Raleigh, NC 27611		check	10/20/02	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input checked="" type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
4. Total only this Page						\$ 3,500 ⁰⁰
5. Total of ALL CRO-1230 Pages (only show on last page)						\$
(This line must be on line 8 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
						2209800
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	The N.C. Chiropractic PAC 4159 Talbert Blvd Lexington, NC 27292		check	10/20/02	<input type="checkbox"/>	\$1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Credit Union PAC Greensboro NC		check	10/24/02	<input type="checkbox"/>	\$250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	CASH America International Inc PAC 1600 W 7th St. Fort Worth, TX 76102		check	10/22/02	<input type="checkbox"/>	\$500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Engineers for Better Govt. 111 N. Boylan Ave. Raleigh, NC 27603		check	10/24/02	<input type="checkbox"/>	\$400 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Pfizer PAC 235 East 42nd St. New York, NY 10017		check	11/06/02	<input type="checkbox"/>	\$500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page						\$2,650 ⁰⁰
5. Total of ALL CRO-1230 Pages (only show on last page)						\$
(This line must be an line A of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
						2209800
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Wyeck Good Government Fund FIVE GIRALDA FARMS MADISON NJ. 07440		check	11/06/02	<input type="checkbox"/>	\$500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	MCI Telecommunications Corp PAC 155 Jupiter Creek Blvd Pinehurst, NC 28374		check	02/31/02	<input type="checkbox"/>	\$250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Wachovia N.C. employees good govt. fund 301 So College St Charlotte, NC 28288		check	11/06/02	<input type="checkbox"/>	\$750 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Norfolk Southern Corp Good Govt Fund. Three Commercial Place Norfolk VA. 23510		check	11/06/02	<input type="checkbox"/>	\$100 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Manufactured Housing PAC PO Box 58648 Raleigh, NC 27658		check	11/06/02	<input type="checkbox"/>	\$150 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:						h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete
						i. Election Cycle Sum to Date \$
4. Total only this Page						\$1,750 ⁰⁰
5. Total of ALL CRO-1230 Pages (This line must be on line 8 of Detailed Summary Page CRO-1100)						\$

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
						2209800
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NOVARTIS Employee Good Govt Fund 701 PENNSYLVANIA AVE. NW Suite 725 Washington, DC 20004		check	11/06/02	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Philip Morris Companies PAC 120 Park Ave. New York, NY 10017		check	11/06/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Philip Morris Companies PAC 120 Park Ave New York, NY 10017		check	11/06/02	<input type="checkbox"/>	\$ 200 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Southeastern Radiology PAC 1329 Robeson St. Fayetteville, NC 28305		check	11/06/02	<input type="checkbox"/>	\$ 1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	AIA - PAC 115 W. MORGAN ST. Raleigh, NC 27601		check	11/06/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
4. Total only this Page						\$ 2,000 ⁰⁰
5. Total of ALL CRO-1230 Pages (only show on last page)						\$
(This line must be on line 8 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
		2209800				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Vending Assoc. PAC 3200 Croasdale Dr. suite 603 Durham, NC 27705		check	10/06/02	<input type="checkbox"/>	\$ 350 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Eye PAC N.C. Society of Eye Physicians & Surgeons PO Box 99629 Raleigh, NC 27624		check	11/06/02	<input type="checkbox"/>	\$ 300 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Eastern Band of Cherokee Indians PO Box 455 Cherokee, NC 28719		check	11/06/02	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC BANK PAC PO Box 19999 Raleigh, NC 27619		check	10/25/02	<input type="checkbox"/>	\$ 600 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Assoc. of Commerce Stores PAC PO Box 226 Raleigh, NC 27602		check	11/06/02	<input type="checkbox"/>	\$ 300 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 2,050 ⁰⁰	
5. Total of ALL CRO-1230 Pages (only show on last page)					\$	
<i>(This line must be on line 8 of Detailed Summary Page CRO-1100)</i>						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number	
						2209800	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	ANNSPAC - NC Society of Anesthesiologists PO Box 98629 Raleigh, NC 27624		check	11/06/02	<input type="checkbox"/>	\$ 500 ⁰⁰	
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
g. Type of Committee						i. Election Cycle Sum to Date	
<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:						<input type="checkbox"/> Add <input type="checkbox"/> Delete \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	Critical Health Systems PAC 41761 Shrapstone Ln Raleigh, NC 27615		check	11/06/02	<input type="checkbox"/>	\$ 500 ⁰⁰	
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
g. Type of Committee						i. Election Cycle Sum to Date	
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:						<input type="checkbox"/> Add <input type="checkbox"/> Delete \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	WAPAC 2513 Delaney Ave - Wilmington, NC 28403		check	11/06/02	<input type="checkbox"/>	\$ 1,000 ⁰⁰	
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
g. Type of Committee						i. Election Cycle Sum to Date	
<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:						<input type="checkbox"/> Add <input type="checkbox"/> Delete \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	WAPAC 2513 Delaney Ave Wilmington, NC 28403		check	11/06/02	<input type="checkbox"/>	\$ 2,500 ⁰⁰	
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
g. Type of Committee						i. Election Cycle Sum to Date	
<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:						<input type="checkbox"/> Add <input type="checkbox"/> Delete \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	N.C. Academy of Trial Lawyers PAC PO Box 10918 Raleigh, NC 27605		check	11/20/02	<input type="checkbox"/>	\$ 250 ⁰⁰	
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
						<input type="checkbox"/>	\$
g. Type of Committee						i. Election Cycle Sum to Date	
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:						<input type="checkbox"/> Add <input type="checkbox"/> Delete \$	
4. Total only this Page						\$ 4,750 ⁰⁰	
5. Total of ALL CRO-1230 Pages (only show on last page)						\$	
(This line must be on line R of Detailed Summary Page CRO-1100)							

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund Thomas Wright Campaign Committee					2. ID Number 2209800	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Alltel Action Alliance		check	11/25/02	<input type="checkbox"/>	\$200.00
	PO Box 625				<input type="checkbox"/>	\$
	Matthews, NC 28106				<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
4. Total only this Page					\$ 200.00	
5. Total of ALL CRO-1230 Pages <small>(This line must be on line 8 of Detailed Summary Page CRO-1100)</small>					\$ 30,100.00	

Late

Disclosure Report Cover Sheet

Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRO-2100) to make those kinds of committee changes.

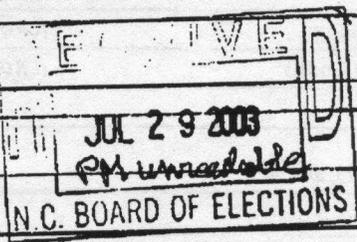
1. Name of Committee or Fund Thomas Wright Campaign Committee		6. Date 7/25/03
2. Address P. O. Box 1654		7. ID Number

3. City Wilmington	4. State NC	5. Zip 28402	8. Phone (910) 3505921
------------------------------	-----------------------	------------------------	----------------------------------

9. Type of Report mid year	10. Period Covered Start: 01/01/03 End: 07/20/03	11. Amendment <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
--------------------------------------	--	---

12. Type of Committee or Fund (Check one)			
<input checked="" type="checkbox"/> Candidate Campaign	<input type="checkbox"/> Party	<input type="checkbox"/> Joint Fundraiser	<input type="checkbox"/> "Booster Fund"
<input type="checkbox"/> PAC	<input type="checkbox"/> Referendum	<input type="checkbox"/> Soft Money Account	<input type="checkbox"/> Building Fund
<input type="checkbox"/> Other Fund:			

13. Treasurer Name Darryle Parker
14. Assistant Treasurer Name(s)

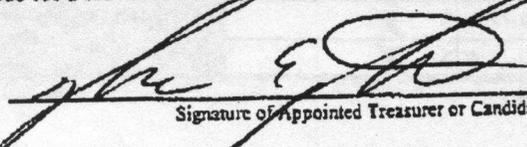


15. Custodian of Books Name

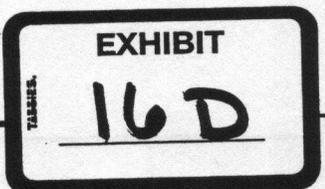
16. Bank/Depository/Credit Account Information			
a. Name	b. Purpose	c. Code	d. Period Begin Balance
Bank America	Campaign Fund		\$ 21,661.91
			\$
			\$
			\$
			\$
			\$

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.


 Signature of Appointed Treasurer or Candidate

7/25/03
 Date



Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
Thomas Wright Campaign Center	mid year	2209800
Start of Election Cycle: January 1, 20____	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$19,131.94
5) Cash on Hand at Start of Present Reporting Period	\$21,661.91	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$ 0	\$46,097.55
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$28,225.53
8) Contributions from Other Political Committees (CRO-1230)	\$ 0	\$34,750.00
9) Loan Proceeds (CRO-1410)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1440)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS (Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)	\$ 0	\$108,951.06
EXPENDITURES		
16) Disbursements (CRO-1310)		
16a) Operating Expenditures (CRO-1310)	\$ 0	\$82,826.35
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$2,250.00
16c) Coordinated Party Expenditures (CRO-1310)	\$ 0	\$4,000.00
17) Loan Repayments (CRO-1420)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-1320)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1510)	\$ 0	\$ 0
21) TOTAL EXPENDITURES (Add lines 16a, 16b, 16c, 17, 18, 19, and 20)	\$ 0	\$89,076.35
22) Cash on Hand at End of Reporting Period (For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)	\$21,661.91	\$21,661.91
Additional Information		
23) Non-Monetary Gifts Given to Committees (CRO-1330)	\$ 0	
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$ 0	
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$ 0	
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$ 0	
27) Parent Entity's Administrative Support (CRO-1710)	\$ 0	
28) Account Transfers (CRO-1720)	\$ 0	

Disbursements

1. Name of Committee or Fund <i>Thomas Wright Campaign Comm</i>						2. ID Number <i>2209800</i>		
3. Type of Disbursement <small>(Please use separate CRO-1310 forms for each type of Disbursements.)</small>								
<input type="checkbox"/> Operating Expenses				<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures		
4. Payee	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
5. Total only this Page								\$ <i>0</i>
6. Total of ALL CRO-1310 Related Pages <small>(only show on last page)</small>								\$ <i>0</i>
<small>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</small>								
<small>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</small>								
<small>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>								

CRO-1310

NC State Board of Elections

June 2002

Contributions from INDIVIDUALS

1. Name of Committee or Fund						2. ID Number	
Thomas Wright Campaign Committee						2209800	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession		j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession		j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession		j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession		j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession		j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession		j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		
4. Total only this Page						\$	
5. Total of ALL CRO-1210 Pages (only show on last page)						\$	
(This line must be on line 6 of Detailed Summary Page CRO-1100)							

Contributions from POLITICAL PARTY COMMITTEES

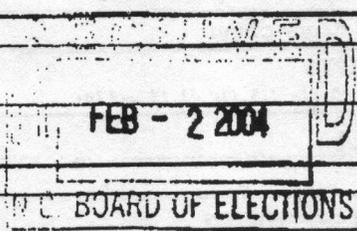
1. Name of Committee or Fund <i>Thomas Wright Campaign Committee</i>					2. ID Number <i>22 09800</i>	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
4. Total only this Page					\$	<i>0</i>
5. Total of ALL CRO-1220 Pages <small>(This line must be on line 7 of Detailed Summary Page CRO-1100)</small>					\$	<i>0</i>

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund <i>Thomas Wright Campaign Committee</i>				2. ID Number <i>2209800</i>		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/>	f. Amount \$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/>	f. Amount \$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/>	f. Amount \$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/>	f. Amount \$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/>	f. Amount \$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$	<i>0</i>
5. Total of ALL CRO-1230 Pages <i>(This line must be on line 8 of Detailed Summary Page CRO-1100)</i>					\$	<i>0</i>

Disclosure Report Cover Sheet

Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRO-2100) to make those kinds of committee changes.

1. Name of Committee or Fund <i>Committee to Elect Thomas E. Wright</i>				6. Date <i>1/29/04</i>	
2. Address <i>P.O. Box 1654</i>				7. ID Number <i>2209800</i>	
3. City <i>Wilmington</i>		4. State <i>NC</i>	5. Zip <i>28402</i>	8. Phone <i>1877/364-6586</i>	
9. Type of Report <i>YEAR END Semi-ANNUAL</i>				10. Period Covered	
				Start <i>7/30/03</i>	11. Amendment <input type="checkbox"/> Yes
				End <i>12/30/03</i>	<input type="checkbox"/> No
12. Type of Committee or Fund (Check one)					
<input checked="" type="checkbox"/> Candidate Campaign		<input type="checkbox"/> Party		<input type="checkbox"/> Joint Fundraiser	
<input type="checkbox"/> PAC		<input type="checkbox"/> Referendum		<input type="checkbox"/> Soft Money Account	
<input type="checkbox"/> Other Fund:				<input type="checkbox"/> "Booster Fund"	
				<input type="checkbox"/> Building Fund	
13. Treasurer Name <i>Darryle Parker</i>					
14. Assistant Treasurer Name(s)					
15. Custodian of Books Name					
					
16. Bank/Depository/Credit Account Information					
a. Name	b. Purpose	c. Code	d. Period Begin Balance		
<i>Bank America</i>	<i>checking</i>		<i>\$ 33,861⁹¹</i>		
			\$		
			\$		
			\$		
			\$		
			\$		

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature]

 Signature of Appointed Treasurer or Candidate

1/29/04

 Date

Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
Committee to elect Thomas R. Wright	YEAR END Semi-Annual	2209800
Start of Election Cycle: January 1, 20____	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$ 19,131.94
5) Cash on Hand at Start of Present Reporting Period	\$ 21,661.91	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$ 4,200.00	\$ 46,975.53
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$ 28,225.53
8) Contributions from Other Political Committees (CRO-1230)	\$ 8,000.00	\$ 34,750.00
9) Loan Proceeds (CRO-1410)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1440)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS (Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)	\$ 12,200.00	\$ 109,951.06
EXPENDITURES		
16) Disbursements (CRO-1210)		
16a) Operating Expenditures (CRO-1310)	\$ 0	\$ 82,826.35
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$ 2,250.00
16c) Coordinated Party Expenditures (CRO-1310)	\$ 0	\$ 4,000.00
17) Loan Repayments (CRO-1420)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-1320)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1510)	\$ 0	\$ 0
21) TOTAL EXPENDITURES (Add lines 16a, 16b, 16c, 17, 18, 19, and 20)	\$ 0	\$ 89,076.35
22) Cash on Hand at End of Reporting Period (For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 31)	\$ 33,861.91	\$ 33,861.91
Additional Information		
23) Non-Monetary Gifts Given to Committees (CRO-1330)	\$ 0	
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$ 0	
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$ 0	
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$ 0	
27) Parent Entity's Administrative Support (CRO-1710)	\$ 0	
28) Account Transfers (CRO-1720)	\$ 0	

Contributions from INDIVIDUALS

1. Name of Committee or Fund						2. ID Number	
Committee to elect Thomas F. Wright						2209800	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Linda U. Smith 220 BRASCOTE LN. WILMINGTON, NC 28412 910 793-4119		check	10/21/03	<input type="checkbox"/>	<input type="checkbox"/>	\$ 125.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete						k. Election Cycle Sum to Date	
						\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	MR. & MRS Bob MEKoy 711 Valley Brook Rd. Wilmington, NC 28412 (910) 395-1430		check	10/30/03	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete						k. Election Cycle Sum to Date	
						\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	BRADLEY J. BRUESTLE 3276 Camden Circle Wilmington, NC 28403 (910) 343-0505		check	10/30/03	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete						k. Election Cycle Sum to Date	
						\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Linda A. Pearce 602 Weight St. Wilmington, NC 28401 (910) 763-0255		check	10/20/03	<input type="checkbox"/>	<input type="checkbox"/>	\$ 25.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete						k. Election Cycle Sum to Date	
						\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Geeth B. Todd 114 Mercier Ave Wilmington, NC 28403 (910) 763-5943		check	10/21/03	<input type="checkbox"/>	<input type="checkbox"/>	\$ 125.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete						k. Election Cycle Sum to Date	
						\$	
4. Total only this Page							\$ 575.00
5. Total of ALL CRO-1210 Pages (only show on last page)							\$
(This line must be on line 6 of Detailed Summary Page CRO-1100)							

Contributions from INDIVIDUALS

1. Name of Committee or Fund				2. ID Number				
Committee to Elect Thomas F. Wright				2209800				
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip) Ernest B. Fullwood P.O. Box 1557 Wilmington, NC 28402 (910) 256-3891				check	10/14/03	<input type="checkbox"/>	<input type="checkbox"/>	\$250.00
b. Job Title/Profession Judge						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field Superior Court			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip) Alfred Thomas 4501 PRIOR DR. #137 Wilmington, NC 28412 (910) 254-4690				check	10/20/03	<input type="checkbox"/>	<input type="checkbox"/>	\$125.00
b. Job Title/Profession CFO						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field New Hanover Community Health			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip) Abdul & Beverly Shareef 208 S. 13th Street Wilmington, NC 28401 (910) 763-0627				check	10/25/03	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00
b. Job Title/Profession						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip) Carolyn F. Nowak 4229 Thursley Rd. Wilmington, NC 28412 (910) 395-4955				check	10/30/03	<input type="checkbox"/>	<input type="checkbox"/>	\$250.00
b. Job Title/Profession Sales						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field Real Estate			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip) Allan R. Dameron 270 -B Brunswick Ave. W. Holden Beach, NC 28462				check	10/29/03	<input type="checkbox"/>	<input type="checkbox"/>	\$250.00
b. Job Title/Profession Realtor						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field			j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
4. Total only this Page								\$
5. Total of ALL CRO-1210 Pages (only show on last page)								\$975.00
(This line must be on line 6 of Detailed Summary Page CRO-1100)								\$

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number	
committee to elect Thomas F. Wright							2209900	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	S. R. Rudd Jr. 210 COUNTRY CLUB DR OAK ISLAND, NC 28465 910/278-6523		check	10/30/03	<input type="checkbox"/>	<input type="checkbox"/>	\$1500.00	
			check	10/30/03	<input type="checkbox"/>	<input type="checkbox"/>	\$1500.00	
b. Job Title/Profession							k. Election Cycle Sum to Date	
REAL ESTATE							\$300.00	
c. Employer's Name/Specific Field							j. If Amendment, choose change type:	
							<input type="checkbox"/> Add <input type="checkbox"/> Delete	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Winfred S. McCoy 117 MARSHFIELD DR. WILMINGTON, NC 28411		check	10/29/03	<input type="checkbox"/>	<input type="checkbox"/>	\$250.00	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
b. Job Title/Profession							k. Election Cycle Sum to Date	
910 681-0508							\$	
c. Employer's Name/Specific Field							j. If Amendment, choose change type:	
							<input type="checkbox"/> Add <input type="checkbox"/> Delete	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Linda J. Coite 4909 SHAFTESBURY PL WILMINGTON, NC 28409 (910) 392-5364		check	10/30/03	<input type="checkbox"/>	<input type="checkbox"/>	\$750.00	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
b. Job Title/Profession							k. Election Cycle Sum to Date	
Sales Real Estate							\$	
c. Employer's Name/Specific Field							j. If Amendment, choose change type:	
NETWORK REAL ESTATE							<input type="checkbox"/> Add <input type="checkbox"/> Delete	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Kenneth & Shuley Wooden 4610 Bentley Ave. WILMINGTON, NC 28409 (910) 392-3592		check	10/30/03	<input type="checkbox"/>	<input type="checkbox"/>	\$250.00	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
b. Job Title/Profession							k. Election Cycle Sum to Date	
Planner & Design Engineer							\$	
c. Employer's Name/Specific Field							j. If Amendment, choose change type:	
Werner & Associates							<input type="checkbox"/> Add <input type="checkbox"/> Delete	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Dr. Roger L Gause DDS 417 N 7th Street WILMINGTON, NC 28401 (910) 762-5961		check	10/30/03	<input type="checkbox"/>	<input type="checkbox"/>	\$500.00	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
b. Job Title/Profession							k. Election Cycle Sum to Date	
Dentist							\$	
c. Employer's Name/Specific Field							j. If Amendment, choose change type:	
Roger L Gause DDS							<input type="checkbox"/> Add <input type="checkbox"/> Delete	
4. Total only this Page							\$2050.00	
5. Total of ALL CRO-1210 Pages (only show on last page)							\$	
(This line must be on line 6 of Detailed Summary Page CRO-1100)								

Contributions from INDIVIDUALS

1. Name of Committee or Fund				2. ID Number			
Committee to Elect Thomas R. Wright				2209800			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Wilma & Windell Daniels 501 Edgewater Club Rd. Wilmington, NC 28405 (910) 686-9437		check	10/30/03	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession				k. Election Cycle Sum to Date			
CEO & Director				\$			
c. Employer's Name/Specific Field				j. If Amendment, choose change type:			
Daniels Development				<input type="checkbox"/> Add <input type="checkbox"/> Delete			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Shirley M. Strongstaben 475 Hoover Rd. Hamstead, N.C. 28443 (910) 270-4697		check	11/5/03	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession				k. Election Cycle Sum to Date			
SALES EXEC.				\$			
c. Employer's Name/Specific Field				j. If Amendment, choose change type:			
REAL ESTATE				<input type="checkbox"/> Add <input type="checkbox"/> Delete			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Paul D. Boney 2528 Independence Blvd Suite Two Hundred Wilmington, NC 28412 (910) 790-9901		check	11/13/03	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession				k. Election Cycle Sum to Date			
PROSECUTOR				\$			
c. Employer's Name/Specific Field				j. If Amendment, choose change type:			
Boney Antichuck				<input type="checkbox"/> Add <input type="checkbox"/> Delete			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession				k. Election Cycle Sum to Date			
				\$			
c. Employer's Name/Specific Field				j. If Amendment, choose change type:			
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
b. Job Title/Profession				k. Election Cycle Sum to Date			
				\$			
c. Employer's Name/Specific Field				j. If Amendment, choose change type:			
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			
4. Total only this Page				\$ 600.00			
5. Total of ALL CRO-1210 Pages (only show on last page)				\$ 4200.00			
(This line must be on line 6 of Detailed Summary Page CRO-1100)							

Contributions from POLITICAL PARTY COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Committee to elect Thomas E. Wright		2209800				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/> \$	f. Amount \$
					<input type="checkbox"/> \$	\$
					<input type="checkbox"/> \$	\$
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/> \$	f. Amount \$
					<input type="checkbox"/> \$	\$
					<input type="checkbox"/> \$	\$
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/> \$	f. Amount \$
					<input type="checkbox"/> \$	\$
					<input type="checkbox"/> \$	\$
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/> \$	f. Amount \$
					<input type="checkbox"/> \$	\$
					<input type="checkbox"/> \$	\$
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/> \$	f. Amount \$
					<input type="checkbox"/> \$	\$
					<input type="checkbox"/> \$	\$
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind <input type="checkbox"/> \$	f. Amount \$
					<input type="checkbox"/> \$	\$
					<input type="checkbox"/> \$	\$
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
4. Total only this Page					\$	
5. Total of ALL CRO-1220 Pages (only show on last page)					\$	
<i>(This line must be on line 7 of Detailed Summary Page CRO-1100)</i>						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Committee to Elect Thomas F. Weight		2209800				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	The GlaxoSmithKline PAC Five Moore Drive Research Triangle Park, NC 27709		check	8/30/03	<input type="checkbox"/>	\$1000.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Nurses Association PAC		check	9/1/03	<input type="checkbox"/>	\$1000.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Wilmington Anesthesiologist Assn 1602 Physicians Drive, 104 Wilmington, NC 28401		check	10/20/03	<input type="checkbox"/>	\$4000.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. RPAC #1 HANOVER Place, Suite 109 RALEIGH, NC 27601		check	10/13/03	<input type="checkbox"/>	\$500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Merck PAC 601 PENNSYLVANIA Ave. NW North Building, Suite 1200 WASHINGTON, DC 20004		check	10/30/03	<input type="checkbox"/>	\$250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$6750.00	
5. Total of ALL CRO-1230 Pages (This line must be on line 8 of Detailed Summary Page CRO-1100)					\$	

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund					2. ID Number	
Committee to elect Thomas K. Wright					2209800	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	AZ PAC 1800 Concord Pike P.O. Box 16438 Wilmington, DE 19850-5438		check	11/20/03	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input checked="" type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NCNA PAC 968 Trinity Rd. Raleigh, NC 27607 (910) 816-9119		check	12/22/03	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	J.M. Family Enterprises Inc. Political Action Committee 190 N.W. 12th Ave. Deerfield Beach Fl. 33442		check	12/22/03	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
4. Total only this Page					\$ 1250.00	
5. Total of ALL CRO-1230 Pages					\$ 8000.00	
<i>(This line must be on line 8 of Detailed Summary Page CRO-1100)</i>						

Disbursements

1. Name of Committee or Fund <i>Committee to Elect Thomas E. Weight</i>						2. ID Number <i>2209800</i>		
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursements)</i>								
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees			<input type="checkbox"/> Coordinated Party Expenditures			
4. Payee	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
								\$
								\$
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
5. Total only this Page							\$	
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>							\$	
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i>								
<i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i>								
<i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>								

Disclosure Report Cover Sheet

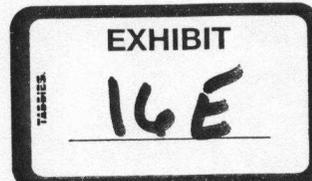
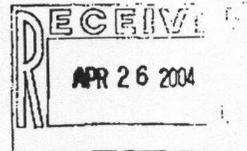
Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant; treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRG-2100) to make those kinds of committee changes.

1. Name of Committee or Fund <i>Thomas E. Wright, committee to elect</i>		6. Date <i>4/26/04</i>	
2. Address <i>P.O. Box 1654</i>		7. ID Number <i>2209800</i>	
3. City <i>Wilmington</i>	4. State <i>NC</i>	5. Zip <i>28402</i>	8. Phone <i>1-877-364-6585</i>
9. Type of Report <i>1st Quarter</i>		10. Period Covered Start: _____ End: _____	
11. Amendment Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			
12. Type of Committee or Fund (Check one)			
<input checked="" type="checkbox"/> Candidate Campaign		<input type="checkbox"/> Party	
<input type="checkbox"/> PAC		<input type="checkbox"/> Referendum	
<input type="checkbox"/> Other Fund		<input type="checkbox"/> Joint Fundraiser	
		<input type="checkbox"/> Soft Money Account	
		<input type="checkbox"/> "Booster Fund"	
		<input type="checkbox"/> Building Fund	
13. Treasurer Name			
14. Assistant Treasurer Name(s)			
15. Custodian of Books Name			
16. Bank/Depository/Credit Account Information			
a. Name <i>Bank America</i>	b. Purpose <i>checking</i>	c. Code	d. Period Begin Balance <i>\$42,461.94</i>
			\$
			\$
			\$
			\$
			\$
<p>CERTIFICATION</p> <p>I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or state PAC. I further say that this report is complete, true and correct.</p> <p><i>Thomas E. Wright</i> <i>4/26/04</i> <small>Signature of Appointed Treasurer or Candidate</small> <small>Date</small></p>			

CRG-1000

NC State Board of Elections

February 2002



Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
Committee to elect Thomas R. Wright	First Quarter	2209800
Start of Election Cycle: January 1, 20__	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$ 21,661 ⁹⁴
5) Cash on Hand at Start of Present Reporting Period	\$ 33,861 ⁹⁴	
RECEIPTS		
6) Contributions from Individuals (CRO-1218)	\$ 1,100 ⁹⁴	\$ 4200 ⁹⁴
7) Contributions from Political Party Committees (CRO-1219)	\$ 0	\$ 0
8) Contributions from Other Political Committees (CRO-1220)	\$ 2,500 ⁹⁴	\$ 8000 ⁹⁴
9) Loan Proceeds (CRO-1221)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1222)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1223)		
11a) Interest on Bank Accounts (CRO-1224)	\$ 0	\$ 0
11b) Contributions from Not-for-Profit Organizations (CRO-1225)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1226)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1227)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1440)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS <small>(Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)</small>	\$ 42,461 ⁹⁴	\$ 33,861 ⁹⁴
EXPENDITURES		
16) Disbursements (CRO-1228)		
16a) Operating Expenditures (CRO-1229)	\$ 0	\$ 0
16b) Contributions to Candidates/Political Committees (CRO-1230)	\$ 0	\$ 0
16c) Coordinated Party Expenditures (CRO-1231)	\$ 0	\$ 0
17) Loan Repayments (CRO-1232)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-1222)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1233)	\$ 0	\$ 0
21) TOTAL EXPENDITURES <small>(Add lines 16a, 16b, 16c, 17, 18, 19, and 20)</small>	\$ 0	\$ 0
22) Cash on Hand at End of Reporting Period <small>(For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)</small>	\$ 42,461 ⁹⁴	\$ 33,861 ⁹⁴
Additional Information		
23) Non-Monetary Gifts Given to Committee (CRO-1234)	\$ 0	
24) Outstanding Loans (including loans from other campaigns) (CRO-1438)	\$ 0	
25) Debts and Obligations owed BY the Committee (CRO-1418)	\$ 0	
26) Debts and Obligations owed TO the Committee (CRO-1426)	\$ 0	
27) Parent Entity's Administrative Support (CRO-1216)	\$ 0	
28) Account Transfers (CRO-1224)	\$ 0	

Contributions from INDIVIDUALS

1. Name of Contributor Fund		2. ID Number					
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip) Rufus L. Edmiston 132 S. Salisbury Street Raleigh NC 27601 919	d. Account Number/Code	e. Form of Payment check	f. Date (mm/dd/yyyy) 3/5/04	g. In-Kind	h. Prior Report	i. Amount \$ 200.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field Attorney	j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$		<input type="checkbox"/>	<input type="checkbox"/>
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip) Roxie Charles Morrison 1833 Kings Landing Rd. Hamstead, NC 28443 919 870-3683	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy) 3/19/04	g. In-Kind	h. Prior Report	i. Amount \$ 250.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field Consultant & Attorney	j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$		<input type="checkbox"/>	<input type="checkbox"/>
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip) Roger W. Bone PO Box 38586 Raleigh, NC 27611 919 832-0207	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy) 2/25/04	g. In-Kind	h. Prior Report	i. Amount \$ 250.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field Home & Business	j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$		<input type="checkbox"/>	<input type="checkbox"/>
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip) Francine Durham 1728 WYSONG CT. Raleigh, NC 27612 (919) 781-2749	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy) 2/25/04	g. In-Kind	h. Prior Report	i. Amount \$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field Secret Security Administration	j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$		<input type="checkbox"/>	<input type="checkbox"/>
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip) John B. McMillan 2830 Woodrow Dr. Raleigh, NC 27609 (919) 787-5679	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy) 2/25/04	g. In-Kind	h. Prior Report	i. Amount \$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$		<input type="checkbox"/>	<input type="checkbox"/>
4. Total on this Page							\$ 900.00
5. Total of ALL CRO-1210 Pages (only show on last page)							\$

Contributions from OTHER POLITICAL COMMITTEES

Page 1 of 3

1. Name of Committee or Fund		2. ID Number					
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	N.C. R PAC #1 Hanover Place Suite 1109 Raleigh, NC 27601		check	3/5/04	<input type="checkbox"/>	\$ 500 ⁰⁰	
c. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		b. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		f. Election Cycle Sum to Date \$			
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	PSNC Energy PAC 1312 Annapolis Dr Suite 200 Raleigh NC 27608		check	2/25/04	<input type="checkbox"/>	\$ 500 ⁰⁰	
c. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		b. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		f. Election Cycle Sum to Date \$			
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	Assoc. for Home & Neigborhood Care PAC 226 W. Millbrook Rd. Raleigh, NC 27609 (919) 848-3450		check	2/25/04	<input type="checkbox"/>	\$ 250 ⁰⁰	
c. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		b. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		f. Election Cycle Sum to Date \$			
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	THE N.C. Financial Assoc. PAC PO Box 1949 Raleigh, NC 27602		check	2/25/04	<input type="checkbox"/>	\$ 250 ⁰⁰	
c. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		b. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		f. Election Cycle Sum to Date \$			
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
	United Transportation Union PAC 204 Forest Manor Dr Gardner, NC 27529		check	2/25/04	<input type="checkbox"/>	\$ 500 ⁰⁰	
c. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		b. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		f. Election Cycle Sum to Date \$			
4. Total only this Page						\$ 2,000 ⁰⁰	
5. Total of ALL CRO-1230 Pages						\$	
*This line must be on line 8 of Detailed Summary Page CRO-1100							

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number					
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)		b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Assoc. of Educators PAC 700 S. Salisbury St. Suite 208 NCAE Center Raleigh, NC 27611			check	2/25/04	<input type="checkbox"/>	\$ 2,000.00
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)		b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Beer & Wine Wholesalers Assoc. PAC P.O. Box 25458 Raleigh, NC 27611 (719) 828-1161			check	2/25/04	<input type="checkbox"/>	\$ 1,000.00
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)		b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Bellsouth Employees NC PAC 1522 Bellsouth Plaza 300 South Beaufort St Charlotte, NC 28202			check	2/22/04	<input type="checkbox"/>	\$ 1,000.00
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)		b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	R.J.C. Political Action Comtee 401 N. Main St. Winston-Salem, NC 27102			check	2/25/04	<input type="checkbox"/>	\$ 500.00
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)		b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Assoc. of Nurse Anesthetists PAC Greensboro, NC.			check	2/25/04	<input type="checkbox"/>	\$ 250.00
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$			
4. Total only this Page							\$ 4,750.00
5. Total of ALL CRO-1230 Pages (only show on last page)							\$

Contributions from OTHER POLITICAL COMMITTEES

Page 3 of 3

1. Name of Committee or Fund		2. ID Number				
1. Chair/Member	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Abbott Laboratories PAC 100 Abbott Park Rd. Abbott Park, IL 60064		check	2/20/04	<input checked="" type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
g. Type of Contribution <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
2. Chair/Member	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Office PAC - State 235 East 42nd Street New York, NY 10017		check	2/25/04	<input checked="" type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
g. Type of Contribution <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Member	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Contribution <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Member	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Contribution <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
5. Member	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Contribution <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page						\$ 750.00
5. Total of ALL CRO-1230 Pages (only show on last page)						\$ 750.00

Contributions from POLITICAL PARTY COMMITTEES

1. Name of Committee or Fund						2. ID Number	
1 Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date		
<input type="checkbox"/> Add <input type="checkbox"/> Delete					i		
2 Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date		
<input type="checkbox"/> Add <input type="checkbox"/> Delete					i		
3 Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date		
<input type="checkbox"/> Add <input type="checkbox"/> Delete					i		
3 Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date		
<input type="checkbox"/> Add <input type="checkbox"/> Delete					i		
3 Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
					<input type="checkbox"/>		\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date		
<input type="checkbox"/> Add <input type="checkbox"/> Delete					i		
4. Total only this Page						\$	
5. Total of ALL CRO-1220 Pages (only show on last page)						\$	

Disclosure Report Cover Sheet

Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRO-2100) to make those kinds of committee changes.

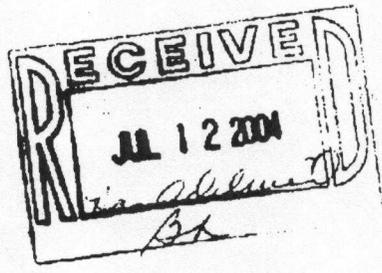
1. Name of Committee or Fund <i>Thomas F. Wright Committee to Elect</i>				5. Date <i>July 12, 2004</i>	
2. Address <i>P. O. Box 1654</i>				7. ID Number <i>2209800</i>	
3. City <i>Wilmington</i>		4. State <i>NC</i>	6. Zip <i>28402</i>	8. Phone <i>1877364650</i>	
9. Type of Report <i>2nd Quarter</i>				10. Period Covered	
				Start	End
				11. Amendment <input type="checkbox"/> Yes <input type="checkbox"/> No	
12. Type of Committee or Fund (Check one)					
<input type="checkbox"/> Candidate Campaign		<input type="checkbox"/> Party		<input type="checkbox"/> Joint Fundraiser	
<input type="checkbox"/> PAC		<input type="checkbox"/> Refereendum		<input type="checkbox"/> "Booster Fund"	
<input type="checkbox"/> Other Fund:				<input type="checkbox"/> Building Fund	
13. Treasurer Name					
14. Assistant Treasurer Name(s)					
15. Custodian of Books Name					
16. Bank/Depository/Credit Account Information					
a. Name	b. Purpose	c. Code	d. Period Begin Balance		
			\$		
			\$		
			\$		
			\$		
			\$		
			\$		

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

Signature of Appointed Treasurer or Candidate

Date



Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
Thomas F. Wright Campaign	2 Quarterly	2209500
Start of Election Cycle: January 1, 20__	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle:		\$ 2,166 ⁹¹
5) Cash on Hand at Start of Present Reporting Period	\$ 42,461 ⁹¹	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$	\$ 5,300 ⁰⁰
7) Contributions from Political Party Committees (CRO-1220)	\$	\$
8) Contributions from Other Political Committees (CRO-1230)	\$	\$ 15,500 ⁰⁰
9) Loan Proceeds (CRO-1410)	\$	\$
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$	\$
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$	\$
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$	\$
11c) Outside Sources of Income (CRO-1250)	\$	\$
12) "Goods and Services" Contributions (CRO-1260)	\$	\$
13) Contributions based on Forgiven Loans (CRO-1440)	\$	\$
14) 48-Hour Notice Reports Sum	\$	\$
15) TOTAL RECEIPTS <i>(Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13 and 14)</i>	\$ 42,461 ⁹¹	\$ 42,461 ⁹¹
EXPENDITURES		
16) Disbursements (CRO-1210)		
16a) Operating Expenditures (CRO-1210)	\$	\$
16b) Contributions to Candidates/Political Committees (CRO-1210)	\$	\$
16c) Coordinated Party Expenditures (CRO-1310)	\$	\$
17) Loan Repayments (CRO-1420)	\$	\$
18) Forgiven Loans (CRO-1440)	\$	\$
19) Refunds and Reimbursements FROM the Committee (CRO-1220)	\$	\$
20) In-Kind Contributions (CRO-1510)	\$	\$
21) TOTAL EXPENDITURES <i>(Add lines 16a, 16b, 16c, 17, 18, 19, and 20)</i>	\$	\$
22) Cash on Hand at End of Reporting Period <i>(For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)</i>	\$ 42,461 ⁹¹	\$ 42,461 ⁹¹
Additional Information		
23) Non-Monetary Gifts Given to Committees (CRO-1550)	\$	\$
24) Outstanding Loans (including ones from other campaigns) (CRO-1630)	\$	\$
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$	\$
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$	\$
27) Parent Entity's Administrative Support (CRO-1710)	\$	\$
28) Account Transfers (CRO-1720)	\$	\$

Disbursements

1. Name of Committee or Fund <i>Thomas E. Wright Campaign</i>						2. ID Number <i>2209800</i>		
3. Type of Disbursement <i>(Please use separate CRO-1310 pages for each type of disbursement.)</i>								
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures				
4. Payer	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
	b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. Use Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date
4. Payer	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
	b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. Use Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date
4. Payer	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
	b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. Use Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date
4. Payer	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
	b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. Use Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date
4. Payer	a. Full Name, Mailing Address & Phone <i>(include city, state, and zip)</i>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <i>(mm/dd/yyyy)</i>	h. Amount
	b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. Use Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date
5. Total only this Page								\$
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>								\$
<i>This line goes in line 16a of Detailed Summary Page CRO-1199 if Operating Expenses</i>								
<i>This line goes in line 16b of Detailed Summary Page CRO-1199 if Contributions to Candidates/Political Comm.</i>								
<i>This line goes in line 16c of Detailed Summary Page CRO-1199 if Coordinated Party Expenditures</i>								

Contributions from INDIVIDUALS

1. Name of Committee or Fund						2. ID Number		
Thomas E. Wright Campaign						2209800		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				j. If Amendment, choose change type: Add Delete		k. Election Cycle Sum to Date \$	
4. Total only this Page						\$		
5. Total of ALL CRO-1210 Pages						\$		
<small>(only show on last page.)</small> <small>This line must be on line 6 of Detailed Summary Page CRO-1100.</small>								

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund <i>Thomas E. Wright Campaign</i>						2. ID Number <i>2209800</i>
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County						h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete
i. Election Cycle Sum to Date <i>15</i>						
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County						h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete
i. Election Cycle Sum to Date <i>3</i>						
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County						h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete
i. Election Cycle Sum to Date <i>5</i>						
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County						h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete
i. Election Cycle Sum to Date <i>5</i>						
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County						h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete
i. Election Cycle Sum to Date <i>5</i>						
4. Total only this Page						\$
5. Total of ALL CRO-1230 Pages (only show on last page)						\$
(This line must be on line 8 of Detailed Summary Page CRO-1108)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number	
Thomas E. Wright Campaign						82209800	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
					<input type="checkbox"/>	\$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input checked="" type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$			
4. Total only this Page						\$	
5. Total of ALL CRO-1230 Pages						\$	
(This line must be on the A of Detailed Summary Page CRO-1100)							

Contributions from POLITICAL PARTY COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Thomas R. Weight Campaign		2209800				
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
Add <input checked="" type="checkbox"/> Delete <input type="checkbox"/>					\$	
2. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
Add <input checked="" type="checkbox"/> Delete <input type="checkbox"/>					\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
Add <input checked="" type="checkbox"/> Delete <input type="checkbox"/>					\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
Add <input checked="" type="checkbox"/> Delete <input type="checkbox"/>					\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
Add <input checked="" type="checkbox"/> Delete <input type="checkbox"/>					\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
Add <input checked="" type="checkbox"/> Delete <input type="checkbox"/>					\$	
4. Total only this Page						\$
5. Total of ALL CRO-1220 Pages <small>(only show on last page)</small>						\$ 0
This line must be on line 7 of Detailed Summary Page CRO-1100						

Disclosure Report Cover Sheet

Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRO-2100) to make those kinds of committee changes.

1. Name of Committee or Fund <i>Thomas E. Wright Campaign</i>			6. Date <i>10/25/04</i>	
2. Address <i>P. O. Box 1654</i>			7. ID Number <i>2209800</i>	
3. City <i>Wilmington</i>	4. State <i>NC</i>	5. Zip <i>28402</i>	8. Phone <i>1877364585</i>	
9. Type of Report <i>3rd Quarter Report</i>			10. Period Covered Start: _____ End: _____	
11. Type of Committee or Fund (Check one) <input checked="" type="checkbox"/> Candidate Campaign <input type="checkbox"/> PAC <input type="checkbox"/> Other Fund			11. Amendment <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
12. Treasurer Name			13. Joint Fundraiser <input type="checkbox"/> Joint Fundraiser <input type="checkbox"/> Soft Money Account	
14. Appointed Treasurer Name(s)			15. "Booster Fund" <input type="checkbox"/> "Booster Fund" <input type="checkbox"/> Building Fund	

RECEIVED
OCT 25 2004
B. J. [Signature]
CAMPAIGN REPORTING

16. Bank/Depository/Credit Account Information			
a. Name	b. Purpose	c. Code	d. Period Begin Balance
			\$.
			\$
			\$
			\$
			\$
			\$
			\$

CERTIFICATION
 I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

 Signature of Appointed Treasurer or Candidate *10/25/04*
Date

Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
<i>Thomas Whitte Campaign</i>	<i>3</i>	<i>2209900</i>
Start of Election Cycle: January 1, 20	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$ 21,661.91
5) Cash on Hand at Start of Present Reporting Period	\$ 42,961.94	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$ 0	\$ 5,300.00
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$ 0
8) Contributions from Other Political Committees (CRO-1230)	\$ 10,650.00	\$ 26,450.00
9) Loan Proceeds (CRO-1240)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1260)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS <i>(Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)</i>	\$ 53,111.94	\$ 53,111.94
EXPENDITURES		
16) Disbursements (CRO-1310)		
16a) Operating Expenditures (CRO-1310)	\$ 1,500.00	\$ 0
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$ 0
16c) Coordinated Party Expenditures (CRO-1310)	\$ 1,500.00	\$ 0
17) Loan Repayments (CRO-1420)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-120)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1310)	\$ 0	\$ 0
21) TOTAL EXPENDITURES <i>(Add lines 16a, 16b, 16c, 17, 18, 19, and 20)</i>	\$ 15,393.02	\$ 15,393.02
22) Cash on Hand at End of Reporting Period <i>(For this Period, add lines 3 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)</i>	\$ 37,818.84	\$ 37,818.84
Additional Information		
23) Non-Monetary Gifts Given to Committee (CRO-1350)	\$ 0	\$ 0
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$ 0	\$ 0
25) Debts and Obligations owed BY the Committee (CRO-1410)	\$ 0	\$ 0
26) Debts and Obligations owed TO the Committee (CRO-1430)	\$ 0	\$ 0
27) Parent Entity's Administrative Support (CRO-1710)	\$ 0	\$ 0
28) Account Transfers (CRO-1720)	\$ 0	\$ 0

CRO-1100

NC State Board of Elections

June 2004

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number	
<p><i>Thomas Warrick Commission</i></p>		<p><i>2209800</i></p>	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment
	<p><i>Mrs. Fredrick Housing PAC</i> <i>PO Box 58648</i> <i>Raleigh NC 27658</i></p>		<i>check</i>
			d. Date (mm/dd/yyyy)
			<i>2/2/04</i>
			e. In-Kind
			<input type="checkbox"/>
			f. Amount
			<i>\$500.00</i>
			\$
			\$
			\$
g. Type of Committee		h. If Amendment, choose change type:	
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>	
i. Election Cycle Sum to Date		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment
	<p><i>NC Trucking Assoc. Inc</i> <i>PO Box 2977</i> <i>Raleigh, NC 27602</i></p>		<i>check</i>
			d. Date (mm/dd/yyyy)
			<i>7/31/04</i>
			e. In-Kind
			<input type="checkbox"/>
			f. Amount
			<i>\$250.00</i>
			\$
			\$
			\$
g. Type of Committee		h. If Amendment, choose change type:	
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>	
i. Election Cycle Sum to Date		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment
	<p><i>Kora Drug PAC</i> <i>2522 Trawick Blvd.</i> <i>Durham, NC 27713</i></p>		<i>check</i>
			d. Date (mm/dd/yyyy)
			<i>8/15/04</i>
			e. In-Kind
			<input type="checkbox"/>
			f. Amount
			<i>\$250.00</i>
			\$
			\$
			\$
g. Type of Committee		h. If Amendment, choose change type:	
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>	
i. Election Cycle Sum to Date		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment
	<p><i>CREDIT Union PAC</i> <i>Greensboro NC</i></p>		<i>check</i>
			d. Date (mm/dd/yyyy)
			<i>8/20/04</i>
			e. In-Kind
			<input type="checkbox"/>
			f. Amount
			<i>\$250.00</i>
			\$
			\$
			\$
g. Type of Committee		h. If Amendment, choose change type:	
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>	
i. Election Cycle Sum to Date		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment
	<p><i>Smith Foods Inc PAC</i> <i>49 Park Ave. 5th Floor</i> <i>New York, NY 10022</i></p>		<i>check</i>
			d. Date (mm/dd/yyyy)
			<i>8/20/04</i>
			e. In-Kind
			<input type="checkbox"/>
			f. Amount
			<i>\$500.00</i>
			\$
			\$
			\$
g. Type of Committee		h. If Amendment, choose change type:	
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>	
i. Election Cycle Sum to Date		\$	
4. Total only this Page			
<p><i>5,750</i></p>			
5. Total of ALL CRO-1230 Pages			
<p><i>(only show on last page)</i></p>			
<p><i>\$</i></p>			

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
<p><i>Thomas Wright Campaign</i></p>		<p>2209800</p>				
3. Contributor	<p>a. Full Name, Mailing Address & Phone (include city, state, and zip)</p> <p><i>Peosico PAC White Plains, NY 10604</i></p>	b. Amount Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In- Kind	f. Amount
			<i>check</i>	<i>9/25/04</i>	<input type="checkbox"/>	<i>\$ 500.00</i>
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, check change type:		i. Election Cycle Start to Date		
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>		<p>\$</p>		
3. Contributor	<p>a. Full Name, Mailing Address & Phone (include city, state, and zip)</p> <p><i>FCB continued PAC PO Box 27131 Raleigh, NC 27611</i></p>	b. Amount Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In- Kind	f. Amount
			<i>check</i>	<i>9/31/04</i>	<input type="checkbox"/>	<i>\$ 200.00</i>
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, check change type:		i. Election Cycle Start to Date		
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>		<p>\$</p>		
3. Contributor	<p>a. Full Name, Mailing Address & Phone (include city, state, and zip)</p> <p><i>Allstate Insurance PAC 2775 Sanders Rd. suite A5 Northbrook, IL 60062</i></p>	b. Amount Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In- Kind	f. Amount
			<i>check</i>	<i>9/31/04</i>	<input type="checkbox"/>	<i>\$ 250.00</i>
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, check change type:		i. Election Cycle Start to Date		
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>		<p>\$</p>		
3. Contributor	<p>a. Full Name, Mailing Address & Phone (include city, state, and zip)</p>	b. Amount Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In- Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, check change type:		i. Election Cycle Start to Date		
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>		<p>\$</p>		
3. Contributor	<p>a. Full Name, Mailing Address & Phone (include city, state, and zip)</p>	b. Amount Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In- Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, check change type:		i. Election Cycle Start to Date		
<p><input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County</p>		<p><input type="checkbox"/> Add <input type="checkbox"/> Delete</p>		<p>\$</p>		
4. Total only this Page					\$ <i>950.00</i>	
5. Total of ALL CRO-1230 Pages					\$	

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
2. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Parkway Federation 4020 Aspette Dr Suite 102 Raleigh, NC 27609		check	8/09/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County:		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	ATVT PAC 32 Ave. of the Americas New York, NY 10013		check	8/10/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County:		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Kowdy Cowington, Lobbyist Hickman LLC, PAC mem. 431 Fayetteville Street Mall Raleigh, NC 27608		check	8/13/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County:		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Duke Energy Corp. PAC 422 50 th Church Street Charlotte, NC 28202		check	8/29/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County:		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Academy of Trial Lawyers PAC PO Box 10918 Raleigh, NC 27605		check	8/29/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> County:		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>		i. Election Cycle Sum to Date \$		
4. Total only this Page						\$ 2,500 ⁰⁰
5. Total of ALL CRO-1230 Pages (only show on last page)						\$

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
Thomas Knight Campaign		2209800				
3. Contributor	1. Full Name, Mailing Address & Phone (include city, state, and zip)	2. Account Number/Code	3. Form of Payment	4. Date (mm/dd/yyyy)	5. In-Kind	6. Amount
	Progress Energy PAC PO Box 1510 Raleigh, NC 27601		check	8/13/04	<input type="checkbox"/>	\$600.00
3. Contributor	1. Full Name, Mailing Address & Phone (include city, state, and zip)	2. Account Number/Code	3. Form of Payment	4. Date (mm/dd/yyyy)	5. In-Kind	6. Amount
	Wilmington Anesthesiologist PAC 1602 Physicians Dr 101 Wilmington, NC 28401		check	9/10/04	<input type="checkbox"/>	\$2,000.00
3. Contributor	1. Full Name, Mailing Address & Phone (include city, state, and zip)	2. Account Number/Code	3. Form of Payment	4. Date (mm/dd/yyyy)	5. In-Kind	6. Amount
	N.C. Veterinary Medical Assoc. PAC 1611 Jones Franklin Rd. Raleigh, NC 27606		check	9/15/04	<input type="checkbox"/>	\$500.00
3. Contributor	1. Full Name, Mailing Address & Phone (include city, state, and zip)	2. Account Number/Code	3. Form of Payment	4. Date (mm/dd/yyyy)	5. In-Kind	6. Amount
	N.C. Dental PAC PO Box 4099 Cary, NC 27519		check	9/13/04	<input type="checkbox"/>	\$500.00
3. Contributor	1. Full Name, Mailing Address & Phone (include city, state, and zip)	2. Account Number/Code	3. Form of Payment	4. Date (mm/dd/yyyy)	5. In-Kind	6. Amount
	REAP PAC P.O. Box 26366 Raleigh, NC 27611		check	9/20/04	<input type="checkbox"/>	\$500.00
4. Total only this Page						\$4,500.00
5. Total of ALL CRO-1230 Pages		(only show on last page)				\$10,650.00

Disbursements

Page 1 of 3

1. Name of Committee or Fund		2. ID Number					
Thomas Wyatt Company		2209800					
3. Type of Disbursement							
Operating Expenses							
Contributions to Candidates/Political Candidates							
Coordinated Party Expenditures							
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment	e. Date (mm/dd/yyyy)	f. Amount	
	Julia Satter Wilmington, NC 28401	pollworker		check	7/20/04	\$100.00	
b. If Contribution to County Committee, specify		c. If Coordinated Party Exp. for Coord/Comm:		i. If Amendment, check change type:		j. Election Cycle Run To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment	e. Date (mm/dd/yyyy)	f. Amount	
	Debra Stokes Wilmington, NC 28401	pollworker		check	7/20/04	\$100.00	
b. If Contribution to County Committee, specify		c. If Coordinated Party Exp. for Coord/Comm:		i. If Amendment, check change type:		j. Election Cycle Run To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment	e. Date (mm/dd/yyyy)	f. Amount	
	James Jordan Wilmington, NC 28401	pollworker		check	7/20/04	\$100.00	
b. If Contribution to County Committee, specify		c. If Coordinated Party Exp. for Coord/Comm:		i. If Amendment, check change type:		j. Election Cycle Run To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment	e. Date (mm/dd/yyyy)	f. Amount	
	Juanita Whitaker Wilmington, NC 28401	pollworker		check	7/20/04	\$100.00	
b. If Contribution to County Committee, specify		c. If Coordinated Party Exp. for Coord/Comm:		i. If Amendment, check change type:		j. Election Cycle Run To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment	e. Date (mm/dd/yyyy)	f. Amount	
	Post City Signworks 1703 castle street Wilmington, NC 28401	signs			9/16/04	\$1,373.00	
b. If Contribution to County Committee, specify		c. If Coordinated Party Exp. for Coord/Comm:		i. If Amendment, check change type:		j. Election Cycle Run To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
5. Total only this Page						\$1,773.00	
6. Total of ALL CRO-1310 Related Pages (only show on last page)						\$	
<small>This line goes to line 16a of Detailed Summary Page CRO-1100 (Operating Expenses) This line goes to line 16b of Detailed Summary Page CRO-1100 (Contrib to Candidates/Political Comm) This line goes to line 16c of Detailed Summary Page CRO-1100 (Coordinated Party Expenditures)</small>							

Disbursements

1. Name of Committee or Fund		2. ID Number	
Thomas W. Hunt		2209800	
3. Type of Disbursement			
Operating Expenses		Coordinated Party Expenditures	
Contributions to Candidates/Political Committees		Coordinated Party Expenditures	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment
AT&T Phone Service Louisville Ky. 40290	Phone Service		check 9/15/04
			\$103.82
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cont/Comm:	
d. If Amendment, show change type:		e. Election Cycle Sum To Date	
Add Delete		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment
Bell South R. Okey 33009 Charlotte NC 28243	Phone Service		check 9/15/04
			\$326.52
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cont/Comm:	
d. If Amendment, show change type:		e. Election Cycle Sum To Date	
Add Delete		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment
N.C. Democrat Party 2121 W. Lightville Ave Wilmington, NC 28402	Party Budget		check 9/11/04
			\$1,900
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cont/Comm:	
d. If Amendment, show change type:		e. Election Cycle Sum To Date	
Add Delete		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment
Kinkos Printing Charlotte, NC 28245	Printing		10/2/04
			\$340.00
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cont/Comm:	
d. If Amendment, show change type:		e. Election Cycle Sum To Date	
Add Delete		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Purpose	c. Account Number/Code	d. Form of Payment
Rendee Post News Burgain NC	Advertising		10/22/04
			\$126.00
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cont/Comm:	
d. If Amendment, show change type:		e. Election Cycle Sum To Date	
Add Delete		\$	
5. Total only this Page			\$3,522.84
6. Total of ALL CRO-1310 Related Pages (only show on first page)			\$
This line goes in line 16a of Detailed Summary Page CRO-1100 (if Operating Expenses)			
This line goes in line 16b of Detailed Summary Page CRO-1100 (if Contributions to Candidates/Political Comm)			
This line goes in line 16c of Detailed Summary Page CRO-1100 (if Coordinated Party Expenditures)			

CRO-1310

NC State Board of Elections

June 2002

Disbursements

1. Name of Committee or Fund		2. ID Number				
Thomson Wright Campaign		2207800				
3. Type of Disbursement <input type="checkbox"/> Quarterly Expenses <input type="checkbox"/> Contributions to Candidates/Political Committees <input type="checkbox"/> Conventional Party Expenses						
4. Page	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Amount Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	W WAY - TV 3 Wilmington, NC 28401	advertisement		check	6/18/04	\$1,020.00
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. Use Coord/Comm:	i. If Amendment, show change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Run To Date	
					\$	
4. Page	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Amount Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	CUMULUS BROADCASTING Wilmington, NC 28402	advertisement		check	6/28/04	\$5,309.25
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. Use Coord/Comm:	i. If Amendment, show change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Run To Date	
					\$	
4. Page	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Amount Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	W WAY - TV 3 Wilmington, NC 28401	advertisement		check	7/9/04	\$1,150.00
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. Use Coord/Comm:	i. If Amendment, show change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Run To Date	
					\$	
4. Page	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Amount Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	River Landing Golf Club Wallace NC	advertisement		check	9/12/04	\$2,517.25
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. Use Coord/Comm:	i. If Amendment, show change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Run To Date	
					\$	
4. Page	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Amount Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Gloria Stokes Wilmington, NC 28401	follow-up		check	7/29/04	\$100.00
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. Use Coord/Comm:	i. If Amendment, show change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Run To Date	
					\$	
5. Total only this Page						\$10,016.50
6. Total of ALL CRO-1310 Related Pages (only show on last page)						\$15,395.07
This line goes in the 1st of Detailed Summary Page CRO-1100 of Operating Expenses This line goes in the 1st of Detailed Summary Page CRO-1100 of Contributions/Political Causes This line goes in the 1st of Detailed Summary Page CRO-1100 of Coordinated Party Expenditures						

Disclosure Report Cover Sheet

Please note that this cover sheet cannot be used to amend committee information such as the committee address; treasurer, assistant treasurer, or custodian of books information; or depository information. You must amend the Statement of Organization (CRO-2100) to make those kinds of committee changes.

1. Name of Committee or Fund Thomas F. Wright Campaign			6. Date 1/10/05	
2. Address P O Box 1654			7. ID Number 2209800	
3. City Wilmington	4. State NC	5. Zip 28402	8. Phone 1877 3646588	
9. Type of Report 4th Quarter Report			10. Period Covered Start 10/25/04 End 12/31/04	
			11. Amendment <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

12. Type of Committee or Fund (Check one)

<input checked="" type="checkbox"/> Candidate Campaign	<input type="checkbox"/> Party	<input type="checkbox"/> Joint Fundraiser	<input type="checkbox"/> "Booster Fund"
<input type="checkbox"/> PAC	<input type="checkbox"/> Referendum	<input type="checkbox"/> Soft Money Account	<input type="checkbox"/> Building Fund
<input type="checkbox"/> Other Fund:			

13. Treasurer Name

14. Assistant Treasurer Name(s)

1/12/2005

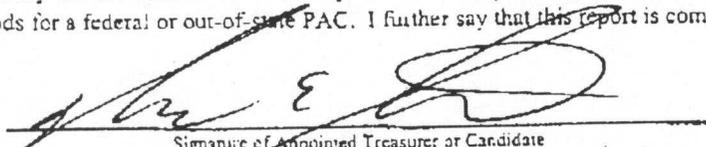
15. Custodian of Books Name

16. Bank/Depository/Credit Account Information

a. Name	b. Purpose	c. Code	d. Period Begin Balance
			\$
			\$
			\$
			\$
			\$
			\$

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

 **1/10/05**
Date

Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
Thomas Wright Campaign	4 th Quarter	2209800
Start of Election Cycle: January 1, 20	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$21,661.91
5) Cash on Hand at Start of Present Reporting Period	\$37,818.84	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$ 2,150.00	\$ 7,450.00
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$ 0
8) Contributions from Other Political Committees (CRO-1230)	\$ 25,250.00	\$ 35,900.00
9) Loan Proceeds (CRO-1240)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0
11b) Contributions from Not for-Profit Organizations (CRO-1250)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1440)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS <i>(Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)</i>	\$ 65,218.84	\$ 65,218.84
EXPENDITURES		
16) Disbursements (CRO-1310)		
16a) Operating Expenditures (CRO-1310)	\$ 19,770.01	\$ 3,500.00
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$ 0
16c) Coordinated Party Expenditures (CRO-1310)	\$ 1,500.00	\$ 3,000.00
17) Loan Repayments (CRO-1420)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-1320)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1310)	\$ 0	\$ 0
21) TOTAL EXPENDITURES <i>(Add lines 16a, 16b, 16c, 17, 18, 19, and 20)</i>	\$ 21,270.01	\$ 31,270.00
22) Cash on Hand at End of Reporting Period <i>(For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)</i>	\$ 43,948.83	\$ 43,948.83
Additional Information		
23) Non-Monetary Gifts Given to Committees (CRO-1530)	\$ 2	
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$ 0	
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$ 0	
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$ 0	
27) Parent Entity's Administrative Support (CRO-1710)	\$ 0	
28) Account Transfers (CRO-1720)	\$ 0	

Disbursements

1. Name of Committee or Fund Thomas Wright Campaign						2. ID Number 2209800		
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursement.)								
<input type="checkbox"/> Operating Expenses				<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Kinlos Printing Wilmington, NC			copying services		check	10/04	\$ 478 ³⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	New Hanover Democratic Party			Banquet + meals		check	10/04	\$ 1,500 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Circular wire ties Charlotte, NC			cell phone service		check	10/04	\$ 206 ³⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	WWAY TV-3 PO BOX 2068 Wilmington, NC 28402			Advertisement		check	10/04	\$ 1,020 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	WWAY TV-3 PO BOX 2068 Wilmington, NC 28402			Advertisement		check	10/04	\$ 255 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			j. Election Cycle Sum To Date \$	
5. Total only this Page							\$ 3,459 ⁰⁰	
6. Total of ALL CRO-1310 Related Pages (only show on last page)							\$	
<small>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses) (This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm) (This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>								

Disbursements

1. Name of Committee or Fund <i>Thomas Wright Campaign</i>						2. ID Number	
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursements.)</i>							
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees			<input type="checkbox"/> Coordinated Party Expenditures		
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Pender Post Burgaw, NC		advertisment		check	10/04	\$ 630 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Pender County Board of Elections Burgaw, NC		voters list		check	10/04	\$ 25 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	SNAP Dragon Printing & Screening 1306 Dock St. Wil., NC		advertisment		check	10/04	\$ 3,183 ²⁸
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	United House of Prayer 1220 Dawson St. Wilmington, NC 28401		meal's electve day		check	11/2/04	\$ 247 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Carolyn Smith Wilmington, NC 28405		ad/whator			11/2/04	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
5. Total only this Page						\$ 4,185 ²⁸	
6. Total of ALL CRO-1310 Related Pages <i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i> <i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i> <i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>						\$ /	

Disbursements

1. Name of Committee or Fund						2. ID Number	
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursement.)							
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures			
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount		
4. Payer Pamela Alexander Wilmington NC	pollworker		check	11/2/04	\$ 100 ⁰⁰		
					\$		
					\$		
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer Harry Jones Wilmington, NC	pollworker		check	11/2/04	\$ 100 ⁰⁰		
					\$		
					\$		
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer Gloria Stokes Wilmington, NC 28401	pollworker		check	11/2/04	\$ 300 ⁰⁰		
					\$		
					\$		
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer Debra Stokes Wilmington NC 28401	pollworker		check	11/2/04	\$ 100 ⁰⁰		
					\$		
					\$		
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer Nora Bratts Wilmington, NC 28401	pollworker		check	11/2/04	\$ 100 ⁰⁰		
					\$		
					\$		
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
5. Total only this Page						\$ 700 ⁰⁰	
6. Total of ALL CRO-1310 Related Pages (only show on last page)						\$	
<small>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses) (This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm) (This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>							

Disbursements

1. Name of Committee or Fund						2. ID Number		
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursements.)								
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures				
4. Payer	a. Full Name, Mailing Address & Phone (Include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Flossie Murry Wilmington, NC			pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (Include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Gwendolyn Watkins Wilmington, NC			pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (Include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Tyrall Quarterman Wilmington NC			pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (Include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Juanita Whitaker Wilmington NC			pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (Include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Judy Davis Wilmington, NC			pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
5. Total only this Page							\$ 500.00	
6. Total of ALL CRO-1310 Related Pages (only show on last page)							\$	
<small>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses) (This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm) (This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>								

Disbursements

1. Name of Committee or Fund		2. ID Number					
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursements.)</i>							
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures			
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	Cozette Stokes Wilmington, NC	pollworker		check	11/2/04	\$ 100.00	
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	James Alexander Wilmington, NC	pollworker		check	11/2/04	\$ 100.00	
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	James Jordan Wilmington NC	pollworker		check	11/2/04	\$ 100.00	
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	Will Forden Wilmington, NC.	pollworker		check	11/2/04	\$ 100.00	
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
4. Payee	a. Full Name, Mailing Address & Phone (Include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	Chester Taylor	pollworker		check	11/2/04	\$ 100.00	
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$	
5. Total only this Page						\$ 500.00	
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>						\$	
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i>							
<i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i>							
<i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>							

CRO-1310

NC State Board of Elections

June 2002

Disbursements

1. Name of Committee or Fund						2. ID Number		
3. Type of Disbursement <small>(Please use separate CRO-1310 forms for each type of Disbursements.)</small>								
<input type="checkbox"/> Operating Expenses				<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures		
4. Payer	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
	GARY HANKINS Wilmington, NC.			pollworker		check	11/2/04	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
							\$	
3. Payer	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
	Stephanie Stokes Wilmington NC			pollworker		check	11/2/04	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
							\$	
4. Payer	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
	TERESA COBBS Wilmington, NC			pollworker		check	11/2/04	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
							\$	
4. Payer	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
	Kendra Hill Wilmington, NC			pollworker		check	11/2/04	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
							\$	
3. Payer	a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
	Robert Green Wilmington, NC			pollworker		check	11/2/04	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify:			c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
							\$	
5. Total only this Page							\$ 500 ⁰⁰	
6. Total of ALL CRO-1310 Related Pages <small>(only show on last page)</small>							\$	
<small>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</small>								
<small>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</small>								
<small>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>								

1. Name of Committee or Fund						2. ID Number	
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursement.)</i> <input type="checkbox"/> Operating Expenses <input type="checkbox"/> Contributions to Candidates/Political Committees <input type="checkbox"/> Coordinated Party Expenditures							
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Deborah Spruill Wilmington, NC		pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Angela Redd Wilmington NC		pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Julia Spalter Wilmington, NC		pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Pearline Watkins Wilmington, NC		pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Frick Smith Wilmington, NC		pollworker		check	11/2/04	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
5. Total only this Page						\$ 500.00	
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>						\$	
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i>							
<i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i>							
<i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>							

Disbursements

1. Name of Committee or Fund		2. ID Number	
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursements.)</i>			
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees	
<input type="checkbox"/> Coordinated Party Expenditures			
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee Cummie's Broad Casting Wilmington, NC 28401	advertisement		check
			g. Date (mm/dd/yyyy)
			10/04
			h. Amount
			\$4,760 ⁰⁰
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:	
		i. If Amendment, choose change type:	
		<input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee Snapdragon ScreenPrint 1220 Dock Street Wilmington, NC 28401	advertisement		check
			g. Date (mm/dd/yyyy)
			10/04
			h. Amount
			\$280 ³⁴
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:	
		i. If Amendment, choose change type:	
		<input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee Custom Mail Solutions Raleigh, NC 27605	priority mailing		check
			g. Date (mm/dd/yyyy)
			10/04
			h. Amount
			\$3,593 ⁹⁰
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:	
		i. If Amendment, choose change type:	
		<input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee Alphagraphics Wilmington NC	printing		check
			g. Date (mm/dd/yyyy)
			10/04
			h. Amount
			\$79 ¹⁸
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:	
		i. If Amendment, choose change type:	
		<input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment
4. Payee			
			g. Date (mm/dd/yyyy)
			h. Amount
			\$
			\$
			\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:	
		i. If Amendment, choose change type:	
		<input type="checkbox"/> Add <input type="checkbox"/> Delete	
		j. Election Cycle Sum To Date	
		\$	
5. Total only this Page			\$ 8,713 ³⁸
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>			\$ 21,270 ⁹⁴
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i>			
<i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i>			
<i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>			

Disbursements

1. Name of Committee or Fund		2. ID Number					
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursement.)</i> <input type="checkbox"/> Operating Expenses <input type="checkbox"/> Contributions to Candidates/Political Committees <input type="checkbox"/> Coordinated Party Expenditures							
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Antwan Hicks Long Creek, NC		pollworker		check	11/2/04	\$100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Willie Mae Bordenay Currie NC		pollworker		check	11/2/04	\$100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Port City Sign works Cate the street Wilmington, NC 28401		Advertisement signs		check	11/10/04	\$401.25
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Bernard Morgan Wilmington, NC		Commerical services		check	11/10/04	\$400.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Port City Sign works Wilmington, NC		advertising		check	11/5/04	\$1,218.50
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	
						\$	
5. Total only this Page						\$2,219.25	
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>						\$	
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i> <i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i> <i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>							

CONTRIBUTORS FROM INDIVIDUALS

1. Name of Committee or Fund							2. ID Number		
<i>Thomas Wright Campaign</i>									
Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	Nancy Haddock 2813 Wrightslike Ave Wilmington NC 28403		check	10/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
c. Employer's Name/Specific Field							k. Election Cycle Sum to Date		
<i>Retired</i>							\$		
Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	Marsh Fretwell 6320 Head Rd. Wilmington NC 28409		check	10/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
c. Employer's Name/Specific Field							k. Election Cycle Sum to Date		
<i>M.D.</i>							\$		
Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	Cleveland Simpson 12360 NC Hwy 210 E. Rocky Point, NC 28457		check	10/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
c. Employer's Name/Specific Field							k. Election Cycle Sum to Date		
<i>Retired</i>							\$		
Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	Faye Brock 4725 Wedgefield Dr. Wilmington, NC 28409		check	11/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
c. Employer's Name/Specific Field							k. Election Cycle Sum to Date		
<i>Retired</i>							\$		
Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	Stephen Jacobs 104 Live Oak Ln Wilmington, NC 28411		check	11/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
c. Employer's Name/Specific Field							k. Election Cycle Sum to Date		
<i>Auto Mobile Dealer</i>							\$		
4. Total only this Page							\$ 1,200 ⁰⁰		
5. Total of ALL CRO-1210 Pages (only show on last page)							\$		
<small>(This line must be on line 6 of Detailed Summary Page CRO-1100)</small>									

CONTRIBUTIONS FROM INDIVIDUALS

1. Name of Committee or Fund		2. ID Number					
Thomas Wright Campaign		2209800					
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Charles WARREN PO Box 3891 Wilmington NC		check	10/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 200 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Robert Cutting P.O. Box 20002 Wilmington, NC 28407		check	10/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Judy Rrewls 10220 US Hwy 117 N. Willard, NC 28478		check	10/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	S.T. Blanton, JR 5030 Willard Rd. Willard, NC 28478		check	10/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Jerry Lee Robinson 506 Foxedolane Peachtree City GA 30269		check	10/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
4. Total only this Page							\$ 750 ⁰⁰
5. Total of ALL CRO-1210 Pages (only show on last page)							\$

(This line must be on line 6 of Detailed Summary Page CRO-1190)

Contributions from INDIVIDUALS

1. Name of Committee or Fund				2. ID Number			
Thomas Wright Campaign				2209800			
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Joyce Binkley 506 TANBRIDGE Rd. Wilmington, NC 28405		check	11/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Jimbo Robbins 185 RACCOON Rd Willard, NC 28478		check	10/04	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
4. Total only this Page							\$ 200 ⁰⁰
5. Total of ALL CRO-1210 Pages (only show on last page)							\$ 2,500 ⁰⁰

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
<p><i>Thomas Wright Campaign</i></p>						
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Jim Black Campaign Fund 114 Tryon St. Charlotte, NC 28202		check	10/04	<input type="checkbox"/>	\$ 4,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	J M Family Enterprises Inc PAC. 111 Jim Moran Blvd. Deerfield Beach Fla. 33422		check	10/04	<input type="checkbox"/>	\$ 1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NCCAPAC 333 Fayetteville St. mail. Raleigh, NC 27601		check	10/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	AIA - PAC 115 W. Morgan St Raleigh, NC 27601		check	10/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Outdoor Advertising Assoc. PAC. 5 W. Hargett St. Rm 30 Raleigh, NC 27601		check	10/04	<input type="checkbox"/>	\$ 300 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page						\$ 6,300 ⁰⁰
5. Total of ALL CRO-1230 Pages (only show on last page)						\$
(This line must be on line 8 of Detailed Summary Page CRO-1190)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund				2. ID Number		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Credit Union PAC Greensboro, NC		check	10/04	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Dominion PAC PO Box 26066 Richmond, VA 23261		check	10/04	<input type="checkbox"/>	\$ 200.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Hospital Assoc. PAC P.O. Box 4449 CARY NC 27519		check	10/04	<input type="checkbox"/>	\$ 1,000.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Medical Society PAC PO Box 25834 Raleigh NC 27611				<input type="checkbox"/>	\$ 1,000.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Re-Elect Re-Elect Sid Causey 1120 Upper Reach DR Wilmington, NC 28409		check	10/04	<input type="checkbox"/>	\$ 300.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 2,750.00	
5. Total of ALL CRO-1230 Pages (only show on last page)					\$	
*This line must be an Unc R of Detailed Summary Page CRO-1100.						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund				2. ID Number		
Thomas Wright Campaign				22 09 800		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Wachovia N.C. Employees Good Govt Fund.		check	10/04	<input type="checkbox"/>	\$ 750 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C Poultry Federation PAC 4020 BARRETT DR. #102 Raleigh NC 27609		check	10/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Wyeth Good Govt Fund Madison, NJ. 07940		check	10/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Beer & Wine Wholesalers PAC 210 Pearson St Raleigh, NC 27611		check	10/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Nationwide PAC One Nationwide Plaza Columbus Oh. 43215		check	11/04	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 2,175 ⁰⁰	
5. Total of ALL CRO-1230 Pages (only show on last page)					\$	
<i>(This line must be on line 8 of Detailed Summary Page CRO-1100)</i>						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	CSX Corp Govt. Fund 1331 Pennsylvania Ave. NW Washington, DC 20004		check	10/04	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Hunter & Williams N.C. PAC P.O. Box 109 Raleigh, NC 27602		check	10/04	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Landscape Architects PAC PO Box 221256 Charlotte, NC 28222		check	10/04	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Southern Radiology PAC 1329 Robeson St. Fayetteville, NC 28305		check	10/04	<input type="checkbox"/>	\$ 200 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Eli Lilly & CO PAC Indianapolis IN 46285		check	10/04	<input type="checkbox"/>	\$ 300 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		

4. Total only this Page	\$ 3050 ⁰⁰
5. Total of ALL CRO-1230 Pages <small>(This line must be an line 8 of Detailed Summary Page CRO-1100)</small>	\$

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Engineers for Better Govt. 111 N Boylan Ave Raleigh, NC 27603		check	11/04	<input type="checkbox"/>	\$ 400.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. A H U PAC PO Box 38905 Greensboro, NC 27438		check	11/04	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Assoc. of Convenience Stores PAC PO Box 286 Raleigh, NC 27602		check	11/04	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	The Glaxo-SmithKline PAC Five Moore Drive Research Triangle Park, NC 27709		check	10/04	<input type="checkbox"/>	\$ 1,500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	BCBS of NC PAC PO Box 2291 Durham, NC 27702		check	10/04	<input type="checkbox"/>	\$ 750.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 3,650.00	
5. Total of ALL CRO-1230 Pages (only show on last page)					\$	
(This line must be on one of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Amusement Machine Assoc PAC		check	10/04	<input type="checkbox"/>	\$250 ⁰⁰
	3200 Croasdale Dr #603 Durham, NC 27705				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Drive Committee PAC		check	11/04	<input type="checkbox"/>	\$250 ⁰⁰
	25 Louisiana Avenue NW Washington DC 20001				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Pill PAC		check	11/04	<input type="checkbox"/>	\$500 ⁰⁰
	702 N. Person St. Raleigh, NC 27604				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Assoc. Insurance & Financial Advisors PAC		check	11/04	<input type="checkbox"/>	\$500 ⁰⁰
	875 Washington St. Raleigh NC 27605				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Bank of America PAC		check	10/04	<input type="checkbox"/>	\$1,000 ⁰⁰
	600 Peachtree St. Atlanta, GA 30308				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$2,500 ⁰⁰	
5. Total of ALL CRO-1230 Pages (only show on last page)					\$	
(This line must be on the 8 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Builders Assoc. PAC		check	11/04	<input type="checkbox"/>	\$ 500.00
	PO Box 99090				<input type="checkbox"/>	\$
	Raleigh, NC 27624				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Carolin Link PAC		check	11/04	<input type="checkbox"/>	\$ 500.00
	PO Box 368				<input type="checkbox"/>	\$
	Yadkinville, NC 27055				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Novartis PAC		check	11/04	<input type="checkbox"/>	\$ 250.00
	701 Pennsylvania Ave #725				<input type="checkbox"/>	\$
	Washington, DC 20004				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Realtors PAC		check	10/04	<input type="checkbox"/>	\$ 2,000.00
	4511 Weybridge Lane				<input type="checkbox"/>	\$
	Greensboro, NC 27407				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Duke Energy PAC		check	10/04	<input type="checkbox"/>	\$ 1,000.00
	422 SE Church St				<input type="checkbox"/>	\$
	Charlotte, NC 28202				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 7,250.00	
5. Total of ALL CRO-1230 Pages (This line must be on line 8 of Detailed Summary Page CRO-1100)					\$ 25,250.00	

Contributions from POLITICAL PARTY COMMITTEES

1. Name of Committee or Fund				2. ID Number		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$	
4. Total only this Page					\$	
5. Total of ALL CRO-1220 Pages <small>(only show on last page)</small>					\$	

Disclosure Report Cover

Amendment
 Yes No

Please note that this cover sheet cannot be used to amend committee information such as the committee address, treasurer, assistant treasurer, custodian of books information, or account information.
 You must amend the Statement of Organization (CRO-2100A-E) to make those kinds of committee changes.
 Use the Addendum form (CRO-1010) if more entries are needed.

1. Committee Information		c. ID Number
a. Full Name <i>Thomas Wright Campaign</i>		<i>2209800</i>
b. Mailing Address (include City, State and Zip Code) <i>P. O. Box 1654 Wilmington, NC, 28402</i>		d. Date Filed <i>7/28/05</i>
		e. Phone Number <i>18773646585</i>
2. Report Year <i>2005</i>	3. Period Start Date (mm/dd/yyyy) <i>JAN, 05</i>	4. Period End Date (mm/dd/yyyy) <i>July 29, 05</i>
5. Treasurer Full Name		

6. Type of Committee (Check one)		8. Type of Report (check only one type of report from one category)		
<input checked="" type="checkbox"/> Candidate Campaign	<input type="checkbox"/> Party	Municipal	State/County	Referendum
<input type="checkbox"/> Joint Fundraiser	<input type="checkbox"/> PAC	<input type="checkbox"/> Organizational	<input type="checkbox"/> Organizational	<input type="checkbox"/> Organizational
<input type="checkbox"/> Referendum		<input type="checkbox"/> Thirty-five day	<input type="checkbox"/> Quarterly	<input type="checkbox"/> Pro-referendum
7. Type of Fund (if applicable, check one)		<input type="checkbox"/> Pre-primary	<input type="checkbox"/> First Plus	<input type="checkbox"/> Final
<input type="checkbox"/> Soft Money Account		<input type="checkbox"/> Pre-election	<input type="checkbox"/> Second	<input type="checkbox"/> Supplemental Final
<input type="checkbox"/> "Booster Fund"		<input type="checkbox"/> Pre-runoff	<input type="checkbox"/> Third Plus	<input type="checkbox"/> Annual
<input type="checkbox"/> Building Fund		<input type="checkbox"/> Semi-annual	<input type="checkbox"/> Fourth	<input type="checkbox"/> Special
<input type="checkbox"/> NC Political Party Financing Fund		<input type="checkbox"/> Mid Year	<input type="checkbox"/> Semi-annual	9. Special Report Name
<input type="checkbox"/> Presidential Election Year Candidates Fund		<input type="checkbox"/> Year End	<input checked="" type="checkbox"/> Mid Year	
<input type="checkbox"/> NC Public Campaign Financing Fund		<input type="checkbox"/> Final	<input type="checkbox"/> Year End	
<input type="checkbox"/> Other:		<input type="checkbox"/> Special	<input type="checkbox"/> Final	
			<input type="checkbox"/> Special	

10. Account Information		10. Account Information	
a. Financial Institution Full Name		a. Financial Institution Full Name	
b. Purpose		b. Purpose	
c. Code		c. Code	
d. Period Begin Balance <i>\$43,948.3</i>		d. Period Begin Balance \$	

CERTIFICATION
 I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature] Printed Name of Signer *[Signature]* Signature of Appointed Treasurer *7/28/05* Date

FOR OFFICE USE ONLY

Date Received: *7/29/05* Employee: *CCOL* Delivery Method: Registered Mail

Date Postmarked: *7/29/05* Employee: *CCOL* Normal Mail

Date Scanned: Employee: Hand Delivered

Electronically Filed



5 08-04-05 R

1. Name of Committee or Fund	2. Type of Report	3. ID Number
Thomas Wright Campaign	Mid-Year Semi Annual	2209800
Start of Election Cycle: January 1, 20	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$37,818 ⁸⁴
5) Cash on Hand at Start of Present Reporting Period	\$43,948 ⁸³	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$ 0	\$ 2,150 ⁰⁰
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$ 0
8) Contributions from Other Political Committees (CRO-1230)	\$ 0	\$ 25,250 ⁰⁰
9) Loan Proceeds (CRO-1410)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1440)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS <i>(Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)</i>	\$43,948 ⁸³	\$65,218 ⁸⁴
EXPENDITURES		
16) Disbursements (CRO-1310)		
16a) Operating Expenditures (CRO-1310)	\$ 0	\$ 19,770 ⁰¹
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$ 0
16c) Coordinated Party Expenditures (CRO-1310)	\$ 0	\$ 1,500 ⁰²
17) Loan Repayments (CRO-1420)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-1320)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1510)	\$ 0	\$ 0
21) TOTAL EXPENDITURES <i>(Add lines 16a, 16b, 16c, 17, 18, 19, and 20)</i>	\$ 0	\$ 21,270 ⁰¹
22) Cash on Hand at End of Reporting Period <i>(For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)</i>	\$43,948 ⁸³	\$43,948 ⁸³
Additional Information		
23) Non-Monetary Gifts Given to Committees (CRO-1330)	\$ 0	
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$ 0	
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$ 0	
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$ 0	
27) Parent Entity's Administrative Support (CRO-1710)	\$ 0	
28) Account Transfers (CRO-1720)	\$ 0	

1. Name of Committee or Fund: **Thomas Weigh Campaign** 2. ID Number: **2209800**

3. Type of Disbursement: Operating Expenses Contributions to Candidates/Political Committees Coordinated Party Expenditures

a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
					\$
					\$
					\$

b. If Contribution to County Committee, specify: Exp. list Cand/Comm: c. If Coordinated Party i. If Amendment, choose change type: Add Delete j. Election Cycle Sum To Date: \$

a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
					\$
					\$
					\$

b. If Contribution to County Committee, specify: Exp. list Cand/Comm: c. If Coordinated Party i. If Amendment, choose change type: Add Delete j. Election Cycle Sum To Date: \$

a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
					\$
					\$
					\$

b. If Contribution to County Committee, specify: Exp. list Cand/Comm: c. If Coordinated Party i. If Amendment, choose change type: Add Delete j. Election Cycle Sum To Date: \$

a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
					\$
					\$
					\$

b. If Contribution to County Committee, specify: Exp. list Cand/Comm: c. If Coordinated Party i. If Amendment, choose change type: Add Delete j. Election Cycle Sum To Date: \$

a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
					\$
					\$
					\$

b. If Contribution to County Committee, specify: Exp. list Cand/Comm: c. If Coordinated Party i. If Amendment, choose change type: Add Delete j. Election Cycle Sum To Date: \$

5. Total only this Page
6. Total of ALL CRO-1310 Related Pages (only show on last page) \$ \emptyset
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)
(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)
(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)

Contributions from INDIVIDUALS

1. Name of Committee or Fund				2. ID Number			
<i>Thomas Wright Campaign</i>				<i>2209800</i>			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			k. Election Cycle Sum to Date \$		
4. Total only this Page							\$
5. Total of ALL CRO-1210 Pages <small>(only show on last page)</small>							\$
<small>(This line must be on line 6 of Detailed Summary Page CRO-1100)</small>							

Contributions from POLITICAL PARTY COMMITTEES

1. Name of Committee or Fund Thomas Wright Campaign					2. ID Number 2209800	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	0
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	0
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	0
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	0
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	0
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	0
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
4. Total only this Page					\$	
5. Total of ALL CRO-1220 Pages (only show on last page)					\$ 0	
This line must be on line 7 of Detailed Summary Page CRO-1100						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund <i>Thomas Wyatt Campaign</i>					2. ID Number <i>2209800</i>	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	0
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
4. Total only this Page					\$	
5. Total of ALL CRO-1230 Pages <small>(only show on last page)</small>					\$	
<small>(This line must be on line 8 of Detailed Summary Page CRO-1100)</small>						

Disclosure Report Cover

Amendment
 Yes No

Please note that this cover sheet cannot be used to amend committee information such as the committee address, treasurer, assistant treasurer, custodian of books information, or account information.
 You must amend the Statement of Organization (CRO-2100A-E) to make those kinds of committee changes.
 Use the Addendum form (CRO-1010) if more entries are needed.

1. Committee Information

a. Full Name: Thomas Wright Campaign Committee c. ID Number: 22 09800

b. Mailing Address (include City, State and Zip Code): P.O. Box 1654
Wilmington, NC 28402 d. Date Filed: 1/26/06

e. Phone Number: _____

2. Report Year: 2005 3. Period Start Date (mm/dd/yyyy): July 1, 2005 4. Period End Date (mm/dd/yyyy): December 31, 2005 5. Treasurer Full Name: _____

6. Type of Committee (Check one)

Candidate Campaign Party
 Joint Fundraiser PAC
 Referendum

7. Type of Fund (if applicable, check one)

Soft Money Account
 "Booster Fund"
 Building Fund
 NC Political Party Financing Fund
 Presidential Election Year Candidates Fund
 NC Public Campaign Financing Fund
 Other: _____

8. Type of Report (check only one type of report from one category)

Municipal	State/County	Referendum
<input type="checkbox"/> Organizational	<input type="checkbox"/> Organizational	<input type="checkbox"/> Organizational
<input type="checkbox"/> Thirty-five day	<input type="checkbox"/> Quarterly	<input type="checkbox"/> Pro-referendum
<input type="checkbox"/> Pre-primary	<input type="checkbox"/> First Plus	<input type="checkbox"/> Final
<input type="checkbox"/> Pre-election	<input type="checkbox"/> Second	<input type="checkbox"/> Supplemental Final
<input type="checkbox"/> Pre-runoff	<input type="checkbox"/> Third Plus	<input type="checkbox"/> Annual
<input type="checkbox"/> Semi-annual	<input type="checkbox"/> Fourth	<input type="checkbox"/> Special
<input type="checkbox"/> Mid Year	<input type="checkbox"/> Semi-annual	
<input type="checkbox"/> Year End	<input type="checkbox"/> Mid Year	9. Special Report Name: _____
<input type="checkbox"/> Final	<input checked="" type="checkbox"/> Year End	
<input type="checkbox"/> Special	<input type="checkbox"/> Final	
	<input type="checkbox"/> Special	

10. Account Information

a. Financial Institution Full Name: _____

b. Purpose: _____ c. Code: _____

d. Period Begin Balance: \$59,698.83

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

Thomas E. Wright Printed Name of Signer
[Signature] Signature of Appointed Treasurer
1/26/06 Date

FOR OFFICE USE ONLY

Date Received: _____ Employee: WWS

Date Postmarked: JAN 27 2006 Employee: _____

Date Scanned: _____ Employee: R

RECEIVED
 CAMPAIGN REPORTING

Delivery Method
 Normal Mail
 Registered Mail
 Hand Delivered
 Electronically Filed

Detailed Summary

1. Name of Committee or Fund	2. Type of Report	3. ID Number
2005 Mid Year Semi Annual	Mid Year Semi Annual	
Start of Election Cycle: January 1, 20__	Total this Period	Total this Election Cycle
4) Cash on Hand at Start of Election Cycle		\$ 37,948 ⁸⁹
5) Cash on Hand at Start of Present Reporting Period	\$ 43,948 ⁸³	
RECEIPTS		
6) Contributions from Individuals (CRO-1210)	\$ 5,000 ⁰⁰	\$ 7,150 ⁰⁰
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$ 0
8) Contributions from Other Political Committees (CRO-1230)	\$ 10,750 ⁰⁰	\$ 36,000 ⁰⁰
9) Loan Proceeds (CRO-1410)	\$ 0	\$ 0
10) Refunds and Reimbursements TO the Committee (CRO-1240)	\$ 0	\$ 0
11) Other Receipt Sources (CRO-1250)		
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0
13) Contributions based on Forgiven Loans (CRO-1440)	\$ 0	\$ 0
14) 48-Hour Notice Reports Sum	\$ 0	\$ 0
15) TOTAL RECEIPTS (Add lines 6, 7, 8, 9, 10, 11a, 11b, 11c, 12, 13, and 14)	\$ 15,750 ⁰⁰	\$ 43,150 ⁰⁰
EXPENDITURES		
16) Disbursements (CRO-1310)		
16a) Operating Expenditures (CRO-1310)	\$ 0	\$ 19,770 ⁰⁰
16b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$ 0
16c) Coordinated Party Expenditures (CRO-1310)	\$ 0	\$ 1,500 ⁰⁰
17) Loan Repayments (CRO-1420)	\$ 0	\$ 0
18) Forgiven Loans (CRO-1440)	\$ 0	\$ 0
19) Refunds and Reimbursements FROM the Committee (CRO-1320)	\$ 0	\$ 0
20) In-Kind Contributions (CRO-1510)	\$ 0	\$ 0
21) TOTAL EXPENDITURES (Add lines 16a, 16b, 16c, 17, 18, 19, and 20)	\$ 0	\$ 21,270 ⁰⁰
22) Cash on Hand at End of Reporting Period (For this Period, add lines 5 and 15 together, then subtract line 21) (For this Election Cycle, add lines 4 and 15 together, then subtract line 21)	\$ 59,698 ⁸³	\$ 59,698 ⁸³
Additional Information		
23) Non-Monetary Gifts Given to Committees (CRO-1330)	\$	
24) Outstanding Loans (including ones from other campaigns) (CRO-1430)	\$	
25) Debts and Obligations owed BY the Committee (CRO-1610)	\$	
26) Debts and Obligations owed TO the Committee (CRO-1620)	\$	
27) Parent Entity's Administrative Support (CRO-1710)	\$	
28) Account Transfers (CRO-1720)	\$	

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number	
Thomas Weight Campaign							2209800	
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip)								
John A. McNeill Jr P.O. Box 339 Whiteville, NC 28472				check	10/4/05	<input type="checkbox"/>	<input type="checkbox"/>	\$2,000 ⁰⁰
b. Job Title/Profession						<input type="checkbox"/>	<input type="checkbox"/>	\$
Business Executive						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field			j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
Health Care			<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip)								
Ronald B. McNeill 102 Magnolia Dr. Wilmington, NC 28409				check	10/4/05	<input type="checkbox"/>	<input type="checkbox"/>	\$2,000 ⁰⁰
b. Job Title/Profession						<input type="checkbox"/>	<input type="checkbox"/>	\$
Business Executive						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field			j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
Health Care			<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip)								
Arthur Annis, or Margie Baum 3308 Forester Lane Dr. Wilmington, NC 28409				check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$100 ⁰⁰
b. Job Title/Profession						<input type="checkbox"/>	<input type="checkbox"/>	\$
DR's of Chiropractic Prac						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field			j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
			<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip)								
Gilbert Cromshaw 4007 E. Bishop Ct. Wilmington, NC 28412				check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$250 ⁰⁰
b. Job Title/Profession						<input type="checkbox"/>	<input type="checkbox"/>	\$
Chiropractor						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field			j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
			<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$
3. Contributor			d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
a. Full Name, Mailing Address & Phone (include city, state, & zip)								
Kenneth Donovan Kathleen White 5219 Marina Club Dr Wilmington, NC 28409				check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$250 ⁰⁰
b. Job Title/Profession						<input type="checkbox"/>	<input type="checkbox"/>	\$
Chiropractors						<input type="checkbox"/>	<input type="checkbox"/>	\$
c. Employer's Name/Specific Field			j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
			<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$
4. Total only this Page							\$2,600 ⁰⁰	
5. Total of ALL CRO-1210 Pages (only show on last page)							\$	
(This line must be on line 6 of Detailed Summary Page CRO-1100)								

Contributions from INDIVIDUALS

1. Name of Committee or Fund				2. ID Number			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Maurice Horton 2595 S-17th Street Wilmington, NC 28401		check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	David Lude 317 Foxwood Ln. Wilmington, NC 28409		check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Sean Reese 1118 Country Club Rd. Wilmington, NC 28403		check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Aaron Richardet 229 Olde Well Loop Wilmington, NC 28401		check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	R. Todd Shaver 224 Seawatch Way Kure Beach, NC 28449		check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$ 200.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add	<input type="checkbox"/> Delete				\$

4. Total only this Page \$ 900.00

5. Total of ALL CRO-1210 Pages (only show on last page) \$

(This line must be on line 6 of Detailed Summary Page CRO-1100)

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Raymond S. Ito 1904 Eastwood Rd suite 103 Wilmington, NC 28403		check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	William K. Sisson 4706 Oleander Dr. Wilmington, NC 28403		check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100 ⁰⁰	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Kevin Wynne 7820 Masonboro Sound Rd. Wilmington, NC 28409		check	12/15/05	<input type="checkbox"/>	<input type="checkbox"/>	\$ 150 ⁰⁰	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Eastern Band of Cherokee Indians PO Box 455 Cherokee, NC 28719		check	11/12/05	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100 ⁰⁰	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	 	 	 	 	 	 	 	
	 	 	 	 	 	 	 	
	b. Job Title/Profession				 	 	 	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		

4. Total only this Page \$1,500⁰⁰
 5. Total of ALL CRO-1210 Pages (only show on last page) \$5,000⁰⁰
 (This line must be on line 6 of Detailed Summary Page CRO-1100)

Contributions from POLITICAL PARTY COMMITTEES

1. Name of Committee or Fund						2. ID Number	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount	
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
					<input type="checkbox"/> \$		
	g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				h. Election Cycle Sum to Date \$		
4. Total only this Page						\$	
5. Total of ALL CRO-1220 Pages						\$	
<i>(only show on last page)</i>							
<i>This line must be on line 7 of Detailed Summary Page CRO-1100</i>							

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Bayer Corp. PAC 100 Bayer Rd. Pittsburgh, PA 15205		check	10/12/05	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Hospital Assoc. PAC PO Box 4449 CARY, NC 27519		check	12/16/05	<input type="checkbox"/>	\$ 2,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	CIGNA Corp. PAC 1601 Chestnut St Phila. PA. 19192		check	11/16/05	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Assoc. of Nurse Anesthetists PAC Greensboro, NC 27455		check	11/16/05	<input type="checkbox"/>	\$ 2,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Medco Health PAC 591 Redwood Highway Bldg 500 Mill Valley, CA. 78412		check	11/20/05	<input type="checkbox"/>	\$ 1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page						\$ 5,500 ⁰⁰
5. Total of ALL CRO-1230 Pages (only show on last page)						\$
(This line must be on line 8 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Eli Lilly & Co. PAC Indianapolis, In. 46285		check	12/05/05	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Omega Protein PAC 1717 St. James Place #550 Houston Tx. 77056		check	12/10/05	<input type="checkbox"/>	\$ 2500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Abbott Laboratories PAC 100 Abbott Park Rd. Abbott Park IL. 60064		check	12/16/05	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Wyeth Good Govt. Fund Five Giralda Farms Madison NJ. 07940		check	12/20/05	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	The GlaxoSmithKline PAC Five Moore Dr. Research Triangle Park NC 27709		check	11/20/05	<input type="checkbox"/>	\$ 1,500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		

4. Total only this Page \$3,250.00

5. Total of ALL CRO-1230 Pages \$ (only show on last page)

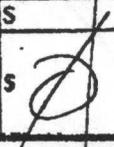
(This line must be on line 8 of Detailed Summary Page CRO-1100)

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund					2. ID Number	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	AZ PAC 1800 CONCORD PIKE PO. BOX 15438 WILMINGTON DE 19850		check	11/20/05	<input checked="" type="checkbox"/>	\$ 1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Pfizer PAC 235 East 42nd St New York, NY 10017		check	11/30/05	<input checked="" type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	PSNC Energy PAC		check	12/20/05	<input checked="" type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	 				<input type="checkbox"/>	\$
	 				<input type="checkbox"/>	\$
	 				<input type="checkbox"/>	\$
	 				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	 				<input type="checkbox"/>	\$
	 				<input type="checkbox"/>	\$
	 				<input type="checkbox"/>	\$
	 				<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		

4. Total only this Page \$2,000⁰⁰
 5. Total of ALL CRO-1230 Pages \$10,750⁰⁰
(This line must be on line A of Detailed Summary Page CRO-1100) (only show on last page)

Disbursements

1. Name of Committee or Fund <i>Thomas Wright Campaign</i>						2. ID Number <i>2209800</i>	
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursements.)							
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees			<input type="checkbox"/> Coordinated Party Expenditures		
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
							\$
							\$
							\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp, list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$	
5. Total only this Page							\$
6. Total of ALL CRO-1310 Related Pages (only show on last page)							\$
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i>							
<i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i>							
<i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>							

Disclosure Report Cover

Amendment
 Yes No

Please note that this cover sheet cannot be used to amend committee information such as the committee address, treasurer, assistant treasurer, custodian of books information, or account information.
 You must amend the Statement of Organization (CRO-2100A-E) to make these kinds of committee changes.
 Use the Amendment Form (CRO-1010) if more entries are needed.

1. Committee Information

1. Full Name: Thomas Weight Campaign Committee

2. Mailing Address (include City, State and Zip Code):
P.O. Box 1654
Wilmington, NC 28402

3. ID Number: 2209800

4. State: NC

5. Finance Number: _____

6. Report Year: _____

7. Period Start Date (mm/dd/yyyy): _____

8. Period End Date (mm/dd/yyyy): _____

9. Treasurer Full Name: _____

10. Type of Committee (Check one)

Candidate Campaign Party

Joint Fundraiser PAC

Refundation

11. Type of Report (check only one type of report from one category)

Subtotal	State/County	Reference
<input type="checkbox"/> Organizational	<input type="checkbox"/> Organizational	<input type="checkbox"/> Organizational
<input type="checkbox"/> Thirty-five day	<input type="checkbox"/> Quarterly	<input type="checkbox"/> Pre-election
<input type="checkbox"/> Pre-primary	<input type="checkbox"/> First Five	<input type="checkbox"/> Final
<input type="checkbox"/> Pre-election	<input type="checkbox"/> Second	<input type="checkbox"/> Supplemental Fund
<input type="checkbox"/> Post-mortem	<input type="checkbox"/> Third Five	<input type="checkbox"/> Annual
<input type="checkbox"/> Semi-annual	<input type="checkbox"/> Fourth	<input type="checkbox"/> Special
<input type="checkbox"/> Mid Year	<input type="checkbox"/> Semi-annual	
<input type="checkbox"/> Year End	<input type="checkbox"/> Mid Year	
<input type="checkbox"/> Final	<input type="checkbox"/> Year End	
<input type="checkbox"/> Special	<input type="checkbox"/> Final	
	<input type="checkbox"/> Special	

12. Account Information

1. Financial Institution Full Name: _____

2. Purpose: _____

3. Code: _____

4. Periodic Debit Balance: \$51,509.27

13. Account Information

1. Financial Institution Full Name: _____

2. Purpose: _____

3. Code: _____

4. Periodic Debit Balance: _____

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

Printed Name of Signer: _____

Signature of Appointed Treasurer: _____

Date: _____

FOR OFFICE USE ONLY

Date Received: _____

Date Forwarded: APR 24 2006

Date Scanned: 4/24/06

Employee: JSB

Employee: _____

Employee: RDG

Delivery Method

Normal Mail

Registered Mail

Hand Delivered

Electronically Filed

CRO-1000 N.C. BOARD OF ELECTIONS March 2005

EXHIBIT
16G

Detailed Summary

1. Committee Full Name (and Fund if applicable)		2. Type of Report		3. ID Number	
Thomas Wright Campaign				2209800	
Start of Election Cycle: January 1,		Total this Reporting Period		Total this Election Cycle	
4) Cash on Hand at Start		\$ 59,698.13		\$ 43,948.83	
RECEIPTS					
5) Aggregated Contributions from Individuals (CRO-1209)		\$ 5,950.00		\$	
6) Contributions from Individuals (CRO-1210)		\$ 5,950.00		\$ 12,150.00	
7) Contributions from Political Party Committees (CRO-1209)		\$ 0		\$	
8) Contributions from Other Political Committees (CRO-1209)		\$ 0		\$ 46,750.00	
9) Loan Proceeds (CRO-1410)		\$ 0		\$ 0	
10) Refunds/Reimbursements To the Committee (CRO-1700)		\$ 0		\$ 0	
11) Other Receipt Sources (CRO-1200)		\$ 0		\$ 0	
11a) Interest on Bank Accounts (CRO-1200)		\$ 0		\$ 0	
11b) Contributions from Not-for-Profit Organizations (CRO-1200)		\$ 0		\$ 0	
11c) Outside Sources of Income (CRO-1200)		\$ 0		\$ 0	
12) "Goods and Services" Contributions (CRO-1200)		\$ 0		\$ 0	
13) TOTAL RECEIPTS (Add lines 5, 6, 7, 8, 9, 10, 11a, 11b, 11c, and 12)		\$ 5,950.00		\$ 58,900.00	
EXPENDITURES					
14) Disbursements (CRO-1300)					
14a) Operating Expenditures (CRO-1300)		\$ 14,139.56		\$ 19,770.00	
14b) Contributions to Candidates/Political Committees (CRO-1310)		\$ 0		\$	
14c) Coordinated Party Expenditures (CRO-1310)		\$ 0		\$ 1,500.00	
15) Loan Repayments (CRO-1400)		\$ 0		\$ 0	
16) Refunds/Reimbursements From the Committee (CRO-1300)		\$ 0		\$ 0	
17) In-Kind Contributions (CRO-1300)		\$ 0		\$ 0	
18) TOTAL EXPENDITURES (Add lines 14a, 14b, 14c, 15, 16, and 17)		\$ 14,139.56		\$ 21,270.00	
19) Cash on Hand at End (Add lines 4 and 13 together, then subtract line 18)		\$ 51,509.27		\$ 51,509.27	
ADDITIONAL INFORMATION					
20) Non-Monetary Gifts Given to Other Committees (CRO-1300)		\$		\$	
21) Outstanding Loans (incl. ones from other campaigns) (CRO-1400)		\$		\$	
22) Debts and Obligations owed By the Committee (CRO-1600)		\$		\$	
23) Debts and Obligations owed To the Committee (CRO-1600)		\$		\$	
24) Account Transfers Within the Committee (CRO-1700)		\$		\$	
25) Administrative Support (CRO-1700)		\$		\$	
26) Forgiven Loans (CRO-1700)		\$		\$	
27) 48-Hour Notice Reports Sum (CRO-1700)		\$		\$	

CRTS-1700

1. Name of Committee or Fund		2. ID Number			
Thomas Waight Campaign		2208800			
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursement.)					
Operating Expenses		Contributions to Candidates/Political Committees			
Coordinated Party Expenditures					
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
4. Payer Cumulis Broadcast Wilmington, NC	radio advertisement		check	4/06	\$8,262.00
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	\$
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
4. Payer Poetry City Sign Works 1709 Castle Street Wilmington NC 28403	yard signs		check	4/06	\$4014.64
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	\$
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
4. Payer FedEx Kinkos Oxander Dr. Wilmington	printing		check	4/06	\$2828.6
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	\$
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
4. Payer FedEx Kinkos Oxander Dr. Wilmington NC 28403	printing		check	4/06	\$1,280.00
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	\$
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
4. Payer Gospel Joy Radio Wilmington NC 28401	advertisement		check	4/06	\$300.00
b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date	\$
5. Total only this Page					\$14,139.56
6. Total of ALL CRO-1310 Related Pages (only show on last page)					\$14,139.56
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses) (This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm) (This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)					

Contributions from INDIVIDUALS

1. Name of Committee or Fund				2. ID Number			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Joseph Stowell 941 6th Ave. Dr. NW Hickory, NC 28601-3403		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Rhney Shedlick 204 Fulham Pl Raleigh, NC 27615		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Cynthia Black 620 Guy Walker Way Durham NC 27703		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Jones B. Darnell 4531 Tree Rose Way Raleigh, NC 27606		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Nancy B. Mace 2500 Blue Ridge Rd Raleigh, NC 27607		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$			
4. Total only this Page							\$
5. Total of ALL CRO-1210 Pages (only show on last page)							\$ 1750 ⁰⁰
This line must be on line 6 of Detailed Summary Page CRO-1100							\$

Contributions from INDIVIDUALS

1. Name of Committee or Fund		2. ID Number						
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Sheery Bernardo 18904 Woodcote Dr Huntersville NC 28078		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Shelia Crumb 3900 Buda/ Crossing Ct Winston Salem NC 27154		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Sheery Owens 502 N. Hottenbrooke Dr Advance NC 27006		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Cindy Myratt 2044 Trinity Ave Wilmington NC 28401		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 200 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Terry C. Wicks 111 Windsor St Rutherford College, NC 28671		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 200 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
4. Total only this Page							\$ 1150 ⁰⁰	
5. Total of ALL CRO-1210 Pages (only show on last page) (This line must be on line 6 of Detailed Summary Page CRO-1100)							\$	

Contributions from INDIVIDUALS

1. Name of Committee or Fund				2. ID Number			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Julie Lowery 198 Norwood Rd Chapel Hill, NC 27516		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 200.00
	b. Job Title/Profession	j. If Amendment, choose change type:		k. Election Cycle Sum to Date			\$
	c. Employer's Name/Specific Field	<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	James B Hicks 1005 Brassfield Ct. Rocky Mount, NC 27803		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 200.00
	b. Job Title/Profession	j. If Amendment, choose change type:		k. Election Cycle Sum to Date			\$
	c. Employer's Name/Specific Field	<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	William Branch Jr. 1603 Chip Shot Dr. Morehead City, NC 28557		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 150.00
	b. Job Title/Profession	j. If Amendment, choose change type:		k. Election Cycle Sum to Date			\$
	c. Employer's Name/Specific Field	<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Deborah L. Marcinko 274 Woodhaven Dr. New Hill, NC 27562		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 150.00
	b. Job Title/Profession	j. If Amendment, choose change type:		k. Election Cycle Sum to Date			\$
	c. Employer's Name/Specific Field	<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Gregory W. Stone 1928 Wilton Circle Raleigh, NC 27615		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 150.00
	b. Job Title/Profession	j. If Amendment, choose change type:		k. Election Cycle Sum to Date			\$
	c. Employer's Name/Specific Field	<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$
4. Total only this Page							\$ 850.00
5. Total of ALL CRO-1210 Pages (only show on last page)							\$
This line must be on line 5 of Detailed Summary Page CRO-1100							

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Linda Bauer 201 Ashley Brook Ct Cary, NC 27513		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		
						\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Tammy Meath 200 Highland Trl. Chapel Hill NC 27576		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		
						\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Mavis Spitzer 240 36th Ave. Cir. Hickory, NC 28001		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		
						\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Christene Mastic 231 Hollis Way Winston Salem, NC 27104		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		
						\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Kandice Thompson 524 Knob View Pl Winston Salem NC 27104		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
				j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date		
						\$		
4. Total only this Page							\$	
5. Total of ALL CRO-1210 Pages (only show on last page)							\$500.00	
*This line must be on line 6 of Detailed Summary Page CRO-1100							\$	

CRO-1210

NC State Board of Elections

February 2002

Contributions from INDIVIDUALS

1. Name of Committee or Fund		2. ID Number					
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Deborah Flaherty 376 Deerfield Forest Pkwy Boone, NC 28607		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Sharon Pearce 133 Beck's Nursery Rd Lexington, NC 27292		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Robin Lynn Schaefer 1822-6 S Glenburne Rd New Bern, NC 28562		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Shirley Sopko 2606 Creek Ridge Ln Chapel Hill, NC 27514		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Dorothy Means 6710 Fairwoods Dr Chemmons, NC 27012		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/>			k. Election Cycle Sum to Date \$		
4. Total only this Page							\$
5. Total of ALL CRO-1210 Pages (only show on last page)							\$ 500
This line must be on line 6 of Detailed Summary Page CRO-1100							\$

CRO-1210

Contributions from INDIVIDUALS

1. Name of Committee or Fund		2. ID Number						
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	John Walter 631 Parkway Blvd Reidsville NC 27320		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Linda Moore 4110 Ston Brook Farms Rd Greensboro, NC 27406		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Spencer Gardner 3704 Woodhawn Rd Rocky Mount NC 27804		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Kenneth Nicollerat 107 Matland Dr CARY, NC 27511		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Linda Trimble 207 W. Besmer Ave. Greensboro, NC 27401		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 100.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$				
4. Total only this Page							\$ 500.00	
5. Total of ALL CRO-1210 Pages (only show on last page)							\$	
This line must be on end of Detailed Summary Page CRO-1100							\$	

Contributions from INDIVIDUALS

1. Name of Committee or Fund		2. ID Number					
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Pamela Wolford 499 Andrew Sink Rd Hexington, NC 27285		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			k. Election Cycle Sum to Date		
					\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Bonnie C May 208 Wood Row Dr Jamestown, NC 27282		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			k. Election Cycle Sum to Date		
					\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Charles Coe 141 milbrook PR Rdew, NC 27288		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			k. Election Cycle Sum to Date		
					\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Venay Ray 636 Doe Run Rd. Kernersville NC 27284		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			k. Election Cycle Sum to Date		
					\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Ann Wise 8009 Kilcass Ct. Clemmons, NC 27012		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete			k. Election Cycle Sum to Date		
					\$		
4. Total only this Page							\$500.00
5. Total of ALL CRO-1210 Pages (only show on last page)							\$
This line must be on line 6 of Detailed Summary Page CRO-1100							\$

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount			
	John Castrovini 172 Overlook Dr. Advance, NC 27006		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00			
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$			
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$			
							j. If Amendment, choose change type:		k. Election Cycle Sum to Date	
							<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount			
	Robert J Dacavage 2400 River Run Rd Brown Summit, NC 27214		check	02/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00			
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$			
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$			
							j. If Amendment, choose change type:		k. Election Cycle Sum to Date	
							<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount			
					<input type="checkbox"/>	<input type="checkbox"/>	\$			
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$			
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$			
							j. If Amendment, choose change type:		k. Election Cycle Sum to Date	
							<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount			
					<input type="checkbox"/>	<input type="checkbox"/>	\$			
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$			
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$			
							j. If Amendment, choose change type:		k. Election Cycle Sum to Date	
							<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount			
					<input type="checkbox"/>	<input type="checkbox"/>	\$			
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$			
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$			
							j. If Amendment, choose change type:		k. Election Cycle Sum to Date	
							<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
4. Total only this Page							\$ 200.00			
5. Total of ALL CRO-1210 Pages (only show on last page)							\$ 5,950.00			

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
2. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:					h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete	
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:					h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete	
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:					h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete	
						i. Election Cycle Sum to Date \$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:					h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete	
						i. Election Cycle Sum to Date \$

4. Total only this Page

5. Total of ALL CRO-1230 Pages

(only show on last page)

(This line must be on line 8 of Detailed Summary Page CRO-1180)

\$ 0

Contributions from POLITICAL PARTY COMMITTEES

1. Name of Committee or Fund						2. ID Number
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$	
2. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$	
4. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$	
5. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. If Amendment, choose change type:					h. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$	
4. Total only this Page						\$
5. Total of ALL CRO-1220 Pages (only show on last page)						\$
<i>(This line must be on line 7 of Detailed Summary Page CRO-1100)</i>						

Detailed Summary

Amendment
 Yes No

1. Committee Full Name (and Fund if applicable)		2. Type of Report		3. ID Number	
Thomas Weisheit Campaign				2209800	
Start of Election Cycle: January 1, _____				Total this Reporting Period	Total this Election Cycle
4) Cash on Hand at Start				\$ 59,698 ⁹²	\$ 59,698 ⁹²
RECEIPTS					
5) Aggregated Contributions from Individuals (CRO-1205)		\$	0	\$	0
6) Contributions from Individuals (CRO-1210)		\$	4,025 ⁰⁰	\$	16,175 ⁰⁰
7) Contributions from Political Party Committees (CRO-1220)		\$	0	\$	0
8) Contributions from Other Political Committees (CRO-1230)		\$	16,900 ⁹²	\$	168,409 ²⁷
9) Loan Proceeds (CRO-1410)		\$	0	\$	0
10) Refunds/Reimbursements To the Committee (CRO-1240)		\$	0	\$	0
11) Other Receipt Sources (CRO-1250)					
11a) Interest on Bank Accounts (CRO-1250)		\$	0	\$	0
11b) Contributions from Not-for-Profit Organizations (CRO-1250)		\$	0	\$	0
11c) Outside Sources of Income (CRO-1250)		\$	0	\$	0
12) "Goods and Services" Contributions (CRO-1260)		\$	0	\$	0
13) TOTAL RECEIPTS (Add lines 5, 6, 7, 8, 9, 10, 11a, 11b, 11c, and 12)		\$	20,925 ⁹²	\$	84,574 ²⁷
EXPENDITURES					
14) Disbursements (CRO-1310)					
14a) Operating Expenditures (CRO-1310)		\$	19,596 ²¹	\$	15,148 ³⁹
14b) Contributions to Candidates/Political Committees (CRO-1310)		\$	0	\$	0
14c) Coordinated Party Expenditures (CRO-1310)		\$	0	\$	1,500 ⁰⁰
15) Loan Repayments (CRO-1420)		\$	0	\$	0
16) Refunds/Reimbursements From the Committee (CRO-1320)		\$	0	\$	0
17) In-Kind Contributions (CRO-1510)		\$	0	\$	0
18) TOTAL EXPENDITURES (Add lines 14a, 14b, 14c, 15, 16, and 17)		\$	19,596 ²¹	\$	16,648 ³⁹
19) Cash on Hand at End (Add lines 4 and 13 together, then subtract line 18)		\$	69,425 ⁹²	\$	70,925 ⁹²
ADDITIONAL INFORMATION					
20) Non-Monetary Gifts Given to Other Committees (CRO-1330)		\$		\$	
21) Outstanding Loans (incl. ones from other campaigns) (CRO-1430)		\$		\$	
22) Debts and Obligations owed By the Committee (CRO-1610)		\$		\$	
23) Debts and Obligations owed To the Committee (CRO-1620)		\$		\$	
24) Account Transfers Within the Committee (CRO-1720)		\$		\$	
25) Administrative Support (CRO-1710)		\$		\$	
26) Forgiven Loans (CRO-1440)		\$		\$	
27) 48-Hour Notice Reports Sum		\$		\$	

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	George Laney 3143 Nicholas Creek Circle Wilmington, NC 28409		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:					k. Election Cycle Sum to Date			
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Joseph A. Valade 6569 Murrayville Rd Wilmington, NC 28411		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:					k. Election Cycle Sum to Date			
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	S.R. Rudd Jr. 210 Country Club Dr. Oak Island, NC 28465		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:					k. Election Cycle Sum to Date			
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	G. Wayne Long 108 Inlet Point Dr. Wilmington, NC 28409		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:					k. Election Cycle Sum to Date			
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Kew Coldabaugh 101-14 North Park Dr. Greensboro, NC 27401		check	3/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:					k. Election Cycle Sum to Date			
<input type="checkbox"/> Add <input type="checkbox"/> Delete					\$			
4. Total only this Page							\$ 2250 ⁰⁰	
5. Total of ALL CRO-1210 Pages (only show on last page)							\$	
<small>(This line must be on line 6 of Detailed Summary Page CRO-1100)</small>								

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number	
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Veronica Brown 121 Chimney Ln Wilmington, NC 28409		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	EDUCATOR							
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date			
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$			
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Alfred Thomas 4501 PRIOR DR #137 Wilmington, NC 28412		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	CFC Health Centre							
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date			
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$			
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	C. D. Walters 400 N. MAIN ST. UNIT 401 GREENVILLE, SC 29601		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	CBO CONSUMER LENDING							
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date			
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Amy Hobbs Schilder 608 SASSER ST. RALEIGH, NC 27604		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	Lobbyist							
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date			
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Vincent L. Calcasno Wilmington, NC 28412		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 150 ⁰⁰	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
					<input type="checkbox"/>	<input type="checkbox"/>	\$	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	Restoration							
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date			
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$			

4. Total only this Page	\$ 1150 ⁰⁰
5. Total of ALL CRO-1210 Pages (only show on last page)	\$

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number	
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	DONNA M. CLARK 1635 Waterford Point Lexington, NC 27292		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$125 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date		
						\$		
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	ANGELA FAISON 3204 Galway Rd Castle Hayne NC 28429		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date		
						\$		
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Susan Franks 34 Oak Island Dr. Oak Island, NC 28465		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date		
						\$		
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Benjamin Quattlebaum II 4907 Nedge Field Dr Wilmington NC 28405		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date		
						\$		
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Adell Bernard 1387 Morgan Rd Supply, NC 28462		check	2/06	<input type="checkbox"/>	<input type="checkbox"/>	\$100 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
		j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date		
						\$		
4. Total only this Page							\$ 525 ⁰⁰	
5. Total of ALL CRO-1210 Pages (only show on last page)							\$	

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number
1. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Mercedes Newsome 142 Blount DR. Wilmington NC 28411		check	3/00	<input type="checkbox"/>	<input type="checkbox"/>	\$100.00
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession	j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
	Retired Educator	<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		
2. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession	j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession	j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		
4. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession	j. If Amendment, choose change type:			k. Election Cycle Sum to Date		
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$		

4. Total only this Page

5. Total of ALL CRO-1210 Pages

(only show on last page)

(This line must be on line 6 of Detailed Summary Page CRO-1100)

\$100.00

\$4,025.00

Contributions from POLITICAL PARTY COMMITTEES

1. Name of Committee or Fund						2. ID Number
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	0
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
					<input type="checkbox"/> \$	
g. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete					h. Election Cycle Sum to Date \$	

4. Total only this Page						\$
5. Total of ALL CRO-1220 Pages <small>(only show on last page)</small>						\$

(This line must be on line 7 of Detailed Summary Page CRO-1100)

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Pfizer PAC 235 East 42nd St New York, NY 10017		check	2/06	<input type="checkbox"/>	\$1,500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <u>PAC</u>		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Progress Energy PAC PO Box 1510 Raleigh, NC 27602		check	2/06	<input type="checkbox"/>	\$1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <u>PAC</u>		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Electronics PAC PO Box 29513 Raleigh, NC 27626		check	2/06	<input type="checkbox"/>	\$1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Bank PAC PO Box 19999 Raleigh, NC 27619		check	2/06	<input type="checkbox"/>	\$800 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Wachovia NC Employees Good Govt. Fund		check	3/06	<input type="checkbox"/>	\$500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$		

4. Total only this Page \$4800⁰⁰

5. Total of ALL CRO-1230 Pages \$
(This line must be on line 8 of Detailed Summary Page CRO-1100) (only show on last page)

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	DAVITA INC. PAC 21250 Hawthorne Blvd. Torrance, CA 90503		check	2/06	<input type="checkbox"/>	\$ 5000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	REAP PO BOX 26566 Raleigh, NC 27611		check	3/06	<input type="checkbox"/>	\$ 400 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Assoc for Home & Hospice Care PAC 3101 Industrial Dr. Raleigh, NC 27609		check	2/06	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Dental PAC PO BOX 4099 CARY, NC 27519		check	2/06	<input type="checkbox"/>	\$ 750 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Time Warner PAC 510 Glenwood Ave Raleigh 27603		check	2/06	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 2150 ⁰⁰	
5. Total of ALL CRO-1230 Pages					\$	
(This line must be on line 3 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NMRS NC state PAC PO Box 1107003 Columbia SC 29211		check	3/06	<input type="checkbox"/>	\$ 200 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Blue Cross & Blue Shield of NC Employee PAC P.O. Box 2291 Durham, NC 27702		check	3/06	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NORRANT'S PAC 701 Pennsylvania Avenue Washington NC 20004		check	3/06	<input type="checkbox"/>	\$ 750 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Medical Society PAC P O Box 25834 Raleigh, NC 27611		check	3/06	<input type="checkbox"/>	\$ 1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Assoc of Educators PAC 700 South Sapsbury St. Raleigh, NC 27611		check	4/06	<input type="checkbox"/>	\$ 1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 3450 ⁰⁰	
5. Total of ALL CRO-1230 Pages <small>(only show on last page)</small>					\$	
<small>(This line must be on line 8 of Detailed Summary Page CRO-1100)</small>						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Duke Energy Corp. PAC 422 5 th Church St. Charlotte NC 28202		check	3/06	<input type="checkbox"/>	\$1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Academy of Trial Lawyers PAC PO. Box 10918 Raleigh, NC 27605		check	3/06	<input type="checkbox"/>	\$1000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Citizens for Higher Education 10709 Brass Kettle Rd Raleigh, NC 27614		check	3/06	<input type="checkbox"/>	\$2000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Realtors PAC 4511 Weybridge Lane Greensboro, NC 27407		check	3/06	<input type="checkbox"/>	\$2000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Park Council PAC 2800 Rexwoods Dr. Raleigh, NC 27607		check	3/06	<input type="checkbox"/>	\$500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$6500 ⁰⁰	
5. Total of ALL CRO-1230 Pages (only show on last page)					\$	
<small>(This line must be on line 8 of Detailed Summary Page CRO-1100)</small>						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Merck PAC 601 Pennsylvania Ave NW Washington, NC 28004		check	2/06	<input checked="" type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Parter, Poe, Adams & Branstetter - PAC 150 Fayetteville St mall Raleigh, NC 27602		check	2/06	<input checked="" type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		

4. Total only this Page \$ 1,000⁰⁰

5. Total of ALL CRO-1230 Pages \$ 16,900⁰⁰
(This line must be on the 8 of Detailed Summary Page CRO-1100)

Disbursements

1. Name of Committee or Fund						2. ID Number		
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of Disbursements.)								
<input checked="" type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures				
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Cumulus Broadcasting 3233 Buntmill Rd. Wilmington NC 28403			advertising		check	4/1/06	\$10,922 ⁰⁰
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	FedEx Kinkos 4700 Oleander Dr. Wilmington, NC 28403			printing		check	4/06	\$1,687 ⁰³
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Snapdragon Printing 1220 Dock Street Wilmington, NC 28401			Tee Shirts		check	5/06	\$428 ³⁹
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	International Mailing Services PO Box 330 Wilmington, NC 28402			mail service		check	4/06	\$6251 ⁸⁸
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	United House of Prayer 1226 Dawson Street Wilmington			news study		check	5/06	\$307 ⁵⁰
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
5. Total only this Page							\$19,996 ²¹	
6. Total of ALL CRO-1310 Related Pages (only show on last page)							\$	
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)								
(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)								
(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)								

Disclosure Report Cover

Amendment
 Yes No

Please note that this cover sheet cannot be used to amend committee information such as the committee address, treasurer, assistant treasurer, custodian of books information, or account information.
 You must amend the Statement of Organization (CRO-2100A-E) to make those kinds of committee changes.
 Use the Addendum form (CRO-1010) if more entries are needed.

1. Committee Information	
a. Full Name <i>Thomas Wright Campaign</i>	c. ID Number <i>22 09800</i>
b. Mailing Address (include City, State and Zip Code) <i>P.O. Box 1654 Wilmington, NC 28402</i>	d. Date Filed
	e. Phone Number

2. Report Year <i>2006</i>	3. Period Start Date (mm/dd/yyyy) <i>July '06</i>	4. Period End Date (mm/dd/yyyy) <i>October '06</i>	5. Treasurer Full Name
-------------------------------	--	---	------------------------

6. Type of Committee (Check one)		8. Type of Report (check only one type of report from one category)		
<input type="checkbox"/> Candidate Campaign	<input type="checkbox"/> Party	Municipal	State/County	Referendum
<input type="checkbox"/> Joint Fundraiser	<input type="checkbox"/> PAC	<input type="checkbox"/> Organizational	<input type="checkbox"/> Organizational	<input type="checkbox"/> Organizational
<input type="checkbox"/> Referendum		<input type="checkbox"/> Thirty-five day	<input type="checkbox"/> Quarterly	<input type="checkbox"/> Pre-referendum
7. Type of Fund (if applicable, check one)		<input type="checkbox"/> Pro-primary	<input type="checkbox"/> First Plus	<input type="checkbox"/> Final
<input type="checkbox"/> Soft Money Account		<input type="checkbox"/> Pro-election	<input type="checkbox"/> Second	<input type="checkbox"/> Supplemental Final
<input type="checkbox"/> "Booster Fund"		<input type="checkbox"/> Pre-runoff	<input checked="" type="checkbox"/> Third Plus	<input type="checkbox"/> Annual
<input type="checkbox"/> Building Fund		<input type="checkbox"/> Semi-annual	<input type="checkbox"/> Fourth	<input type="checkbox"/> Special
<input type="checkbox"/> NC Political Party Financing Fund		<input type="checkbox"/> Mid Year	<input type="checkbox"/> Semi-annual	9. Special Report Name
<input type="checkbox"/> Presidential Election Year Candidates Fund		<input type="checkbox"/> Year End	<input type="checkbox"/> Mid Year	
<input type="checkbox"/> NC Public Campaign Financing Fund		<input type="checkbox"/> Final	<input type="checkbox"/> Year End	
<input type="checkbox"/> Other:		<input type="checkbox"/> Special	<input type="checkbox"/> Final	
			<input type="checkbox"/> Special	

10. Account Information		10. Account Information	
a. Financial Institution Full Name	a. Financial Institution Full Name	b. Purpose	c. Code
		d. Period Begin Balance	d. Period Begin Balance
		<i>\$69,425.92</i>	\$

CERTIFICATION
 I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

[Signature] Printed Name of Signer
 NOV 01 2006
 Signature of Appointed Treasurer
 10/31/06 Date

FOR OFFICE USE ONLY

Date Received: *NC BOARD OF ELECTIONS*
 Date Postmarked: *10/30/06*
 Date Scanned: _____

Employee: *PW*
 Employee: *PW*
 Employee: _____

Delivery Method
 Normal Mail
 Registered Mail
 Hand Delivered
 Electronically Filed

Detailed Summary

Amendment
 Yes No

1. Committee Full Name (and Fund if applicable)	2. Type of Report	3. ID Number	
Thomas Wright Campaign	3 rd Quarter	2209800	
Start of Election Cycle: January 1, _____	Total this Reporting Period	Total this Election Cycle	
4) Cash on Hand at Start	\$69,425.92	\$59,698.92	
RECEIPTS			
5) Aggregated Contributions from Individuals (CRO-1205)	\$ 0	\$ 0	
6) Contributions from Individuals (CRO-1210)	\$ 8,956.00	\$ 25,126.00	
7) Contributions from Political Party Committees (CRO-1230)	\$ 0	\$ 0	
8) Contributions from Other Political Committees (CRO-1250)	\$ 13,150.00	\$ 81,530.22	
9) Loan Proceeds (CRO-1410)	\$ 0	\$ 0	
10) Refunds/Reimbursements To the Committee (CRO-1240)	\$ 0	\$ 0	
11) Other Receipt Sources (CRO-1250)			
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0	
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0	
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0	
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0	
13) TOTAL RECEIPTS (Add lines 5, 6, 7, 8, 9, 10, 11a, 11b, 11c, and 12)	\$ 22,106.00	\$ 106,676.22	
EXPENDITURES			
14) Disbursements (CRO-1310)			
14a) Operating Expenditures (CRO-1310)	\$ 12,789.06	\$ 34,745.94	
14b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$ 0	
14c) Coordinated Party Expenditures (CRO-1310)	\$ 0	\$ 4,500.00	
15) Loan Repayments (CRO-1420)	\$ 0	\$ 0	
16) Refunds/Reimbursements From the Committee (CRO-1330)	\$ 0	\$ 0	
17) In-Kind Contributions (CRO-1510)	\$ 2,850.00	\$ 0	
18) TOTAL EXPENDITURES (Add lines 14a, 14b, 14c, 15, 16, and 17)	\$ 15,639.06	\$ 36,245.94	
19) Cash on Hand at End (Add lines 4 and 13 together, then subtract line 18)	\$ 75,587.79	\$ 130,130.18	
ADDITIONAL INFORMATION			
20) Non-Monetary Gifts Given to Other Committees (CRO-1330)	\$		
21) Outstanding Loans (incl. ones from other campaigns) (CRO-1430)	\$		
22) Debts and Obligations owed By the Committee (CRO-1610)	\$		
23) Debts and Obligations owed To the Committee (CRO-1620)	\$		
24) Account Transfers Within the Committee (CRO-1720)	\$		
25) Administrative Support (CRO-1710)	\$	\$	
26) Forgiven Loans (CRO-1640)	\$	\$	
27) 48-Hour Notice Reports Sum	\$	\$	

Contributions from INDIVIDUALS

1. Name of Committee or Fund						2. ID Number		
Thomas Wright Campaign						22 @ 9800		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Thomas J. Pearsall Jr 1 Pige Ave, Suite 215 Asheville NC 28801		check	8/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field						j. If Amendment, choose change type:		k. Election Cycle Sum to Date
CEO/Ret Self						<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Mark B. Pearsall 1 Pige Ave Suite 215 Asheville, NC 28801		check	8/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field						j. If Amendment, choose change type:		k. Election Cycle Sum to Date
Business owner Self						<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Bernetha L. McKeithen 3204 Snow Berry Ct. Wilmington, NC 28409		check	8/21/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field						j. If Amendment, choose change type:		k. Election Cycle Sum to Date
Homemaker Self						<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	MARION A SWIFT 237 Green Knobs Mountain Rd Boone NC 28607		check	8/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 101 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field						j. If Amendment, choose change type:		k. Election Cycle Sum to Date
MARR H. SWIFT Associates Self						<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Gary Oyster P O Box 189 Franklin NC 27525		check	7/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250 ⁰⁰	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
c. Employer's Name/Specific Field						j. If Amendment, choose change type:		k. Election Cycle Sum to Date
Artist Self						<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$
4. Total only this Page							\$ 1851 ⁰⁰	
5. Total of ALL CRO-1210 Pages (only show on last page)							\$	

This line must be on line 6 of Detailed Summary Page CRO-1100

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Fred Mills Sr. P.O. Box 6171 Raleigh, NC 27628		check	4/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:							k. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete							\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Paul Hickman 4805 Studbury Ct. Wake Forest NC		check	4/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:							k. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete							\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	lv. Ann. Coe Perryman 1405 Broadway Lexington, NC 27295		check	4/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:							k. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete							\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	William Buford III 4840 SE Cornell Ave. Chicago IL 60615		check	4/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:							k. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete							\$	
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount	
	Rufus L. Edmiston 132 SE Satisbury St. Raleigh, NC 27601		check	4/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 200.00	
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$	
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$	
j. If Amendment, choose change type:							k. Election Cycle Sum to Date	
<input type="checkbox"/> Add <input type="checkbox"/> Delete							\$	
4. Total only this Page							\$ 1,200.00	
5. Total of ALL CRO-1210 Pages (only show on last page)							\$ /	
<small>(This line must be on line 6 of Detailed Summary Page CRO-1100)</small>								

Contributions from INDIVIDUALS

1. Name of Committee or Fund							2. ID Number		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	William Faison PO Box 51729 Durham, NC 27717		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$		
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date				
	self	<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	Jerry Lee Robinson 506 Tuxedo Lane Perchtree City GA 30269		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$		
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date				
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	Dwight Harrod 785 Branchview Dr SW Atlanta GA 30331		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$		
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date				
	Compu credit	<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	John L. New 55-26 Woodside Ave Woodside, NY 11377		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 1,000 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$		
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date				
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount		
	Robert A Kelman 40 W. 22nd St New York NY 10010		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>	\$ 500 ⁰⁰		
					<input type="checkbox"/>	<input type="checkbox"/>	\$		
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$		
	c. Employer's Name/Specific Field	j. If Amendment, choose change type:			k. Election Cycle Sum to Date				
		<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$				
4. Total only this Page							\$ 3000 ⁰⁰		
5. Total of ALL CRO-1210 Pages (only show on last page)							\$		

Contributions from INDIVIDUALS

1. Name of Committee or Fund _____ 2. ID Number _____

3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
		William Schmiedel 118 Asbury Ave. Freehold NJ, 07728		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		

3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
		Joseph A PAYSKO III 203 Murray Ave Yardville, NJ, 09620		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		

3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
		David DUDOWA 73 601 P View Dr. Little Egg, Harbor Twp NJ. 08087		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		

3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
		Scott A. Miller 81 Beach Rd. Port Washington, NY. 11050		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		

3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
		G. BARRY ISAACS 7 Schindler Ct. Boonton Township NJ. 07005		check	5/06	<input type="checkbox"/>	<input type="checkbox"/>
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field				<input type="checkbox"/>	<input type="checkbox"/>	\$
	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete				k. Election Cycle Sum to Date \$		

4. Total only this Page \$ 2,100.00

5. Total of ALL CRO-1210 Pages \$
(This line must be on line 6 of Detailed Summary Page CRO-1100) (only show on last page)

Contributions from INDIVIDUALS

1. Name of Committee or Fund		2. ID Number					
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	R. Clark Perry 4 Robert Court Verona NJ 07044		check	4/06	<input type="checkbox"/>	<input type="checkbox"/>	\$350 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	F.W. Cornell 368 Vassar Dr Freehold, NJ 07728		check	4/06	<input type="checkbox"/>	<input type="checkbox"/>	\$250 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	John Butler 518 S. Baylan Ave. Raleigh, NC 27603		check	4/06	<input type="checkbox"/>	<input type="checkbox"/>	\$200 ⁰⁰
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
3. Contributor	a. Full Name, Mailing Address & Phone (Include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession				<input type="checkbox"/>	<input type="checkbox"/>	\$
	c. Employer's Name/Specific Field	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date \$			
4. Total only this Page							\$ 800 ⁰⁰
5. Total of ALL CRO-1210 Pages (only show on last page)							\$8,957 ⁰⁰
*This line must be on line 6 of Detailed Summary Page CRO-1100)							

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund						2. ID Number
3. Contributor	Thomas Wright Campaign					
	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	BANK OF AMERICA PAC 600 Peachtree St. NE. Atlanta GA 30308		check	4/06	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	Nextel Corp. PAC					
	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	150 Fayetteville St. MAIL Raleigh NC 27601		check	4/06	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	NC Farm Bureau PAC					
	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	P O BOX 27766 Raleigh NC 27611		check	4/06	<input type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	KEAR DAVIS INC PAC					
	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	2522 S. TRICENTEN BLVD. DURHAM, NC 27713		check	4/06	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
3. Contributor	Smithfield Foods Inc PAC					
	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	499 Park Ave New York, NY		check	4/06	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:			h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$	
4. Total only this Page						\$ 2,000.00
5. Total of ALL CRO-1230 Pages (only show on last page)						\$
(This line must be on line 1 of Detailed Summary Page CRO-1100)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC PGA PAC 5112 BUR OAK Circle Raleigh, NC 27612		check	4/06	<input type="checkbox"/>	\$ 200 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC State AFL-CIO COPE-PAC PO Box 10805 Raleigh, NC. 27605		check	4/06	<input type="checkbox"/>	\$ 100 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Re Elect Gausey Sheriff 4901 GORHAM AVE. Wilmington, NC 28409		check	4/06	<input type="checkbox"/>	\$ 1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Construction PAC. PO Box 30998 Raleigh, NC 27622		check	4/06	<input type="checkbox"/>	\$ 200 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Employees PAC PO Drawer 27727 Raleigh, NC 27611		check	4/06	<input type="checkbox"/>	\$ 250 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 1,750 ⁰⁰	
5. Total of ALL CRO-1230 Pages <small>(This line must be on the 1 of Detailed Summary Page CRO-1100)</small>					\$	

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Retail Merchants Assn PAC		check	4/06	<input type="checkbox"/>	\$ 200 ⁰⁰
	PO Box 176001				<input type="checkbox"/>	\$
	Raleigh, NC 27619				<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Properum Stand Teams PAC		check	4/06	<input type="checkbox"/>	\$ 200 ⁰⁰
	805 Pennsylvania Ave.				<input type="checkbox"/>	\$
	Kansas City MO. 64105				<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	ARTRAC, Inc PAC		check	4/06	<input type="checkbox"/>	\$ 200 ⁰⁰
	1511 Armstrong Ave.				<input type="checkbox"/>	\$
	Hartford, CT. 06156				<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Dominion PAC		check	4/06	<input type="checkbox"/>	\$ 300 ⁰⁰
	PO Box 26666				<input type="checkbox"/>	\$
	Richmond VA. 23261				<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	N.C. Hospital Association PAC		check	4/06	<input type="checkbox"/>	\$ 2,000 ⁰⁰
	PO Box 4449				<input type="checkbox"/>	\$
	Cary, NC 27579				<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
4. Total only this Page					\$ 2,900 ⁰⁰	
5. Total of ALL CRO-1230 Pages <small>(This line must be on line 3 of Detailed Summary Page CRO-1100)</small>					\$	

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund 2. ID Number

3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Nationwide PAC one Nationwide Plaza Columbus, Oh. 43215			check	4/06	<input type="checkbox"/>
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$

g. Type of Committee: Federal State County: _____
 h. If Amendment, choose change type: Add Delete
 i. Election Cycle Sum to Date: \$

3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Build PAC P.O. Box 99090 Raleigh, NC 27624			check	4/06	<input type="checkbox"/>
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$

g. Type of Committee: Federal State County: _____
 h. If Amendment, choose change type: Add Delete
 i. Election Cycle Sum to Date: \$

3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	Leillard PAC 714 Green Valley Rd Greensboro NC 27408			check	4/06	<input type="checkbox"/>
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$

g. Type of Committee: Federal State County: _____
 h. If Amendment, choose change type: Add Delete
 i. Election Cycle Sum to Date: \$

3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Assoc Long Term Care Act 4101 Barrett Dr. Raleigh, NC 27609			check	4/06	<input type="checkbox"/>
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$

g. Type of Committee: Federal State County: _____
 h. If Amendment, choose change type: Add Delete
 i. Election Cycle Sum to Date: \$

3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Dental PAC PO Box 4099 CARY NC 27519			check	4/06	<input type="checkbox"/>
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$

g. Type of Committee: Federal State County: _____
 h. If Amendment, choose change type: Add Delete
 i. Election Cycle Sum to Date: \$

4. Total only this Page: \$6,500⁰⁰
 5. Total of ALL CRO-1230 Pages: \$ (only show on last page)

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	HBC North America PAC 2700 Sanders Rd. Prospect Heights FL 60070		check	4/06	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	CAPA - PAC 20509 10749 Raleigh, NC 27605		check	4/06	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Restaurant Assoc Inc PAC 6036 Six Forks Rd. Raleigh, NC 27609		check	4/06	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
	NC Assoc. Insurance & Financial Advisors - PAC 875 Washington St. Raleigh, NC 27605		check	4/00	<input type="checkbox"/>	\$ 500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County:		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		

4. Total only this Page \$ 2,000⁰⁰

5. Total of ALL CRO-1230 Pages \$ 13,150⁰⁰
(This line must be on line 1 of Detailed Summary Page CRO-1100) (only show on last page)

Disbursements

1. Name of Committee or Fund Thomas Wright Campaign						2. ID Number 2209800		
3. Type of Disbursement (Please use separate CRO-1310 forms for each type of disbursement.)								
<input type="checkbox"/> Operating Expenses <input type="checkbox"/> Contributions to Candidates/Political Committees <input type="checkbox"/> Coordinated Party Expenditures								
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Snapdragon Painting 1220 Oak St Wilmington NC 28401			teeshirts		check	5/06	\$405 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		\$
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Cumulis Broadcasting 3233 Burnt mill Rd. Wilmington NC 28403			Advertising		check	5/06	\$2,993 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		\$
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Pender Post Burgaw NC			newspaper ad		check	5/06	\$630 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		\$
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	FedEx Kinkos 4700 Oremdon Dr. Wilmington NC 28403			printing		check	5/06	\$2,347 ⁵⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		\$
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Port City Signs 1703 Castle Street Wilmington, NC 28401			signs		check	5/06	\$3,764 ⁰⁰
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		\$
5. Total only this Page							\$	
6. Total of ALL CRO-1310 Related Pages (only show on last page)							\$	
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)							\$	
(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)							\$	
(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)							\$	

Disbursements

1. Name of Committee or Fund		2. ID Number					
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursements.)</i> <input type="checkbox"/> Operating Expenses <input type="checkbox"/> Contributions to Candidates/Political Committees <input type="checkbox"/> Coordinated Party Expenditures							
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Nora Butts #6, Shipyard walk Wilmington, NC 28401		pollworker				\$ 1000
	b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Debra Stokes 100.3 SE 14th St Wilmington NC 28401		pollworker				\$ 1000
	b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	James Alexander 506. Brunswick St Wilmington NC 28401		pollworker				\$ 1000
	b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Will Forder 2209 Rock Hill Rd Castle Hayne NC 28401		pollworker				\$ 1000
	b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
4. Payer	a. Full Name, Mailing Address & Phone (include city, state, and zip)		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Angela Redd 717 Emory St Wilmington NC 28405		pollworker				\$ 1000
	b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
5. Total only this Page							\$ 5000
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>							\$
(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses) (This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm) (This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)							\$

Disbursements

1. Name of Committee or Fund		2. ID Number					
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursement.)</i>							
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures			
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	Pearline Watkins 706 Emory St Wilmington NC 28401	pollworker				\$100.00	
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		
					\$		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	Julia Salter 407 50th St Wilmington, NC 28401	driver/pollworker				\$150.00	
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		
					\$		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	Lossie McCreary 4715 Greentree Rd Wilmington NC 28405	pollworker				\$100.00	
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		
					\$		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	Johnnie Jacobs 1117 Shipyard Walk Wilmington, NC 28401	pollworker				\$100.00	
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		
					\$		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount	
	Tammie Monroe 2020 Bender Ave Wilmington, NC 28403	pollworker				\$100.00	
	b. If Contribution to County Committee, specify:	c. If Coordinated Party Exp. list Cand/Comm:	i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date		
					\$		
5. Total only this Page						\$550.00	
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>						\$	
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i>						\$	
<i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i>						\$	
<i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>						\$	

Disbursements

1. Name of Committee or Fund						2. ID Number		
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursement.)</i>								
<input type="checkbox"/> Operating Expenses				<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures		
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Backen Boney 1113 E. Stewart Circle Wilmington, NC 28401			pollworker		check	5/06	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Robert Lawrence 808 B. N. 5th St Wilmington, NC 28401			pollworker		check	5/06	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Stephanie Stokes # 7 N. Liberty Ct. Wilmington, NC 28401			pollworker		check	5/06	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Corette Stokes 414 apt 2 Harnett st Wilmington NC 28401			pollworker		check	5/06	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Judy Davis 1009 So 8th St Wilmington, NC 28401			pollworker		check	5/06	\$ 100 ⁰⁰
b. If Contribution to County Committee, specify: Exp. list Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
5. Total only this Page							\$ 500 ⁰⁰	
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>							\$	
<i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i>								
<i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i>								
<i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i>								

Disbursements

1. Name of Committee or Fund						2. ID Number	
3. Type of Disbursement <small>(Please use separate CRO-1310 forms for each type of Disbursement.)</small>							
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees		<input type="checkbox"/> Coordinated Party Expenditures			
4. Payer a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>		d. Purpose		e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
Gwendolyn Watkins 1018 Thomas C. Jersey Jr Wilmington, NC 28401		pollworker					\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
4. Payer a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>		d. Purpose		e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
Kendra Hill 2805 Spaulding Wilmington, NC 28405		pollworker					\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
4. Payer a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>		d. Purpose		e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
James Jordan 1108 James Alley Wilmington, NC 28401		pollworker					\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
4. Payer a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>		d. Purpose		e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
Reese Smith 4913 Gordon Rd Wilmington, NC 28401		pollworker					\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
4. Payer a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>		d. Purpose		e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
Josezell Smith 4913 Gordon Rd Wilmington, NC 28401		pollworker					\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:		j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$	
5. Total only this Page						\$ 500.00	
6. Total of ALL CRO-1310 Related Pages <small>(only show on last page)</small>						\$	
<small>(This line goes in line 10a of Detailed Summary Page CRO-1100 if Operating Expenses)</small>						\$	
<small>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</small>						\$	
<small>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>						\$	

Disbursements

1. Name of Committee or Fund						2. ID Number		
3. Type of Disbursement <i>(Please use separate CRO-1310 forms for each type of Disbursements.)</i>								
<input type="checkbox"/> Operating Expenses		<input type="checkbox"/> Contributions to Candidates/Political Committees			<input type="checkbox"/> Coordinated Party Expenditures			
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Ruth Lewis Wilmington, NC 28401			pollworker		check	5/06	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Arik Hicks Wilmington, NC 28411			pollworker		check	5/06	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Patricia Drakeford Wilmington NC. 28411			pollworker		check	5/06	\$ 100.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
	Gloria Stokes # 4 Shipyard Walk Wilmington, NC 28401					check	5/06	\$ 300.00
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
4. Payee	a. Full Name, Mailing Address & Phone (include city, state, and zip)			d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
								\$
b. If Contribution to County Committee, specify:		c. If Coordinated Party Exp. list Cand/Comm:		i. If Amendment, choose change type:			j. Election Cycle Sum To Date	
				<input type="checkbox"/> Add <input type="checkbox"/> Delete			\$	
5. Total only this Page							\$ 600.00	
6. Total of ALL CRO-1310 Related Pages <i>(only show on last page)</i>							\$ 1,278.99	
<p><i>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</i></p> <p><i>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</i></p> <p><i>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</i></p>								

Disclosure Report Cover

Amendment
 Yes No

Please note that this cover sheet cannot be used to amend committee information such as the committee address, treasurer, assistant treasurer, custodian of books information, or account information.
 You must amend the Statement of Organization (CRO-2100A-B) to make those kinds of committee changes.
 Use the Amendment form (CRO-1010) if more amends are needed.

1. Committee Information

a. Full Name: Thomas Wright Campaign

b. Mailing Address (include City, State and Zip Code):
P. O. Box 1654
Wilmington, NC 28402

c. ID Number: 2209800

d. Date Filed: _____

e. Phone Number: 910 343-3339

2. Report Year: 2006

3. Period Start Date (mm/dd/yyyy): October 2006

4. Period End Date (mm/dd/yyyy): Jan 10 2007

5. Treasurer Full Name: _____

6. Type of Committee (Check one)

Candidate Campaign Party

Joint Fundraiser PAC

Refundation

7. Type of Fund (if applicable, check one)

Self-Money Account

"Booster Fund"

Building Fund

NC Political Party Financing Fund

Presidential Election Year Candidate Fund

NC Public Campaign Financing Fund

Other

8. Type of Report (check only one type of report from one category)

Organizational

Organizational

Thirty-five day

Pre-primary

Pre-election

Pre-meeting

Semi-annual

Mid Year

Year End

Final

Special

State/County

Organizational

Quarterly

First Five

Second

Third Five

Fourth

Semi-annual

Mid Year

Year End

Final

Special

Refundation

Organizational

Pre-refundation

Fund

Supplemental Fund

Annual

Special

9. Special Report Name: _____

10. Account Information

a. Financial Institution Full Name: _____

b. Purpose: _____

c. Code: _____

d. Period Begin Balance: \$75,587.29

e. Code: _____

f. Period End Balance: _____

CERTIFICATION

I certify that the Committee is in compliance with all provisions of Article 22A, including that no funds are commingled with funds for a federal or out-of-state PAC. I further say that this report is complete, true and correct.

Printed Name of Signer: _____ Signature of Approved Treasurer: _____ Date: 1/10/07

FOR OFFICE USE ONLY

Date Received: _____ Employee: _____

Date Postmarked: _____ Employee: _____

Date Scanned: 01-18-07 Employee: AL

Delivery Method

Normal Mail

Registered Mail

Hand Delivered

Electronically Filed

RECEIVED
 JAN 10 2007
 CAMPAIGN REPORTING

Detailed Summary

Amendment

Yes No

1. Committee Full Name (and Fund if applicable)	2. Type of Report	3. ID Number	
Thomas Wright Campaign	4th Quarter	2209800	
Start of Election Cycle: January 1, _____	Total this Reporting Period	Total this Election Cycle	
4) Cash on Hand at Start	\$75,587.92	\$69,425.92	
RECEIPTS			
5) Aggregated Contributions from Individuals (CRO-1205)	\$ 0	\$ 0	
6) Contributions from Individuals (CRO-1210)	\$ 1,250.00	\$ 34,077.00	
7) Contributions from Political Party Committees (CRO-1220)	\$ 0	\$ 0	
8) Contributions from Other Political Committees (CRO-1230)	\$ 19,750.00	\$ 94,700.22	
9) Loan Proceeds (CRO-1410)	\$ 0	\$ 0	
10) Refunds/Reimbursements To the Committee (CRO-1240)	\$ 0	\$ 0	
11) Other Receipt Sources (CRO-1250)			
11a) Interest on Bank Accounts (CRO-1250)	\$ 0	\$ 0	
11b) Contributions from Not-for-Profit Organizations (CRO-1250)	\$ 0	\$ 0	
11c) Outside Sources of Income (CRO-1250)	\$ 0	\$ 0	
12) "Goods and Services" Contributions (CRO-1260)	\$ 0	\$ 0	
13) TOTAL RECEIPTS <small>(Add lines 5, 6, 7, 8, 9, 10, 11a, 11b, 11c, and 12)</small>	\$20,000.00	\$128,777.22	
EXPENDITURES			
14) Disbursements (CRO-1310)			
14a) Operating Expenditures (CRO-1310)	\$ 11,316.50	\$ 47,534.07	
14b) Contributions to Candidates/Political Committees (CRO-1310)	\$ 0	\$ 0	
14c) Coordinated Party Expenditures (CRO-1310)	\$ 0	\$ 4,500.00	
15) Loan Repayments (CRO-1420)	\$ 0	\$ 0	
16) Refunds/Reimbursements From the Committee (CRO-1320)	\$ 0	\$ 0	
17) In-Kind Contributions (CRO-1310)	\$ 0	\$ 2,850.00	
18) TOTAL EXPENDITURES <small>(Add lines 14a, 14b, 14c, 15, 16, and 17)</small>	\$ 11,316.50	\$ 51,884.07	
19) Cash on Hand at End <small>(Add lines 4 and 13 together, then subtract line 18)</small>	\$84,271.29	\$146,315.15	
ADDITIONAL INFORMATION			
20) Non-Monetary Gifts Given to Other Committees (CRO-1330)	\$		
21) Outstanding Loans (incl. ones from other campaigns) (CRO-1430)	\$		
22) Debts and Obligations owed By the Committee (CRO-1610)	\$		
23) Debts and Obligations owed To the Committee (CRO-1620)	\$		
24) Account Transfers Within the Committee (CRO-1700)	\$		
25) Administrative Support (CRO-1710)	\$	\$	
26) Forgiven Loans (CRO-1440)	\$	\$	
27) 45-Minute Notice Reports Cost	\$	\$	

Contributions from INDIVIDUALS

1. Name of Contributor or Fund		2. ID Number					
A. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	George Saunders MD 114 W. Parrish St Durham NC 27701		check	dec 2006	<input type="checkbox"/>	<input type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date			
	Assistant Old North State Medical Society			\$			
B. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
	Carl Marshburn 10, 1/2 Water Street Unit #1 Wilmington, NC 28401		check	october 2006	<input type="checkbox"/>	<input type="checkbox"/>	\$ 1,000.00
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date			
	Executive Carter Bank			\$			
C. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date			
				\$			
D. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date			
				\$			
E. Contributor	a. Full Name, Mailing Address & Phone (include city, state, & zip)	d. Account Number/Code	e. Form of Payment	f. Date (mm/dd/yyyy)	g. In-Kind	h. Prior Report	i. Amount
					<input type="checkbox"/>	<input type="checkbox"/>	\$
					<input type="checkbox"/>	<input type="checkbox"/>	\$
	b. Job Title/Profession	j. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		k. Election Cycle Sum to Date			
				\$			
4. Total only this Page							\$ 1,250.00
5. Total of ALL CRO-1210 Pages (only show on last page)							\$ 1,250.00
Total (line must be on line 4 of Detailed Summary Page CRO-1100)							

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip) Citizens for Night Education 10709 Brassflettle Rd. Raleigh, NC 27614-9559	b. Account Number/Code	c. Form of Payment check d. Date (mm/dd/yyyy) October 06 e. In-Kind <input type="checkbox"/> \$ 2,000.00 <input type="checkbox"/> \$ <input type="checkbox"/> \$ <input type="checkbox"/> \$	
	g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/> i. Election Cycle Sum to Date 15	
	3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip) NC Realtors PAC 4511 Weybridge Ln. Greensboro, NC 27407	b. Account Number/Code	c. Form of Payment check d. Date (mm/dd/yyyy) October '06 e. In-Kind <input type="checkbox"/> \$ 4,000.00 <input type="checkbox"/> \$ <input type="checkbox"/> \$ <input type="checkbox"/> \$
		g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/> i. Election Cycle Sum to Date 15
3. Contributor		a. Full Name, Mailing Address & Phone (include city, state, and zip) NC Assoc. Educators PAC 700 S. Soudisbury St Raleigh NC 27601	b. Account Number/Code	c. Form of Payment check d. Date (mm/dd/yyyy) October '06 e. In-Kind <input type="checkbox"/> \$ 500.00 <input type="checkbox"/> \$ <input type="checkbox"/> \$ <input type="checkbox"/> \$
		g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/> i. Election Cycle Sum to Date 15
	3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip) Friends of Forestry PAC 1600 Glenwood Ave Site I Raleigh, NC 27608	b. Account Number/Code	c. Form of Payment check d. Date (mm/dd/yyyy) October 06 e. In-Kind <input type="checkbox"/> \$ 500.00 <input type="checkbox"/> \$ <input type="checkbox"/> \$ <input type="checkbox"/> \$
		g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/> i. Election Cycle Sum to Date 15
3. Contributor		a. Full Name, Mailing Address & Phone (include city, state, and zip) Popsco Concerned citizens Fund Purchase, NY 10577	b. Account Number/Code	c. Form of Payment check d. Date (mm/dd/yyyy) October '06 e. In-Kind <input type="checkbox"/> \$ 250.00 <input type="checkbox"/> \$ <input type="checkbox"/> \$ <input type="checkbox"/> \$
		g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: Add <input type="checkbox"/> Delete <input type="checkbox"/> i. Election Cycle Sum to Date 15
	4. Total only this Page \$ 7,250.00			
	5. Total of ALL CRO-1230 Pages (This line must be on the 1st Detailed Summary Page CRO-1230) \$			

Contributions from OTHER POLITICAL COMMITTEES

Page 2 of 2

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip) NC. Assoc. Nurse Anesthetist PC 201 Eva Lane Greensboro, NC 27455	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
			check	Oct 06	<input type="checkbox"/>	\$ 2000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$ 15		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip) NC Hospital Assoc PAC P O Box 4445 Cary, NC 27519	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
			check	Oct 06	<input type="checkbox"/>	\$ 2000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$ 5		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip) ILA committee on Political Education 17 Battery Pl. Suite 930 New York, NY 10004	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
			check	Oct 06	<input type="checkbox"/>	\$ 1,500 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$ 5		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip) Meek Employees PAC 601 Pennsylvania Ave NW Washington, DC 20004	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
			check	Oct 06	<input type="checkbox"/>	\$ 1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$ 5		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip) NC Home Builders Assoc. PAC P.O. Box 99090 Raleigh, NC 27624	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. In-Kind	f. Amount
			check	Nov 06	<input type="checkbox"/>	\$ 1,000 ⁰⁰
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee		h. If Amendment, choose change type:		i. Election Cycle Sum to Date		
<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		<input type="checkbox"/> Add <input type="checkbox"/> Delete		\$ 15		
4. Total only this Page					\$ 7,500 ⁰⁰	
5. Total of ALL CRO-1130 Pages					\$	

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3.1 Contributions	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
	KOCH PAC 655 15th St NW suite 445 Washington, DC 20005		check	Nov. 06	<input checked="" type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date S		
3.2 Contributions	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
	N.P. PAC Pmb 385 1251 NW MAYNARD Rd CARY, NC 27513		check	Nov 06	<input checked="" type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date S		
3.3 Contributions	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
	Economic Development Coalition 2000 PO Box 386 CARY, NC 27512		check	Oct. 06	<input checked="" type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date S		
3.4 Contributions	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
	Carolinink PAC P.O. Box 368 Yadkinville NC 27055		check	Oct. 06	<input checked="" type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date S		
3.5 Contributions	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
	P SNC Krenzy PAC 1312 Annapolis Drive suite 200 Raleigh, NC 27608		check	Nov. 06	<input checked="" type="checkbox"/>	\$ 500.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date S		
4. Total only this Page					\$ 2,500.00	
5. Total of ALL CRO-1230 Pages					\$	
This line must be on the 1st Detailed Summary Page (CRO-1230)						

Contributions from OTHER POLITICAL COMMITTEES

1. Name of Committee or Fund		2. ID Number				
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
	Microsoft Corp. PAC 16011 NE 36th Way Redmond WA 98073		check	Nov '06	<input checked="" type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
	Piedmont Natural Gas PAC P O Box 33068 Charlotte, NC 28233		check	Nov '06	<input checked="" type="checkbox"/>	\$ 250.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
	Pfizer PAC 235 East 42nd St New York, NY 10017		check	Dec. 06	<input checked="" type="checkbox"/>	\$ 1,000.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input checked="" type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
	Medco Health PAC 591 Redwood Hwy Bldg 400 Mill Valley, CA 94941		check	Dec. 06	<input checked="" type="checkbox"/>	\$ 1,000.00
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Contributor	a. Full Name, Mailing Address & Phone (include city, state, and zip)	b. Account Number/Code	c. Form of Payment	d. Date (mm/dd/yyyy)	e. ID-Kind	f. Amount
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
					<input type="checkbox"/>	\$
g. Type of Committee <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> County		h. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		i. Election Cycle Sum to Date \$		
3. Total only this Page					\$ 2,500.00	
5. Total of ALL CRO-1230 Pages (This line must be on line 1 of Detailed Summary Page CRO-1230)					\$ 19,750.00	

Disbursements

1. Name of Committee or Fund		12. ID Number					
3. Type of Disbursement							
<small>Please use separate CRO-1310 forms for each type of disbursement.</small> (Ordinary Expenses) Candidates/Political Committees Coordinated Party Expenditures							
a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount	
4. Payee FedEx Kinkos 4700 Blomdale Dr Wilmington NC 28403		printing	-	check	10/06	\$3,264 ²³	
b. If Contributions to		c. If Coordinated Party		i. Election Cycle Sum To Date			
Country Committee, specify: Exp. list Cand/Comm:		L. If Amendment, choose change type:		M. Add N. Delete			
4. Payee Port City Signs 1703 Castle St Wilmington NC 28401		signs	-	check	10/06	\$2,196 ⁰⁰	
b. If Contributions to		c. If Coordinated Party		i. Election Cycle Sum To Date			
Country Committee, specify: Exp. list Cand/Comm:		L. If Amendment, choose change type:		M. Add N. Delete			
4. Payee Snapdragon Printing 1220 Dock Street Wilmington NC 28401		tee shirts		check	11/06	\$576 ⁰⁰	
b. If Contributions to		c. If Coordinated Party		i. Election Cycle Sum To Date			
Country Committee, specify: Exp. list Cand/Comm:		L. If Amendment, choose change type:		M. Add N. Delete			
4. Payee Pender Post Burgaw NC		advertisement newspaper		check	11/06	\$630 ⁰⁰	
b. If Contributions to		c. If Coordinated Party		i. Election Cycle Sum To Date			
Country Committee, specify: Exp. list Cand/Comm:		L. If Amendment, choose change type:		M. Add N. Delete			
4. Payee United Home Pr Prayer Queens St. Wilmington NC 28401		electronic Pr ments		check	4/08	\$394 ²⁰	
b. If Contributions to		c. If Coordinated Party		i. Election Cycle Sum To Date			
Country Committee, specify: Exp. list Cand/Comm:		L. If Amendment, choose change type:		M. Add N. Delete			
5. Total only this Page						\$7880 ²³	
6. Total of ALL CRO-1310 Related Pages						\$	
<small>(This line goes in line 16a of Detailed Summary Page CRO-1306 if Ordinary Expenses) (This line goes in line 16b of Detailed Summary Page CRO-1306 if Candidates/Political Comm) (This line goes in line 16c of Detailed Summary Page CRO-1306 if Coordinated Party Expenditures)</small>							

Disbursements

1. Name of Committee or Fund		12. ID Number					
3. Type of Disbursement <small>(Please use separate CRO-1310 forms for each type of Disbursement.)</small>							
4. Payee							
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount	
FedEx Kinkos 4700 Oleander Dr Wilmington, NC 28403		Printing advertisement		check	11/06	\$1,586 ¹³	
b. If Contribution to County Committee, specify: Exp. Use Cand/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		\$	
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount	
Debra Stokes 100.3 5014th Street Wilmington, NC 28401		pollution		check	11/06	\$100 ⁰⁰	
b. If Contribution to County Committee, specify: Exp. Use Cand/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		\$	
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount	
James Alexander 506 Brunswick St Wilmington, NC 28401		pollution		check	11/06	\$20 ⁰⁰	
b. If Contribution to County Committee, specify: Exp. Use Cand/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		\$	
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount	
Willie Roadham 2209 Rock Hill Rd Cape Fear Harbor, NC 28412		pollution		check	11/01	\$100 ⁰⁰	
b. If Contribution to County Committee, specify: Exp. Use Cand/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		\$	
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount	
Angela Redd 717 Emory St Wilmington, NC 28405		pollution		check	11/00	\$100 ⁰⁰	
b. If Contribution to County Committee, specify: Exp. Use Cand/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		\$	
5. Total only this Page						\$1,986 ¹³	
6. Total of ALL CRO-1310 Related Pages <small>(only show on last page)</small>						\$	
<small>(This line goes in line 16 of Detailed Summary Page CRO-1100 if Operating Expenses)</small>							
<small>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm)</small>							
<small>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>							

Disbursements

1. Name of Committee or Fund		2. ID Number					
3. Type of Disbursement							
Please use separate CRO-1310 forms for each type of disbursement:							
Overriding Expenses							
Contributions to Candidates/Political Committees							
Coordinated Party Expenditures							
a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount		
4. Payer Pearline Watkins 706 Emory St. Wilmington, NC 28401	pollworker		check	10/06	\$ 100.00		
					\$		
b. If Contribution to		c. If Coordinated Party		j. Election Cycle Sum To Date			
County Committee, specify: Exp. Use Cand/Comm:		i. If Amendment, choose change type:					
		Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$			
4. Payer Julia SALTER 407 5216th St Wilmington NC 28401	pollworker		check	11/06	\$ 150.00		
					\$		
b. If Contribution to		c. If Coordinated Party		j. Election Cycle Sum To Date			
County Committee, specify: Exp. Use Cand/Comm:		i. If Amendment, choose change type:					
		Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$			
4. Payer Stephanie Stokes at 7 N. Liberty Ct Wilmington, NC 28401	pollworker		check	11/06	\$ 100.00		
					\$		
b. If Contribution to		c. If Coordinated Party		j. Election Cycle Sum To Date			
County Committee, specify: Exp. Use Cand/Comm:		i. If Amendment, choose change type:					
		Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$			
4. Payer Corette Stokes 414 Apt I Harvette St Wilmington NC 28401	pollworker		check	11/06	\$ 100.00		
					\$		
b. If Contribution to		c. If Coordinated Party		j. Election Cycle Sum To Date			
County Committee, specify: Exp. Use Cand/Comm:		i. If Amendment, choose change type:					
		Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$			
4. Payer Jody Davis 1009 52 8th Street Wilmington NC 28401	pollworker		check		\$ 50.00		
					\$		
b. If Contribution to		c. If Coordinated Party		j. Election Cycle Sum To Date			
County Committee, specify: Exp. Use Cand/Comm:		i. If Amendment, choose change type:					
		Add <input type="checkbox"/> Delete <input type="checkbox"/>		\$			
5. Total only this Page					\$ 550.00		
6. Total of ALL CRO-1310 Related Pages					(only show on last page)		
(This line goes in line 106 of Detailed Summary Page CRO-1108 of Operating Expenses)					\$		
(This line goes in line 106 of Detailed Summary Page CRO-1108 of Contributions/Political Comm)							
(This line goes in line 106 of Detailed Summary Page CRO-1108 of Coordinated Party Expenditures)							

Disbursements

1. Name of Committee or Fund		2. ID Number				
3. Type of Disbursement <small>Please use separate CRO-1310 forms for each type of Disbursement.</small>						
Operating Expenses		Contributions to Candidates/Political Committees		Coordinated Party Expenditures		
a. Full Name, Mailing Address & Phone <small>(include city, state, and zip)</small>	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount	
4. Payee Rendon Hill 2805 Spaulding Ct. Wilmington, NC 28405	poll station		check	11/06	\$ 100.00	
					\$	
b. If Contribution to County Committee, specify: Exp. for Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
4. Payee Gwendolyn Watkins 1018 Thomas G. Dancy Jr Wilmington, NC 28401	poll station		check	11/06	\$ 100.00	
					\$	
b. If Contribution to County Committee, specify: Exp. for Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
4. Payee James Jordan 1108 James Alley Wilmington, NC 28401	poll station		check	11/06	\$ 100.00	
					\$	
b. If Contribution to County Committee, specify: Exp. for Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
4. Payee Roose Smith 4913 Gordon Rd Wilmington, NC 28411	poll station		check	11/06	\$ 300.00	
					\$	
b. If Contribution to County Committee, specify: Exp. for Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
4. Payee Joebzell Smith 4913 Gordon Rd Wilmington, NC 28411	poll station		check	11/06	\$ 100.00	
					\$	
b. If Contribution to County Committee, specify: Exp. for Cand/Comm:		c. If Coordinated Party		i. If Amendment, choose change type: <input type="checkbox"/> Add <input type="checkbox"/> Delete		j. Election Cycle Sum To Date \$
5. Total only this Page					\$ 1,700.00	
6. Total of ALL CRO-1310 Related Pages <small>(only show on last page)</small>					\$	
<small>(This line goes in line 14a of Detailed Summary Page CRO-1100 if Operating Expenses)</small>						
<small>(This line goes in line 14b of Detailed Summary Page CRO-1100 if Contributions to Candidates/Political Comm)</small>						
<small>(This line goes in line 14c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>						

Disbursements

1. Name of Committee or Fund		2. ID Number					
3. Type of Disbursement							
Operating Expenses		Contributions to Candidates/Political Committees		Coordinated Party Expenditures			
4. Payer		a. Full Name, Mailing Address & Phone (include city, state, and zip)	d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date (mm/dd/yyyy)	h. Amount
1. Payer		Gloria Stokes #4 Shipyard Walk Wilmington NC 28401	pollution		check	11/06	\$ 300.00
		b. If Contribution to County Committee, specify: Exp. for Cand/Comm:	i. If Amendment, choose change type: Add Delete		j. Election Cycle Sum To Date		\$
2. Payer		Patricia Parkbank Wilmington NC 28401	pollution		check	11/06	\$ 100.00
		b. If Contribution to County Committee, specify: Exp. for Cand/Comm:	i. If Amendment, choose change type: Add Delete		j. Election Cycle Sum To Date		\$
3. Payer		Ruth Lewis Wilmington, NC 28401	pollution		check	11/06	\$ 100.00
		b. If Contribution to County Committee, specify: Exp. for Cand/Comm:	i. If Amendment, choose change type: Add Delete		j. Election Cycle Sum To Date		\$
4. Payer		Cedra Smith 4913 Goodwin Rd Wilmington, NC 28411	pollution		check	11/06	\$ 100.00
		b. If Contribution to County Committee, specify: Exp. for Cand/Comm:	i. If Amendment, choose change type: Add Delete		j. Election Cycle Sum To Date		\$
5. Payer		Robert Lawrence 808 B. N. 5th St Wilmington NC 28401	pollution		check	11/00	\$ 100.00
		b. If Contribution to County Committee, specify: Exp. for Cand/Comm:	i. If Amendment, choose change type: Add Delete		j. Election Cycle Sum To Date		\$
5. Total only this Page						\$ 700.00	
6. Total of ALL CRO-1310 Related Pages						only show on last page	
This line goes in line 10a of Detailed Summary Page CRO-1100 if Operating Expenses						\$	
This line goes in line 10b of Detailed Summary Page CRO-1100 if Contrib to Candidates/Political Comm						/	
This line goes in line 10c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures							

Disbursements

1. Name of Committee or Fund		2. ID Number				
3. Type of Disbursement <small>Please use separate CRO-1310 forms for each row of disbursements.</small>						
Covering Expenses		Contributions to Candidates/Political Committees		Coordinated Party Expenditures		
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
3. Payer John Holmes Winston NC 28401		water		check	11/06	\$ 350.00
b. If Contribution to County Committee, specify: Exp. Use Card/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		
		Exp. Use Card/Comm:		S		
i. If Amendment, choose change type:		j. Election Cycle Sum To Date				
<input type="checkbox"/> Add <input type="checkbox"/> Delete		S				
4. Payer						
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
						\$
b. If Contribution to County Committee, specify: Exp. Use Card/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		
		Exp. Use Card/Comm:		S		
i. If Amendment, choose change type:		j. Election Cycle Sum To Date				
<input type="checkbox"/> Add <input type="checkbox"/> Delete		S				
4. Payer						
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
						\$
b. If Contribution to County Committee, specify: Exp. Use Card/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		
		Exp. Use Card/Comm:		S		
i. If Amendment, choose change type:		j. Election Cycle Sum To Date				
<input type="checkbox"/> Add <input type="checkbox"/> Delete		S				
4. Payer						
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
						\$
b. If Contribution to County Committee, specify: Exp. Use Card/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		
		Exp. Use Card/Comm:		S		
i. If Amendment, choose change type:		j. Election Cycle Sum To Date				
<input type="checkbox"/> Add <input type="checkbox"/> Delete		S				
4. Payer						
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
						\$
b. If Contribution to County Committee, specify: Exp. Use Card/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		
		Exp. Use Card/Comm:		S		
i. If Amendment, choose change type:		j. Election Cycle Sum To Date				
<input type="checkbox"/> Add <input type="checkbox"/> Delete		S				
4. Payer						
a. Full Name, Mailing Address & Phone <small>(Include city, state, and zip)</small>		d. Purpose	e. Account Number/Code	f. Form of Payment	g. Date <small>(mm/dd/yyyy)</small>	h. Amount
						\$
b. If Contribution to County Committee, specify: Exp. Use Card/Comm:		c. If Coordinated Party		i. Election Cycle Sum To Date		
		Exp. Use Card/Comm:		S		
i. If Amendment, choose change type:		j. Election Cycle Sum To Date				
<input type="checkbox"/> Add <input type="checkbox"/> Delete		S				
5. Total only this Page						\$ 350.00
6. Total of ALL CRO-1310 Related Pages <small>(only show on last page)</small>						\$ 11,316.50
<small>(This line goes in line 16a of Detailed Summary Page CRO-1100 if Operating Expenses)</small>						
<small>(This line goes in line 16b of Detailed Summary Page CRO-1100 if Grants to Candidates/Political Comm)</small>						
<small>(This line goes in line 16c of Detailed Summary Page CRO-1100 if Coordinated Party Expenditures)</small>						



North Carolina General Assembly
House of Representatives
State Legislative Building
Raleigh 27601-1096

MS. DENISE G. WEEKS
PRINCIPAL CLERK

2319 LEGISLATIVE BUILDING
RALEIGH, NC 27601-1096

BUSINESS: (919) 733-7760
FAX: (919) 715-2881

February 29, 2008

The attached committee and commission appointments for Representative Thomas E. Wright from 1999-2008 are certified to be true and accurate.

EXHIBIT

18

Denise Weeks

Denise Weeks
Principal Clerk
House of Representatives



**COMMITTEE AND COMMISSION APPOINTMENTS OF
REPRESENTATIVE THOMAS E. WRIGHT**

1999 – 2008

1999 Session

Standing Committee Appointments

(Appointed February 9, 11, 1999)

Appropriations; Appropriations Subcommittee on Capital, **Chair**; Economic Growth and Community Development; Ethics; Finance; Health, **Chair**; Insurance; Rules, Calendar, and Operations of the House; State Parks and Properties; Travel and Tourism, **Vice Chair**.

(Appointed May 18, 2000)

Appropriations Subcommittee on Information Technology

Boards and Commission Appointments

Advisory Committee on Cancer Coordination and Control (Reappointment)

Appointed 7/7/1999, Expired 6/30/2003

Emergency Medical Services Advisory Council

Appointed 11/1/1999, Expired 12/31/2000

Environmental Review Commission

Appointed 9/27/1999, Expired 1/31/2001

Joint Legislative Commission on Governmental Operations

Appointed 2/19/1999, Expired 1/15/2001

Joint Legislative Health Care Oversight Committee (Co-Chair)

Appointed 9/27/1999, Expired 1/24/2001

Joint Select Committee on Higher Education Facilities Needs

Appointed 10/5/1999, Expired Convening of the 2001 General Assembly

Hospital and Medical Benefits Committee

Appointed 4/15/1999, Expired 1/14/2001

North Carolina Board of Travel and Tourism

Appointed 8/5/1999, Expired 12/31/2000

Disaster Response and Recovery Commission

Appointed 2/29/2000, Expired May 1, 2002

Legislative Research Commission Study

Defibrillators Use and Liability Study (Co-Chair)

Select Committee Appointments

Select Committee on Health Care Delivery

Appointed February 11, 1999

EWright
2/29/08

2001 Session

Standing Committee Appointments

(Appointed February 12, 14, 26, 2001)

Appropriations; Appropriations Subcommittee on Capital, **Chair**; Appropriations Subcommittee on Health and Human Services; Congressional Redistricting, **Senior Chair**; Health, **Chair**.

Boards and Commission Appointments

Emergency Medical Services Advisory Council

Appointed 3/10/2002, Expired 3/10/2006

Committee on Employee Hospital and Medical Benefits (Reappointment)

Appointed 3/13/2001, Expired 1/14/2003

Environmental Review Commission

Appointed 2/5/2002, Expired at pleasure of Speaker

Joint Legislative Commission on Governmental Operations

Appointed 3/1/2001, Expired 1/15/2003

Governmental Operations – Subcommittee on

Statewide/Capital/General Government

Appointed 3/1/2001, Expired 1/15/2003

Joint Legislative Utility Review Committee

Appointed 3/13/2001, Expired at pleasure of Speaker

1898 Wilmington Race Riot Commission (Co-Chair)

Appointed 2/13/2002, Expired 12/31/2002 (Extended through 12/31/2004)

House Interim Study Committee of Beach and Coastal Areas Insurance Availability

Appointed 4/17/2002, Expired at the convening of the 2003

Session of the General Assembly

Emergency Medical Services Advisory Council

Appointed 3/10/2002, Expired 3/10/2006

Joint Legislative Health Care Oversight Committee (Co-Chair)

Appointed 10/14/2002, Expired at the convening of the 2003

Session of the General Assembly

Minority Health Advisory Council (Reappointment)

Appointed 12/15/2002, Expired 6/30/2004

Public Health Study Commission (Reappointment)

Appointed 12/15/2002, Expired 6/30/2004

Travel and Tourism Board of North Carolina

Appointed 12/30/2002, Expired 12/31/2004

Statewide Emergency Preparedness Commission (Co-Chair)

Appointed 12/31/2002, Expired at the convening of the 2003

Session of the General Assembly

2003 Session

Standing Committee Appointments

(Appointed February 25, 2003)

Appropriations, **Chair**; Health; Insurance; Public Utilities; Transportation.

S. Weeks
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Boards and Commissions Appointments

Committee on Employee Hospital and Medical Benefits (Co-Chair and Reappointment)

Appointed 6/23/2003, Expired 1/14/2005

Joint Legislative Commission on Governmental Operations (Reappointment)

Appointed 10/3/2003, Expired 1/15/2005

Governmental Operations – Subcommittee on Statewide/Capital/General Government (Co-Chair)

Appointed 10/23/2003

Joint Legislative Health Care Oversight Committee (Co-Chair and Reappointment)

Appointed 12/2/2003, Expired 1/29/2005

North Carolina Progress Board (filling unexpired term of Representative Pete Oldham)

Appointed 9/5/2003, Expired 6/30/2004

Statewide Benefit Committee (Co-Chair)

Appointed 12/2/2003, Expired 1/1/2005

Cervical Cancer Elimination Task Force

Appointed 10/19/2004, Expired 4/1/2008

Minority Health Advisory Council (Reappointment)

Appointed 10/19/2004, Expired 6/30/2006

Public Health Study Commission (Reappointment)

Appointed 10/19/2004, Expired 6/30/2006

Travel and Tourism Board of North Carolina (Reappointment)

Appointed 1/1/2005, Expired 12/31/2006

Joint Legislative Utility Review Committee

Appointed 4/28/2004, Expired 1/19/2005

Select Committee Appointments

House Select Committee on the Rising Cost of Health Care

Appointed September 12, 2003, Expired April 15, 2004

House Interim Committee on Expanding Rail Service

Appointed October 8, 2004, expired at the convening of 2005 Session of the General Assembly

2005 Session

Standing Committee Appointments

(Appointed February 15, 2005)

Appropriations, **Vice Chair**; Appropriations Subcommittee on Capital, **Chair**;
Appropriations Subcommittee on Health and Human Services; Health, **Chair**; Insurance;
Public Utilities; Transportation, **Vice Chair**.

Boards and Commissions Appointments

Joint Legislative Oversight Committee on Capital Improvements (Co-Chair)

Appointed 11/23/2005, Expired 1/24/2007

Committee on Employee Hospital and Medical Benefits (Co-Chair)

Appointed 3/9/2005, Expired 1/14/2007

Joint Select Committee on Energy and Fuel Costs

Appointed 12/30/2005, Expired 2/1/2006

S. Welch
2/29/08

Joint Legislative Commission on Governmental Operations

Appointed 2/22/2005, Expired 1/15/2007

*Governmental Operations – Subcommittee on Statewide/Capital/General Government
(Co-chair and reappointment)*

Appointed 3/21/2005, Expired 1/15/2007

Joint Legislative Health Care Oversight Committee (Co-Chair and reappointment)

Appointed 9/12/2005, Expired 1/19/2007

Joint Legislative Oversight Committee on Information Technology

Appointed 3/30/2005, Expired 1/15/2007

Joint Legislative Utility Review Committee (Reappointment)

Appointed 9/12/2005, Expired 1/19/2007

1898 Wilmington Race Riot Commission (Co-Chair and Reappointment)

Appointed 1/6/2006, Expired 5/31/2006

North Carolina Emergency Medical Services Advisory Council (Reappointment)

Appointed 1/1/2007, Expires 12/31/2010

Joint Select Committee on Environmental Justice

Appointed 9/12/2006, Expired 2/1/2007

Minority Health Advisory Council (Reappointment)

Appointed 9/27/2006, Expires 6/30/2008

Rail Services Commission

Appointed 8/24/2006, Expires on Convening of 2007 General Assembly

House Study Committee on Safe Neighborhoods,

Appointed 10/17/2006, Expired 12/31/2006

Select Committee Appointments

House Select Committee on Homeland Security, Military, and Emergency Management

Appointed March 23, 2005, served at the pleasure of the Speaker

House Select Committee on High School Graduation and Drop Out Rates (Co-Chair)

Appointed October 10, 2006, Expired 12/31/2006

House Select Committee on Expanding Rail Service

Appointed December 7, 2005, Terminated December 31, 2006

House Select Committee on Health Care (Co-Chair)

Appointed November 3, 2005, Terminated December 31, 2006

2007 Session

Standing Committee Appointments

(Appointed February 12, 2007)

Appropriations; Appropriations Subcommittee on Capital, **Chair**; Health, **Chair**;
Homeland Security, Military, and Veterans Affairs, **Vice Chair**; Insurance; Public
Utilities; Transportation.

Speaker Hackney appointed Acting Chairs for the Appropriations Subcommittee on Capital and the Committee on Health on March 12, 2007.

No interim or study commission appointments made.

D. Weeks
2/29/08



North Carolina General Assembly
House of Representatives
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Raleigh 27601-1096

MS. DENISE G. WEEKS
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2319 LEGISLATIVE BUILDING
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February 29, 2008

The attached documents contain the list of bills that were filed by Representative Thomas E. Wright from 1999-2008 and are certified to be true and accurate.

EXHIBIT
19

Denise Weeks

Denise Weeks
Principal Clerk
House of Representatives



NCGA Bill Inquiry Results**1999-2000 Session**

Search Criteria: Prime Sponsor = "Rep. Thomas E. Wright (H109)"
Sorted By: Bill Number
Total Bills Returned: 55

Bill	Short Title	Action	Date	Action Text
H140 (= S48)	<u>CFCC PUBLIC SAFETY CTR. FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H141	<u>AIDS PREVENTION FUNDS</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H142 (= S136)	<u>ENTERPRISE ZONE DEVELOPMENT ACT</u>	H	02/25/1999	Ref to Economic Growth and Community Development
H143	<u>HANDICAPPED PARKING FINES</u>	R	07/12/1999	CH. SL 99-0265
H144 (= S132)	<u>MARINE TECHNOLOGY FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H322	<u>CREDIT HISTORY IN INSURANCE</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H768	<u>PENDER LOCAL ACT - 7</u>	HF	06/15/1999	POSTPONED INDEFINITELY
H769	<u>PENDER LOCAL ACT - 8</u>	HF	06/15/1999	POSTPONED INDEFINITELY
H770	<u>NAVASSA LOCAL ACT - 1</u>	HF	06/15/1999	POSTPONED INDEFINITELY
H771	<u>NAVASSA LOCAL ACT - 2</u>	HF	06/15/1999	POSTPONED INDEFINITELY
H772	<u>LEE'S CUT NO-WAKE ZONE</u>	R	05/31/1999	CH. SL 99-0095
H773	<u>NEW HANOVER LOCAL ACT - 2</u>	HF	06/15/1999	POSTPONED INDEFINITELY
H774	<u>WILMINGTON LOCAL ACT - 1</u>	HF	06/15/1999	POSTPONED INDEFINITELY
H775	<u>WILMINGTON LOCAL ACT - 2</u>	HF	06/15/1999	POSTPONED INDEFINITELY
H865	<u>N. H. COMMISSIONERS</u>	HF	06/15/1999	POSTPONED INDEFINITELY
H866	<u>WILMINGTON COUNCIL ELECTIONS</u>	HF	06/15/1999	POSTPONED INDEFINITELY
H993	<u>ASTHMA EDUCATION FUNDS</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H994 (= S434)	<u>DIABETES CONTROL FUNDS</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H995	<u>OFFICE OF MINORITY HEALTH FUNDS</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H996 (= S678)	<u>REGULATE SPINAL MANIPULATION</u>	S	04/29/1999	Ref to Health Care
H997	<u>NEW HANOVER COMM. ACTION FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H998	<u>FRIENDS OF DAVID WALKER FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H999	<u>COLUMBUS DREAM CTR. FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H1110 (= S1029)	<u>HEPATITIS C EDUCATION AWARENESS FUND</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H1111	<u>WILMINGTON FIREBOAT FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H1112 (= S856)	<u>WILMINGTON HARBOR DEEPENING FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H1113 (= S853)	<u>PINE FOREST CEMETERY FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H1114	<u>ENHANCING EMERGENCY MEDICAL SERVICES</u>	HF	07/13/2000	POSTPONED INDEFINITELY
H1115 (= S854)	<u>STATE PORTS CAPITAL FUNDING</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H1116 (= S943)	<u>MINORITY AND AT-RISK STUDENT/STUDY</u>	HF	07/13/2000	POSTPONED INDEFINITELY
H1117 (= S851)	<u>N.H./PENDER JUDICIAL DISTRICTS</u>	H	04/26/1999	Re-assigned to Appropriations Subcommittee on Justice and Public Safety
H1118	<u>LIMIT LIABILITY/DEFIBRILLATORS</u>	HF	07/13/2000	POSTPONED INDEFINITELY

T. Wright

H1119	<u>CHILDREN/DISABLE ANESTH. DENTAL CARE</u>	R	06/08/1999	CH. SL 99-0134
H1120	<u>AUTHORIZE PUBLIC HOSPITAL DEBT</u>	R	07/21/1999	CH. SL 99-0386
H1123	<u>STATE AGENCIES COMPLY WITH CAMA</u>	H	04/15/1999	Ref to Environment and Natural Resources
H1184 (= S1040)	<u>AMEND CERTIFICATE OF NEED</u>	R	07/13/2000	CH. SL 00-0135
H1262	<u>HEALTH STATUS DISPARITY TASK FORCE</u>	HF	07/13/2000	POSTPONED INDEFINITELY
H1317	<u>NAVASSA FIRE TRUCK FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H1318	<u>SETTLEMENT RESERVE EXCEPTION</u>	HF	07/13/2000	POSTPONED INDEFINITELY
H1319 (= S855)	<u>PORTS AUTHORITY TAX REFUNDS</u>	HF	07/13/2000	POSTPONED INDEFINITELY
H1331	<u>HEALTHY START FUNDS</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H1398	<u>NEEDLE EXCHANGE PROGRAM</u>	H	04/29/1999	Ref to Public Health
H1459	<u>TAKE A KID FISHING FUNDS</u>	HF	07/11/2000	POSTPONED INDEFINITELY
H1510 (= S1179)	<u>HEALTH CARE REGISTRY REPORTS</u>	H	05/11/2000	Ref to Health
H1511 (= S1192)	<u>CRIM. RECORD CHECKS/LONG-TERM CARE</u>	H	05/11/2000	Ref to Finance
H1635 (= S1322)	<u>REVISIONS ON CONSUMER LENDING</u>	H	05/18/2000	Ref to Financial Institutions
H1636 (= S1269)	<u>LIMIT LIABILITY/DEFIBRILLATOR</u>	H	05/18/2000	Ref to Health
H1682 (= S1486)	<u>HOUSING FINANCE AGENCY FUNDS</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H1683	<u>STUDY SYRINGE EXCHANGE PROGRAM</u>	HF	07/13/2000	POSTPONED INDEFINITELY
H1706	<u>OFFICE OF MINORITY HEALTH FUNDS</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H1707	<u>HEPATITIS C EDUC./AWARENESS FUNDS</u>	HF	07/07/2000	POSTPONED INDEFINITELY
H1708	<u>CAMA-HISTORICALLY URBAN AREAS</u>	HF	07/13/2000	POSTPONED INDEFINITELY
H1785	<u>NAVASSA ANNEXATION</u>	S	06/13/2000	Ref to Commerce
H1788	<u>PORTS AUTHORITY TAX CHANGES</u>	HF	07/13/2000	POSTPONED INDEFINITELY
H1855	<u>STATE HEALTH PLAN CHANGES</u>	R	07/13/2000	CH. SL 00-0141

O'Leach

NCGA Bill Inquiry Results**2001-2002 Session**

Search Criteria: Prime Sponsor = "Rep. Thomas E. Wright (H109)"
Sorted By: Bill Number
Total Bills Returned: 39

Bill	Short Title	Action	Date	Action Text
H452	<u>EMERGENCY MEDICAL SERVICES ACT UPDATE.</u>	R	06/15/2001	Ch. SL 2001-220
H453	<u>REGULATION OF EMERGENCY MEDICAL SERVICES.</u>	R	06/15/2001	Ch. SL 2001-210
H463	<u>CLEAN SYRINGE -- SAFE SYRINGE EXCHANGE PROGRAM.</u>	H	03/05/2001	Ref To Com On Public Health
H464	<u>AIDS PREVENTION FUNDS.</u>	HF	10/03/2002	Postponed Indefinitely
H566	<u>MEDICAID/BREAST AND CERVICAL CANCER COVERAGE.</u>	HF	10/03/2002	Postponed Indefinitely
H691	<u>NEW HANOVER LIBRARY FUNDS.</u>	HF	10/03/2002	Postponed Indefinitely
H692	<u>ASTHMA EDUCATION FUNDS.</u>	HF	10/03/2002	Postponed Indefinitely
H693	<u>NEW HANOVER COMM. ACTION FUNDS.</u>	HF	10/03/2002	Postponed Indefinitely
H734	<u>HEPATITIS C EDUCATION/AWARENESS FUNDS.</u>	HF	10/03/2002	Postponed Indefinitely
H735	<u>DIABETES CONTROL FUNDS.</u>	HF	10/03/2002	Postponed Indefinitely
H868	<u>NAVASSA ANNEXATION/CHARTER.</u>	R	07/31/2001	Ch. SL 2001-325
H869	<u>98TH HOUSE DISTRICT LOCAL ACT-2</u>	HF	10/03/2002	Postponed Indefinitely
H936 (= S772)	<u>ENTERAL SEDATION/DENTIST PERMITS.</u>	H	03/29/2001	Ref To Com On Health
H937	<u>DIABETES CONTROL AND EDUCATION FUNDS.</u>	HF	10/03/2002	Postponed Indefinitely
H950	<u>RAISE AIDS DRUG ASSISTANCE PROGRAM INCOME LIMIT.</u>	HF	10/03/2002	Postponed Indefinitely
H1001	<u>HOSPITAL LICENSURE/CRITICAL ACCESS HOSPITAL.</u>	S	04/25/2001	Ref To Com On Health Care
H1002	<u>HOSPITAL GOVERNING AUTHORITY.</u>	S	04/19/2001	Ref To Com On Judiciary I
H1262	<u>DIRECTING LEGIS. SERVS. COMM. TO REVIEW SECURITY</u>	HF	10/03/2002	Postponed Indefinitely
H1263	<u>STATE EMPLOYEES' HEALTH PLAN BENEFITS.</u>	HF	10/03/2002	Postponed Indefinitely
H1264	<u>STUDY COMMITTEE ON HEPATITIS C.</u>	HF	10/03/2002	Postponed Indefinitely
H1265	<u>QUALITY SUPPORT/SKILLED NURSING FACILITIES.</u>	HF	10/03/2002	Postponed Indefinitely
H1266	<u>SURGICAL NURSES/3RD PARTY PAYMENT.</u>	S	05/01/2001	Ref To Com On Rules and Operations of the Senate
H1267	<u>DIRECTING LRC TO REVIEW SECURITY SURVEY.</u>	H	06/04/2001	Re-ref Com On Education
H1268	<u>CAMA/MODIFY ESTUARINE BUFFER EXEMPTION/GRANTS.</u>	R	12/19/2001	Ch. SL 2001-494
H1332	<u>HEALTH CARE FUNDAMENTAL RIGHT.</u>	HF	10/03/2002	Postponed Indefinitely
H1377	<u>WILMINGTON FIREBOAT FUNDS.</u>	HF	10/03/2002	Postponed Indefinitely
H1404 (= S958)	<u>BROWNFIELDS POSITION.</u>	HF	10/03/2002	Postponed Indefinitely
H1405	<u>HIV/AIDS PUBLIC HEALTH CRISIS.</u>	HF	10/03/2002	Postponed Indefinitely
H1406	<u>PUBLIC HEALTH DEMONSTRATION PROJECT.</u>	HF	10/03/2002	Postponed Indefinitely
H1418	<u>CENTRAL CHILDREN'S HOME FUNDS.</u>	HF	10/03/2002	Postponed Indefinitely



H1419	<u>FIREFIGHTERS' & RESCUE WORKERS' RETIREMENT.</u>	HF	10/03/2002	Postponed Indefinitely
H1470	<u>HONOR AFRICAN AMER. WHO SERVED IN GEN. ASSEM.</u>	HF	10/03/2002	Postponed Indefinitely
H1506	<u>CONGRESSIONAL REDISTRICTING WRIGHT 3A. GROCERY STORE CREDIT - DEVELOPMENT ZONE.</u>	R	11/28/2001	Ch. SL 2001-471
H1555	<u>EXTEND 1898 WILMINGTON RACE RIOT COMN.</u>	HF	10/03/2002	Postponed Indefinitely
H1580	<u>STATE HEALTH PLAN CHANGES.</u>	HF	10/03/2002	Postponed Indefinitely
H1719	<u>STATE EMPLOYEES' HEALTH PLAN/PRES. DRUGS.</u>	H	06/13/2002	Ref To Com On Health
H1720	<u>WILMINGTON OCCUPANCY TAX.</u>	R	10/03/2002	Ch. SL 2002-139
H1771	<u>GUIDELINES FOR SCHOOL COUNSELORS.</u>	HF	10/03/2002	Postponed Indefinitely

Butcher

NCGA Bill Inquiry Results**2003-2004 Session**

Search Criteria: Prime Sponsor = "Rep. Thomas E. Wright (H109)"
Sorted By: Bill Number
Total Bills Returned: 35

Bill	Short Title	Action	Date	Action Text
H154	<u>DNA Analysis/Sex Assault Kits.</u>	H	06/04/2003	Re-ref Com On Finance
H207	<u>Medicare Prescription Benefits.</u>	H	03/05/2003	Ref To Com On Rules, Calendar, and Operations of the House
H208	<u>Managed Care/Health Benefits Clarifying.</u>	H	07/18/2004	Re-ref Com On Rules, Calendar, and Operations of the House
H248	<u>Wilmington Personnel Records.</u>	R	06/23/2003	Ch. SL 2003-238
H249	<u>Wilmington Conditional Zoning.</u>	R	06/10/2003	Ch. SL 2003-162
H250	<u>18th House District Local Act-2.</u>	H	04/28/2003	Re-ref Com On Alcoholic Beverage Control
H251	<u>18th House District Local Act-1.</u>	H	03/06/2003	Ref To Com On Rules, Calendar, and Operations of the House
H339 (= S603)	<u>Life and Health Insurance Omnibus.-AB</u>	S	07/08/2003	Conf Com Appointed
H493	<u>Health Care Fundamental Right.</u>	H	03/17/2003	Ref To Com On Rules, Calendar, and Operations of the House
H503	<u>Amend State Health Plan.</u>	H	03/17/2003	Ref To Com On Rules, Calendar, and Operations of the House
H504	<u>State Health Plan Changes.</u>	H	03/17/2003	Ref To Com On Rules, Calendar, and Operations of the House
H505	<u>State Health Plan Amendments.</u>	H	03/17/2003	Ref To Com On Rules, Calendar, and Operations of the House
H515 (= S419)	<u>Chadbourn Annexation.</u>	H	03/17/2003	Ref To Com On Finance
H668	<u>New Hanover County Occupancy Tax.</u>	R	06/10/2003	Ch. SL 2003-166
H669	<u>Hospitals/LTC Quality Assurance.</u>	R	08/02/2004	Ch. SL 2004-149
H770	<u>North Brunswick Utilities.</u>	H	03/27/2003	Ref To Com On Public Utilities
H782	<u>Satellite Annexation/North Brunswick.</u>	H	03/27/2003	Ref To Com On Finance
H795	<u>Downtown Area Revitalization Program.</u>	H	03/27/2003	Ref To Com On Appropriations
H886	<u>Due Process for Physicians.</u>	R	08/01/2003	Ch. SL 2003-366
H1098	<u>Health Care Fundamental Right.</u>	H	05/19/2004	Re-ref Com On Health
H1178	<u>Raise ADAP Income Limit.</u>	H	04/22/2003	Re-ref Com On Appropriations
H1190	<u>First Offender/Expunge Criminal Record.</u>	H	04/10/2003	Ref to the Com on Judiciary II and, if favorable, to the Com on Finance
H1191	<u>State Health Plan Under State Treasurer.</u>	H	04/10/2003	Ref To Com On Health
H1226	<u>Funds for Adolescent Parenting.</u>	H	04/17/2003	Ref To Com On Appropriations
H1327 (= S1022)	<u>Honor Samuel Koonce.</u>	H	05/19/2003	Ref To Com On Rules, Calendar, and Operations of the House
H1332	<u>Addressing Issues Related To Hepatitis C.</u>	H	07/19/2003	Adopted
H1340	<u>Wilmington Chamber of Commerce.</u>	H	07/17/2003	Adopted



H1347	<u>Pender Court Personnel Funds.</u>	H	05/13/2004	Re-ref Com On Appropriations
H1368	<u>Funds for Cost-Efficient Health Care.</u>	H	05/13/2004	Re-ref Com On Appropriations
H1361	<u>Funds for PACE Pilot - DHHS.</u>	H	05/13/2004	Ref To Com On Appropriations
H1303	<u>Conforming Changes to EMS Act.</u>	H	05/18/2004	Ref To Com On Appropriations
H1580	<u>Funds for Office of Minority Health.</u>	H	05/20/2004	Ref To Com On Appropriations
H1600	<u>Funds for Asthma Programs.</u>	H	05/20/2004	Ref To Com On Appropriations
H1601	<u>Funds for Diabetes Programs.</u>	H	05/20/2004	Ref To Com On Appropriations
H1766	<u>Statewide Crim. Justice Truth Commission.</u>	H	05/31/2004	Ref To Com On Judiciary I

D. Wells

NCGA Bill Inquiry Results**2005-2006 Session**

Search Criteria: Prime Sponsor = "Rep. Thomas E. Wright (H109)"
Sorted By: Bill Number
Total Bills Returned: 104

Bill	Short Title	Action	Date	Action Text
H22	<u>Zoning/Wilmington Permitted Uses.</u>	S	06/22/2005	Re-ref Com On Rules and Operations of the Senate
H129	<u>State and Local Retirement COLAs.</u>	H	03/23/2005	Re-ref Com On Appropriations
H256	<u>AHEC Capital Funds.</u>	H	02/16/2005	Ref To Com On Appropriations
H321 (= S211)	<u>State Public Health Lab/Construction Project.</u>	H	02/21/2005	Ref To Com On Appropriations
H405 (= S640)	<u>Funds to Address AIDS Public Health Crisis.</u>	H	03/01/2005	Ref To Com On Appropriations
H406 (= S769)	<u>Funds for AmeriCorps.</u>	H	03/01/2005	Ref To Com On Appropriations
H407 (= S767)	<u>Funds for Asthma Education.</u>	H	03/01/2005	Ref To Com On Appropriations
H408 (= S771)	<u>Funds for Health Disparities Initiative.</u>	H	03/01/2005	Ref To Com On Appropriations
H409	<u>Funds for Interpreter Services.</u>	H	03/01/2005	Ref To Com On Appropriations
H410 (= S770)	<u>Funds for Diabetes Prevention.</u>	H	03/01/2005	Ref To Com On Appropriations
H411	<u>Funds for Clean Syringe Program.</u>	H	03/01/2005	Ref To Com On Appropriations
H412	<u>Funds for ADAP.</u>	H	03/01/2005	Ref To Com On Appropriations
H494	<u>Urge Congress to Dredge.</u>	H	03/07/2005	Ref To Com On Rules, Calendar, and Operations of the House
H534 (= S504)	<u>Funds for Defibrillators/Public Buildings.</u>	H	03/09/2005	Ref To Com On Appropriations
H536	<u>Nursing School at UNC-W.</u>	H	03/09/2005	Ref To Com On Appropriations
H537	<u>18th House District Local Act-1.</u>	H	03/09/2005	Ref To Com On Rules, Calendar, and Operations of the House
H538	<u>18th House District Local Act-3.</u>	H	03/09/2005	Ref To Com On Rules, Calendar, and Operations of the House
H539	<u>18th House District Local Act-2.</u>	H	03/09/2005	Ref To Com On Rules, Calendar, and Operations of the House
H590	<u>Pender Assist. Clerk Funds.</u>	H	03/10/2005	Ref To Com On Appropriations Subcommittee on Justice and Public Safety
H618	<u>State Health Plan Changes-2.</u>	H	03/14/2005	Ref To Com On Rules, Calendar, and Operations of the House
H619	<u>State Health Plan Changes-1.</u>	H	03/14/2005	Ref To Com On Rules, Calendar, and Operations of the House
H620	<u>Funds for ALE Agents.</u>	H	03/14/2005	Ref To Com On Appropriations Subcommittee on Justice and Public Safety
H621 (= S904)	<u>Small Installment Consumer Loans.</u>	H	04/13/2005	Re-ref Com On Finance
H687	<u>Pirating Movies.</u>	R	08/22/2005	Ch. SL 2005-301
H727	<u>HIPAA Compliance and Fairness.-AB</u>	H	03/17/2005	Ref To Com On Insurance
H734	<u>Navassa Zoning Jurisdiction.</u>	H	07/21/2005	Ref To Com On Rules, Calendar, and Operations of the House
H735	<u>Accident & Health Insur./Rate Stabilization.-AB</u>	R	09/20/2005	Ch. SL 2005-412

W. Wright

H737	<u>Health Insurance Changes.</u>	R	07/27/2005	Ch. SL 2005-223
H782	<u>Facility Quality & Safety Improvement-HHS.-AB</u>	H	03/17/2005	Ref To Com On Finance
H782 (= S662)	<u>Med Administration/Unlicensed Personnel.</u>	H	03/17/2005	Ref To Com On Health
H784	<u>Creditable Service/Workers' Compensation.</u>	H	04/25/2005	Re-ref Com On Appropriations
H785	<u>Public Hospital Investment Authority.</u>	H	05/31/2005	Re-ref Com On Finance
H869	<u>Public Hospital Amendments/Downtown Facility</u>	R	05/31/2005	Ch. SL 2005-70
H948	<u>Film Production Recruitment Stimulus.</u>	H	03/29/2005	Ref to the Com on Finance and, if favorable, to the Com on Appropriations
H1033	<u>Smart Start Funds.</u>	H	03/31/2005	Ref To Com On Appropriations
H1034	<u>Rockingham Co. Schools Elections</u>	R	08/24/2005	Ch. SL 2005-307
H1035 (= S446)	<u>Marine Technology Research Vessel Funds.</u>	H	03/31/2005	Ref To Com On Appropriations
H1057	<u>Regional EMS Network Pilot Program.</u>	H	03/31/2005	Ref To Com On Appropriations
H1058	<u>Clarify Co. EMS Plans/Continuing Contracts.</u>	H	03/31/2005	Ref To Com On Health
H1059	<u>State Health Plan Changes.</u>	R	08/16/2006	Ch. SL 2006-249
H1060	<u>Hospital License/Conforming Change.</u>	R	09/02/2005	Ch. SL 2005-346
H1076	<u>Alt. Learning Prog./Sch. Proposals</u>	R	09/29/2005	Ch. SL 2005-446
H1212	<u>Tax Form Donation - Breast Cancer Screenings.</u>	H	04/13/2005	Ref To Com On Finance
H1230	<u>DOT Report/Federal Rail Assistance to NC.</u>	R	07/27/2005	Ch. SL 2005-222
H1312 (= S445)	<u>Insurance Premium Discount/Prevention Course.</u>	H	04/20/2005	Ref To Com On Insurance
H1313	<u>Increase Processing Fee for Returned Checks.</u>	H	04/20/2005	Ref To Com On Finance
H1314	<u>Prescription Medication Integrity Act.</u>	H	04/20/2005	Ref To Com On Rules, Calendar, and Operations of the House
H1358	<u>Health Care for All.</u>	H	04/21/2005	Ref To Com On Rules, Calendar, and Operations of the House
H1396	<u>Statewide Stroke Care System.</u>	H	04/21/2005	Ref To Com On Health
H1475	<u>Public-Private Partner. Infrastructure Act.</u>	H	04/21/2005	Ref To Com On Finance
H1476	<u>LRC/Study School-Based Health Centers.</u>	H	04/21/2005	Ref To Com On Health
H1519	<u>Amend Massage Therapy Act/Fees/Crim. Checks.</u>	H	04/21/2005	Ref To Com On Finance
H1568	<u>Study & Evaluate Green Industry/Funds.</u>	H	05/02/2005	Ref To Com On Appropriations
H1581	<u>Murray Farm Preservation Funds.</u>	H	05/04/2005	Ref To Com On Appropriations
H1597	<u>Historic Burgaw Depot Funds.</u>	H	05/05/2005	Ref To Com On Appropriations
H1597	<u>DENR Fees Radioactive Material/X-Ray/Tanning.</u>	H	05/12/2005	Ref To Com On Finance
H1762	<u>Resource Conservation & Dev. Councils Funds.</u>	H	05/12/2005	Ref To Com On Appropriations

H1860	<u>Stroke Advisory Council.</u>	R	08/03/2006	Ch. SL 2006-197
H1894	<u>NC Health Care System Study Commission.</u>	H	05/11/2006	Ref To Com On Rules, Calendar, and Operations of the House
H1895 (= S1681)	<u>Establish High-Risk Pool.</u>	S	07/19/2006	Ref to Health Care. If fav, re-ref to Appropriations/Base Budget
H1954	<u>Spice Funds.</u>	H	05/15/2006	Ref To Com On Appropriations
H1967	<u>Marine Tech. Research Vessel Funds.</u>	H	05/15/2006	Ref To Com On Appropriations
H1968	<u>Cap Medicaid County Share.</u>	H	05/16/2006	Re-ref Com On Appropriations
H2008 (= H2095)	<u>Reenact Long-Term Care Insurance Tax Credit.</u>	H	05/16/2006	Ref To Com On Finance
H2021	<u>Strengthen NC Medical Board.</u>	H	05/17/2006	Ref To Com On Health
H2042	<u>Funds for Statewide Trauma System.</u>	H	05/17/2006	Ref To Com On Appropriations
H2063	<u>Funds for Community Health Centers.</u>	H	05/18/2006	Ref To Com On Appropriations
H2065	<u>Fund Health Disparities Initiatives.</u>	H	05/18/2006	Ref To Com On Appropriations
H2114	<u>Medical Malpractice Settlement Reports.</u>	H	05/18/2006	Ref To Com On Judiciary II
H2115	<u>Bifurcation of Medical Malpractice Trials.</u>	H	05/18/2006	Ref To Com On Judiciary II
H2139 (= S1212)	<u>Funds for School of Nursing at UNC-W.</u>	H	05/18/2006	Ref To Com On Appropriations
H2140	<u>Funds/New Hanover Library Foundation.</u>	H	05/18/2006	Ref To Com On Appropriations
H2141 (= S1263)	<u>Funds for UNC-W Science Lab.</u>	H	05/18/2006	Ref To Com On Appropriations
H2175	<u>Appeal Bond for Medical Malpractice.</u>	H	05/18/2006	Ref To Com On Judiciary II
H2181	<u>Revise Capital Improvement Plan.</u>	S	07/11/2006	Ref To Com On Finance
H2182	<u>Funds for Capital Improvement Reserve Account.</u>	H	05/18/2006	Ref To Com On Appropriations
H2183	<u>Capital Improvements Reserve Account.</u>	S	07/13/2006	Ref To Com On Appropriations/Base Budget
H2184	<u>Periodic Payments for Medical Malpractice.</u>	H	05/18/2006	Ref To Com On Judiciary II
H2272	<u>Shellfish Research Positions/UNC-W Funds.</u>	H	05/22/2006	Ref To Com On Appropriations
H2277	<u>Smart Start Funds.</u>	H	05/22/2006	Ref To Com On Appropriations
H2302	<u>Cameron Art Museum Funds.</u>	H	05/22/2006	Ref To Com On Appropriations
H2303	<u>Airlie Gardens Welcome Pavilion Funds.</u>	H	05/22/2006	Ref To Com On Appropriations
H2304	<u>Funds/Sickle Cell.</u>	H	05/22/2006	Ref To Com On Appropriations
H2389	<u>Funds for ADAP.</u>	H	05/23/2006	Ref To Com On Appropriations
H2531	<u>Funds for Mental Health Services/Facilities.</u>	H	05/25/2006	Ref To Com On Appropriations
H2534	<u>Funds for AHEC.</u>	H	05/25/2006	Ref To Com On Appropriations
H2562	<u>Funds/Quality Improvement Adult Care Homes.</u>	H	05/25/2006	Ref To Com On Appropriations
H2563	<u>Wilmington Council Vacancies.</u>	H	05/25/2006	Ref To Com On Local Government I
H2564	<u>WHQR Public Radio Funds.</u>	H	05/25/2006	Ref To Com On Appropriations
H2641	<u>UNCW Teacher Pilot Program</u>	H	05/25/2006	Ref To Com On Appropriations

	<u>Funds.</u>			
<u>H2642</u>	<u>St. Helena Wastewater Treatment Funds.</u>	H	05/25/2006	Ref To Com On Appropriations
<u>H2663</u>	<u>Extend Moratorium/Study Waste-to-Energy.</u>	H	05/25/2006	Ref to the Com on Environment and Natural Resources and, if favorable, to the Com on Appropriations
<u>H2680</u>	<u>Truck Driver Prog Funds/Cape Fear Comm. Coll.</u>	H	05/25/2006	Ref To Com On Appropriations
<u>H2682</u>	<u>New Hanover County Infrastructure Referendum.</u>	H	06/29/2006	Re-ref Com On Finance
<u>H2684</u>	<u>New Hanover&Wilmington Occupancy Tax Changes.</u>	H	05/25/2006	Ref To Com On Finance
<u>H2699</u>	<u>Vision Care Program Changes.</u>	R	08/13/2006	Ch. SL 2006-240
<u>H2758</u>	<u>Funds/State Audit of Generic Rebates.</u>	H	05/29/2006	Ref to the Com on Health and, if favorable, to the Com on Appropriations
<u>H2759</u>	<u>Generic Drugs-Medicaid.</u>	S	06/05/2006	Ref To Com On Rules and Operations of the Senate
<u>H2760</u>	<u>UNCW Nursing Funds.</u>	H	05/29/2006	Ref To Com On Appropriations
<u>H2761</u> (= S1988)	<u>Funds/Chronic Disease Task Force.</u>	H	05/29/2006	Ref To Com On Rules, Calendar, and Operations of the House
<u>H2762</u>	<u>DCR Employees Personnel Act.</u>	R	08/08/2006	Ch. SL 2006-204
<u>H2784</u>	<u>Extend Moratoria/Cost-Share Funds.</u>	H	05/29/2006	Ref To Com On Appropriations
<u>H2861</u>	<u>Battleship Commission Staff.</u>	H	05/29/2006	Ref To Com On Rules, Calendar, and Operations of the House
<u>H2869</u>	<u>Chiropractic Changes.</u>	H	06/07/2006	Re-assigned To Health



NCGA Bill Inquiry Results**2007-2008 Session**

Search Criteria: Prime Sponsor = "Rep. Thomas E. Wright (H109)"
Sorted By: Bill Number
Total Bills Returned: 40

Bill	Short Title	Action	Date	Action Text
H41	<u>Pender Commissioners.</u>	H	02/13/2007	Re-ref Com On Election Law and Campaign Finance Reform
H116	<u>Tissue Bank Accreditation.</u>	S	07/19/2007	Re-ref Com On Appropriations/Base Budget
H147 (= S286)	<u>Increase Funds for SPICE.</u>	H	02/12/2007	Ref To Com On Appropriations
H334	<u>Funds for Infant Mortality Prevention.</u>	H	02/22/2007	Ref To Com On Appropriations
H335 (= S983)	<u>Health Disparities Initiatives.</u>	H	03/14/2007	Re-ref Com On Appropriations
H336 (= S987)	<u>Funds for Interpreter Services.</u>	H	03/19/2007	Re-ref Com On Appropriations
H337	<u>Medicaid Reimbursement Levels/Dentists.</u>	H	02/22/2007	Ref To Com On Appropriations
H338 (= S986)	<u>Funds for SIDS Efforts.</u>	H	02/22/2007	Ref To Com On Appropriations
H339 (= S984)	<u>Funds for Diabetes Education.</u>	H	02/22/2007	Ref To Com On Appropriations
H340 (= S985)	<u>Funds for Diabetes Prevention.</u>	H	02/22/2007	Ref To Com On Appropriations
H395	<u>Special Plate for Blue Knights.</u>	H	02/28/2007	Ref To Com On Finance
H400	<u>Funds for Harm Reduction Programs.</u>	H	02/28/2007	Ref To Com On Appropriations
H452	<u>Dropout Study.</u>	H	03/28/2007	Re-ref Com On Rules, Calendar, and Operations of the House
H467	<u>State Ports Authority Funds.</u>	H	03/05/2007	Ref To Com On Appropriations
H633 (= S1187)	<u>DPI/Curriculum on 1898 Wilmington Race Riot.</u>	H	03/14/2007	Ref To Com On Education
H636	<u>Wilmington Race Riot Exhibit Funds.</u>	H	03/14/2007	Ref To Com On Appropriations
H637	<u>1898 Wilmington Race Riot Suit Limitation.</u>	H	03/14/2007	Ref to the Com on Judiciary II and, if favorable, to the Com on Appropriations
H709 (= S228)	<u>Marine Technology Research Vessel Funds.</u>	H	03/15/2007	Ref To Com On Appropriations
H710 (= S513)	<u>Wilmington Council/Mayor Pro Tem.</u>	S	05/07/2007	Ref To Com On State & Local Government
H750	<u>Maintain and Update 1898 Wilmington Report.</u>	H	06/21/2007	Re-ref Com On Appropriations
H751	<u>1898 Wilmington Race Riot Acknowledgment.</u>	S	05/09/2007	Ref To Com On Judiciary I (Civil)
H752	<u>Implement 1898 Commission Report.</u>	H	03/15/2007	Ref to the Com on Judiciary III and, if favorable, to the Com on Rules, Calendar, and Operations of the House
H753	<u>Support for At-Risk Youth/New Hanover County.</u>	H	03/15/2007	Ref To Com On Appropriations
H754	<u>1898 Wilmington Race Riot Monuments.</u>	H	03/15/2007	Ref To Com On Appropriations
H755	<u>Documentary on 1898 Wilmington Race Riot.</u>	H	03/15/2007	Ref To Com On Appropriations
H756	<u>Memorial for Hugh Morton in Brunswick Co.</u>	H	03/15/2007	Ref To Com On Ways and Means



H823	<u>Wilmington Race Riot Library Resources Funds.</u>	H	03/15/2007	Ref To Com On Appropriations
H1056	<u>UNCW/"Fast Track" Program Funds.</u>	H	03/27/2007	Ref To Com On Appropriations
H1033 (= S247)	<u>Funds for Nursing Scholars Program.</u>	H	03/29/2007	Ref To Com On Appropriations
H1212	<u>New Hanover County Local Option Sales Tax.</u>	H	03/29/2007	Ref To Com On Finance
H1215	<u>Wilmington Sewer Infrastructure.</u>	H	05/16/2007	Re-ref Com On Finance
H1312	<u>Pender Assist. Clerk Funds.</u>	H	04/05/2007	Ref To Com On Appropriations
H1323	<u>Repeal Cohabitation Law.</u>	H	04/05/2007	Ref To Com On Judiciary II
H1341 (= S872)	<u>Thalian Assoc./NC Community Theatre.</u>	S	05/16/2007	Held by Senate
H1558	<u>1898 Wilmington Riot Reconciliation Act/2007.</u>	H	04/18/2007	Ref to the Com on Judiciary II and, if favorable, to the Com on Appropriations
H1568	<u>State Health Inspectors.</u>	H	04/18/2007	Ref to the Com on Health and, if favorable, to the Com on Appropriations
H1690	<u>Public Defender District 5.</u>	H	05/22/2007	Re-ref Com On Judiciary II
H1767	<u>Good Shepherd Homeless Services Funds.</u>	H	04/19/2007	Ref To Com On Appropriations
H1898	<u>Prerelease HIV Testing of all Doc Inmates.</u>	H	07/27/2007	Re-ref Com On Appropriations
H1984	<u>Alternative Corporate Income Tax Return.</u>	H	05/09/2007	Ref To Com On Finance





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North Carolina House of Representatives

House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright

REPRESENTATIVE RICK GLAZIER, CHAIR
REPRESENTATIVE PAUL STAM, VICE-CHAIR
REPRESENTATIVE MARVIN LUCAS

REPRESENTATIVE BILL MCGEE
REPRESENTATIVE EDITH WARREN
REPRESENTATIVE LAURA WILEY

SECOND REVISED NOTICE OF CHARGES OF UNETHICAL CONDUCT BY REPRESENTATIVE THOMAS E. WRIGHT

(Amended February 11, 2008 and March 6, 2008)

The House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments against Representative Thomas E. Wright, having convened for hearing the report of preliminary investigative findings on questions of possible unethical and unlawful conduct, hereby finds that there is probable cause to believe that Representative Thomas E. Wright, a member of the House of Representatives, has engaged in unethical and unlawful conduct during his tenure as a member of the North Carolina House of Representatives by committing the following acts specified in Counts 1 through 8 of this Notice, as amended. The Committee, by unanimous vote of the members present, hereby charges that the conduct specified in Counts 1 through 8, as amended, should be considered against Representative Thomas E. Wright:

COUNT 1

Between on or about March 13, 2002 and on or about March 15, 2002, while a member of the North Carolina House of Representatives, Thomas E. Wright did engage in conduct unbecoming and unfitting a member of the House of Representatives by orally and in writing improperly and unethically soliciting Torlen L. Wade, Acting Director of the North Carolina Department of Health and Human Services Office of Research, Demonstrations, and Rural Health Development, to write and mail to him a fraudulent letter stating that such Office was endorsing The Community's Health Foundation's project to convert a building located on the 900 block of 4th Street in Wilmington, North Carolina into Community's Health Foundation offices, New Hanover Community Health Center offices, and a History Museum and committing \$150,000.00 in funding toward the completion of that project. At the time of the solicitation, Thomas E. Wright was an officer of The Community's Health Foundation, Inc., located at 322 South 17th Street in Wilmington, North Carolina. Thomas E. Wright confirmed his earlier oral solicitation by having his legislative assistant type the necessary details needed

in the commitment letter in an e-mail that was sent to Torlen L. Wade by use of his State e-mail account and on a State computer, both of which were authorized for him based on his position as a member of the North Carolina House of Representatives. At the time of the oral solicitation, the typing and sending of the e-mail, and the typing and sending of the Torlen L. Wade letter, both Thomas E. Wright and Torlen L. Wade knew that the Office of Rural Health would not make such a grant and that Thomas E. Wright would use the letter in seeking to fraudulently obtain funding for The Community's Health Foundation from other sources such as financial institutions and other organizations that make grants and that would believe and rely on the false representations in Torlen L. Wade's letter.

COUNT 2

On or about April 5, 2002, while a member of the North Carolina House of Representatives, Thomas E. Wright did engage in conduct unbecoming and unfitting a member of the House of Representatives by, orally and in writing, improperly, fraudulently, and unethically presenting to a representative of Coastal Federal Bank as a factor to consider in whether to loan \$150,000.00 to The Community's Health Foundation, Inc., a corporation of which Wright was an officer, a letter from Torlen L. Wade, Acting Director of the Office of Research, Demonstrations, and Rural Health Development of the North Carolina Department of Health and Human Services, falsely stating that the Office endorsed the Foundation's museum conversion effort and was committed to funding the project in the amount of \$150,000.00 and that the award of the funding would occur by June 30, 2002. At the time Thomas E. Wright presented the letter to the representative of Coastal Federal Bank, he knew that the assertions in the letter were false, that the commitment of funds was not authorized, and that the award of funding would not be forthcoming. The \$150,000.00 loan to The Community's Health Foundation, Inc. obtained from Coastal Federal Bank was made in part relying on the contents of the fraudulent letter presented by Thomas E. Wright.

COUNT 3

On or about December 15, 2003, while a member of the North Carolina House of Representatives, Thomas E. Wright did engage in conduct unbecoming and unfitting a member of the House of Representatives by improperly, fraudulently, and unethically converting money intended to be a charitable contribution to The Community's Health Foundation, Inc. to his own personal use. Thomas E. Wright wrote a letter on the letterhead stationery of The Community's Health Foundation, Inc. to a representative of AstraZeneca Pharmaceuticals, LP, requesting as the Foundation's president a donation to the Foundation, a charitable organization that Thomas E. Wright represented as qualified to receive tax-deductible donations, that would be used by the Foundation for various health related purposes, including but not limited to educational initiatives, a needs assessment, identification of trends and bridging the gap of minority health

care for an underserved population in New Hanover County. Thereafter, when on December 15, 2003, a representative of AstraZeneca Pharmaceuticals, LP signed and sent to Thomas E. Wright and The Community's Health Foundation, Inc., a check made out to "Communitys Hlth Found Inc" in the amount of \$2,400.00, Thomas E. Wright deposited that check into his own personal account rather than into the account of The Community's Health Foundation, Inc.

COUNT 4

On or about February 6, 2004, while a member of the North Carolina House of Representatives, Thomas E. Wright did engage in conduct unbecoming and unfitting a member of the House of Representatives by improperly, fraudulently, and unethically converting money intended to be a charitable contribution to The Community's Health Foundation, Inc. to his own personal use. Thomas E. Wright wrote a letter on the letterhead stationery of The Community's Health Foundation, Inc. to a representative of Anheuser-Busch Companies, Inc., requesting as the Foundation's president a donation to the Foundation, a charitable organization that Thomas E. Wright represented as qualified to receive tax-deductible donations, that would be used by the Foundation for acquisition and development of a building in Wilmington, North Carolina that would serve as a museum. Thereafter, on March 5, 2004, when a representative of Anheuser-Busch Companies, Inc. signed and sent to Thomas E. Wright and The Community's Health Foundation, Inc., a check made out to "Communitys Health Foundation Inc" in the amount of \$5,000.00, Thomas E. Wright deposited that check into his own personal account rather than into the account of The Community's Health Foundation, Inc.

COUNT 5

On or about April 1, 2004, while a member of the North Carolina House of Representatives, Thomas E. Wright did engage in conduct unbecoming and unfitting a member of the House of Representatives by improperly, fraudulently, and unethically converting money intended to be a charitable contribution to The Community's Health Foundation, Inc. to his own personal use. Thomas E. Wright wrote an invoice on the letterhead stationery of The Community's Health Foundation, Inc. to a representative of AT&T Corp. as a solicitation of a charitable contribution to the Foundation, a charitable organization that Thomas E. Wright represented as qualified to receive tax-deductible donations. Thereafter, on April 1, 2004, when a representative of AT&T Corp. signed and sent to Thomas E. Wright and The Community's Health Foundation, Inc., a check made out to "Communitys Health Foundation I" in the amount of \$1,500.00, Thomas E. Wright deposited that check into his own personal account rather than into the account of The Community's Health Foundation, Inc.

COUNT 6

Between October 28, 2001 and November 21, 2001, while a member of the North Carolina House of Representatives, Thomas E. Wright did engage in a pattern of conduct unbecoming and unfitting a member of the House of Representatives by improperly, fraudulently, and unethically converting to his own personal use money loaned by South East Community Credit Union to a charitable organization, The Community's Health Foundation, Inc. On or about October 28, 2001, without approval of the board of directors of The Community's Health Foundation, Inc., Thomas E. Wright solicited and obtained from South East Community Credit Union, a business line of credit in the amount of \$10,000.00 for The Community's Health Foundation, Inc. Thereafter, between October 28, 2001 and November 21, 2001, he personally obtained funds three times based on that line of credit in the total amount of \$9,910.27, which he failed to turn over to the Foundation, put into a bank account for the Foundation, or use for the benefit of the Foundation, instead converting those funds to his own use and benefit by depositing them in his own account without the knowledge and approval of the Board of Directors of the Foundation.

COUNT 7

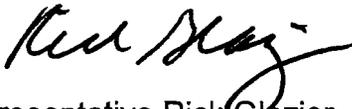
Between January 1, 2000 and January 31, 2007, while a member of the North Carolina House of Representatives, Thomas E. Wright did improperly, fraudulently, and unethically engage in a pattern of conduct unbecoming and unfitting a member of the House of Representatives by intentionally failing to disclose approximately \$180,000.00 in contributions received by his campaign during that time period, which disclosures are required by law and are intended to safeguard the public trust and to preserve the integrity of the electoral process, the integrity of the House of Representatives, and the integrity of the legislative process. The contributions that are the subject of this Court are set out in Exhibit 9 of the presentation by William P. Hart, Outside Committee Co-Counsel, dated January 9, 2008, and incorporated into this Count by reference.

COUNT 8

Between on or about October, 2001 and on or about ~~April~~^{AUGUST}, 2004, while a member of the North Carolina House of Representatives, Thomas E. Wright did engage in a pattern of conduct unbecoming and unfitting a member of the House of Representatives by improperly, fraudulently, deceptively, and unethically soliciting a financial institution for a loan and corporations for donations to a charitable corporation, The Community's Health Foundations, Inc., and by converting to his own personal use money contributed to that charitable

organization. As part of this pattern of conduct, Thomas E. Wright solicited a false document and used that false document in the loan solicitation.

Adopted January 9, 2008. Amended February 11, 2008 and March 6, 2008.



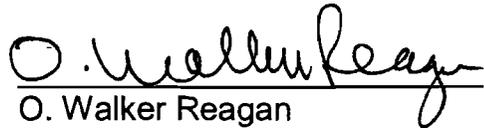
Representative Rick Glazier, Chair
House Select Committee to Investigate Alleged Misconduct and Other Matters
Included in Indictments against Representative Thomas E. Wright

03-06-08 - WR

CERTIFICATE OF SERVICE

The Attorney whose signature appears below certifies that a copy of the attached Second Revised Notice of Charges was duly served upon Representative Thomas E. Wright, and his attorneys, Irving Joyner and Douglas Harris, by hand delivering a copy of same.

This the 6th day of March, 2008.



O. Walker Reagan
Committee Co-counsel
300 N. Salisbury Street, Suite 200
Raleigh, NC 27603

STATE OF NORTH CAROLINA
COUNTY OF WAKE

NORTH CAROLINA GENERAL ASSEMBLY
HOUSE SELECT COMMITTEE
FILE NO. _____

RECEIVED

JAN 25 2008
11:31 AM

NORTH CAROLINA GENERAL ASSEMBLY)
)
 V.)
)
 REPRESENTATIVE THOMAS WRIGHT,)
 Respondent.)

RESPONSE TO ETHICS
COMPLAINT

HOUSE PRINCIPAL CLERK
NC GENERAL ASSEMBLY
STATE LEGISLATIVE BUILDING
RALEIGH, NC 27601-1096

The Respondent in the above captioned matter, Representative Thomas Wright, hereby responds to the ethics allegations contained in a complaint issued by the North Carolina House Select Committee regarding alleged conduct committed by Respondent which has been deemed by committee members to constitute unethical and unlawful on January 11, 2008 by showing the following:

COUNTS # 1 & 2

1. Respondent specifically denies that any contacts and interactions with Torlen Wade on either March 13, 2002 or March 15, 2002 occurred while Respondent was acting or serving in his capacity as a member of the North Carolina General Assembly and/or that his contacts and interactions with Torlen Wade were improper, illegal or unethical. Additionally, Respondent denies that the purported Wade letter was used to secure a loan from the Coastal Federal Bank in the amount of \$150,000 for the Community Health Foundation

2. The conduct alleged in the Ethics complaint as Counts # 1 & 2 does not constitute ethical and/or criminal conduct over which the Legislative Ethics Committee has jurisdiction to consider.

3. Merely soliciting and/or obtaining a letter from a State employee which contains untrue information does not constitute a criminal and/or ethical violation.

4. Respondent did not use nor intend to use a letter which was obtained from a State Employee to obtain a loan, grant or other funding for the Community Health Foundation.

COUNT 3

5. Respondent specifically denies that he improperly, fraudulently and unethically solicited and converted money received from the AstraZeneca Pharmaceuticals, LP which was intended for the work of the Community Health Foundation to his own use

6. The conduct alleged in the Ethics complaint as Count # 3 does not constitute ethical and/or criminal conduct over which the House Select Committee has jurisdiction to consider.

COUNT # 4

7. Respondent specifically denies that he improperly, fraudulently and unethically solicited and converted money received from the Anheuser-Busch Companies, Inc. which was intended for the work of the Community Health Foundation to his own use

8. The conduct alleged in the Ethics complaint as Count # 4 does not constitute ethical and/or criminal conduct over which the House Select Committee has jurisdiction to consider.

COUNT # 5

9. Respondent specifically denies that he improperly, fraudulently and unethically solicited and converted money received from the AT & T Corp. which was intended for the work of the Community Health Foundation to his own use

10. The conduct alleged in the Ethics complaint as Count # 5 does not constitute ethical and/or criminal conduct over which the House Select Committee has jurisdiction to consider.

COUNT # 6

11. Respondent specifically denies that he improperly, fraudulently and unethically solicited and converted money received as a "business line of credit" from the South East Community Credit Union which was intended for the work of the Community Health Foundation to his own use

12. The conduct alleged in the Ethics complaint as Count # 6 does not constitute ethical and/or criminal conduct over which the House Select Committee has jurisdiction to consider.

COUNT # 7

13. Respondent specifically denies that between January 1, 2000 and January 31, 2007 that he improperly, fraudulently and unethically failed to disclose contributions in the amount of \$185,000 received by his campaign which were required by law.

14. This allegation is so vague and over-broad that it does not put Respondent on notice of the specific contributions which the House Select Committee contends were not reported and does not provide any information from which Respondent can make this determination. As such,

this allegation violates Respondent's Due Process Rights under the Federal and State Constitutions.

COUNT # 8

15. This allegation, a purported summary of Counts 1 through 7 of this complaint, is denied.

FURTHER RESPONSES TO COUNTS 1 THROUGH 8

16. The allegations contained in the complaint does not constitute conduct committed by Respondent, who happens to be an elected Legislator, who was then acting within his official role or capacity as a member of the North Carolina General Assembly and a participant in the lawmaking process.

17. The House Select Committee is barred from considering the allegations contained in the complaint due to the expiration of its investigative and prosecutorial mandate and applicable Statute of Limitation and/or constitutes laches in that the House Select Committee has failed to allege and consider this matter in a timely manner pursuant to N.C. Gen. Stat. § 15A-120-102(a)(7).

18. The allegations contained in the complaint involves conduct which did not constitute a criminal and/or ethical violation at the time that it was allegedly committed and the House Select Committee's consideration of this complaint at this time is not authorized by N.C. Gen. Stat. § 120-102(a)(5) and (7) and violates the State and Federal Constitutions..

19. The conduct alleged in the complaint involves conduct which was allegedly committed during a past and closed session of the North Carolina General Assembly and said conduct did not violate any ethics rules and constitute criminal conduct at that time. The House Select Committee can not constitutionally be empowered to investigate conduct committed during past legislative sessions of the North Carolina General Assembly and the assumption of this authorization is contrary to N.C. Gen. Stat. § 120-102 and the Federal and State Constitutions.

20. The creation of the House Select Committee and actions which it has taken in this matter by initiating misconduct allegations against the Respondent, prosecuting those allegations and determining their validity violate State and federal Constitutional Rights of Due Process and Equal Protection.

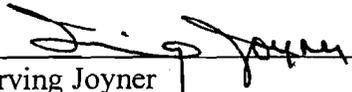
21. The creation of the House Select Committee and actions which it has taken in this matter by initiating misconduct allegations against the Respondent, prosecuting those allegations

and determining their validity violates Article II, Section 20 of the North Carolina Constitution.

22. The actions of the House Select Committee violate Article VI, Section 8 by seeking to disqualify Respondent from a legislative office in the North Carolina House General Assembly to which he was duly elected where he has not been convicted or adjudged guilty, by any competent authority, of treason, a felony, corruption or malpractice in office nor has he been removed from office by impeachment.

WHEREFORE, the Respondent, after responding to the complaint issued by the House Select Committee, respectfully moves to dismiss this matter, or, in the alternative, suspend any further proceedings or actions regarding this matter until criminal charges which have been lodged against the Respondent in the Wake County Superior Court have been resolved.

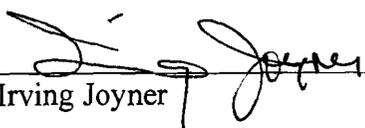
This the 25th day of January, 2008.


Irving Joyner
Attorney for Representative Thomas Wright
P.O. Box 374
Cary, North Carolina 27512-0374
Telephone:(919)319-8353

CERTIFICATE OF SERVICE

The Attorney whose signature appears below certifies that a copy of the attached Response to Ethics complaint was duly served upon the North Carolina General Assembly's Legislative Ethics Committee by hand-delivering copies of same to the North Carolina Legislative Office Building, 300 North Salisbury Street, Suite 200, Raleigh, North Carolina 27603 addressed separately to Attorney O. Walker Reagan, Senator Dan Clodfelter and Representative Rick Glazier and by depositing a copy of same in the United States mail, first class postage prepaid and addressed to Attorney William Hart, North Carolina Department of Justice, P.O. Box 629, Raleigh, North Carolina 27602.

This the 25th day of January, 2008


Irving Joyner

Received electronically

STATE OF NORTH CAROLINA
COUNTY OF WAKE

NORTH CAROLINA GENERAL ASSEMBLY
HOUSE SELECT COMMITTEE TO
INVESTIGATE ALLEGED MISCONDUCT
COUNTS 1 - 8
FILE NO. C-LEC-07-002

RECEIVED

JAN 25 2008
CWC 4:40 PM.

NORTH CAROLINA GENERAL ASSEMBLY,)
)
)
 v.)
)
 REPRESENTATIVE THOMAS)
 WRIGHT)

HOUSE PRINCIPAL CLERK
NC GENERAL ASSEMBLY
STATE LEGISLATIVE BUILDING
RALEIGH, NC 27601-1096

MOTION TO CONTINUE AND
MOTION TO HOLD IN ABEYANCE

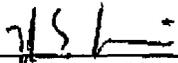
COMES NOW the Respondent, Representative Thomas Wright, and hereby moves the House Select Committee to Investigate Alleged Misconduct to continue this matter and hold this matter in abeyance pending the resolution of the criminal charges. In support of said Motion, Respondent shows the following:

1. The additional charges being considered by The Committee against Representative Thomas Wright are the same and/or intricately linked to the charges pending against him in Wake County Superior Court. Those charges have a Constitutionally guaranteed right of a jury trial and will be determined by a jury later this year.
2. If the Legislative proceeding goes forward, the proceeding can and will do great harm to the criminal process and will raise substantial Constitutional issues.
3. The Legislative process would necessarily be an action taken by the State simultaneously with the action taken by the State in Wake County Superior Court. The Legislative proceeding would also necessarily involve massive adverse publicity which would undeniably pollute the jury pool and risk that a fair trial could not be conducted.

4. The Legislative Committee also risks a Constitutionally unacceptable dilemma in which the jury might vote to remove Thomas Wright for violations and then a jury might find him not guilty of precisely the same charges. This would raise due process issues under both the North Carolina and the United States Constitutions and would do grave damage to the democratic process.

WHEREFORE, the Respondent moves that the House Select Committee to Investigate Alleged Misconduct continue this matter and hold all charges in abeyance until after the criminal charges pending in Wake County Superior Court are heard by a jury.

This the 25th day of January, 2008.



Douglas S. Harris
Attorney for Respondent

1698 Natchez Trace
Greensboro, North Carolina 27455
Telephone: 336-288-0284

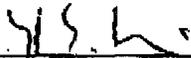
Certificate of Service

This is to certify that I have this day served the foregoing Motion to Continue and to Motion to Hold in Abeyance on the House Select Committee to Investigate Alleged Misconduct of Representative Thomas Wright by forwarding same by facsimile and by first-class U.S. Mail, postage prepaid, to the names, addresses, and facsimile numbers for the House Select Committee as listed below.

Ms. Denise Weeks
House Principal Clerk
NC General Assembly
State Legislative Building
Raleigh, NC 27601-1096
Facsimile: 919-715-2881

Mr. O. Walker Reagan
Committee Co-Counsel
300 N. Salisbury Street, Suite 200
Raleigh, NC 27603
Facsimile: 919-715-8365

This the 25th day of January, 2008.



Douglas S. Harris
Attorney for Plaintiff

1698 Natchez Trace
Greensboro, NC 27455
Telephone: 336-288-0284

RECEIVED

JAN 30 2008
Sen. Mike 10:27a

STATE OF NORTH CAROLINA
COUNTY OF WAKE

NORTH CAROLINA GENERAL ASSEMBLY
HOUSE SELECT COMMITTEE

FILE NO. _____

HOUSE PRINCIPAL CLERK
NC GENERAL ASSEMBLY
STATE LEGISLATIVE BUILDING
RALEIGH, NC 27601-1096

NORTH CAROLINA GENERAL ASSEMBLY)
)
 V.)
)
 REPRESENTATIVE THOMAS WRIGHT,)
 Respondent.)

LEGAL MEMORANDUM IN
SUPPORT OF RESPONDENT'S
ANSWER AND MOTION

**NORTH CAROLINA GENERAL ASSEMBLY DOES NOT POSSESS
CONSTITUTIONAL OR STATUTORY AUTHORITY TO DISCIPLINE OR REMOVE
AN ELECTED MEMBER OF THE HOUSE OF REPRESENTATIVES**

In the North Carolina Constitution, the powers and responsibilities of the North Carolina General are articulated. As such, actions taken by the General Assembly must be guided by the enumerated constitutional provisions. Those powers cannot be broadened nor can legislative actions diverge from the dictates of the State and Federal Constitutions.

With respect to the election of members of the North Carolina House of Representatives, the constitution provides: "Each Representative, at the time of his election, shall be a qualified voter of the State, and shall have resided in the district for which he is chosen for one year immediately preceding his election." Art. II, Sec. 7, North Carolina Constitution. Once a person has been qualified and elected, the constitution further provides: Each house shall be judge of the qualifications and elections of its own members, . . ." Art. II, Sec.20, North Carolina Constitution. The judging of qualification relates back to Art. II, Sec 7 and allows the elected members of the House of Representatives to do no more than be the judge of whether the

specific constitutional qualifications of the elected member which were established by the people of the State are satisfied. *See, Powell v. McCormack*, 395 U.S. 486, 89 S. Ct. 1944 (1969) and *Bond v. Floyd*, 385 U.S. 116, 87 S. Ct. 339 (1966)

North Carolina's Constitution declares that "[e]very qualified voter in [the State] who is 21 years of age, *except as in this Constitution disqualified*, shall be eligible for election by the people to office." (Emphasis Added) Art. VI, Sec. 6 of North Carolina Constitution. In Art. VI, Sec. 8, the people imposed specific disqualifications for office which are similar to those enacted in the 1868 and 1900 Constitutions. Among those which are pertinent to this action is:

[A]ny person who has been adjudged guilty of treason or any other felony against this State or the United States, or any person who has been adjudged guilty of a felony in another State that also would be a felony if it had been committed in this State, or any person who has been adjudged guilty of corruption or malpractice in any office, or any person who has been removed by impeachment from any office, and who has not been restored to the rights of citizenship in the manner prescribed by law.

Art. VI, Sec 8 of the North Carolina Constitution can best be described as a prohibition from seeking elected office and not as a justification for removal from office. Once a person has been elected to the General Assembly, that right which has been exercised by the people of that legislative district must be respected and protected by that body unless the people chooses not to re-elect that person.

In North Carolina, Constitutional provisions are in place for the impeachment of identified elected officials as was recognized by the North Carolina Supreme Court in *State v. Spivey*, 345 N.C. 404, 480 S.E.2d 693 (1997). There the Court discussed those elected officials

who could constitutionally be subjected to impeachment by the General Assembly. Elected State Representatives and District Attorneys were not included in that listing. The listing included the Governor, Lieutenant Governor, Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Attorney General, Commissioner of Agriculture, Commissioner of Labor, and Commissioner of Insurance. *Spivey* at 412, 480 S.E.2d at 697. Although the Constitution gives the House of Representatives the sole power to impeach, that authorization does not identify another elected member of the House of Representatives as being a proper subject of impeachment. As such, since these elected officials are not specifically listed, they are to be excluded from this power under the maxim of *inclusio unius est exclusio alterius* (inclusion of one is exclusion of another) and the impeachment of an elected member of the House of Representative is not authorized by the Constitution. *See, Spivey* at 412, 480 S.E.2d at 697.

Consistent with the constitutional provisions cited above is Art. I, Sec 2 which provides that “[a]ll political power is vested in and derived from the people; all government of right originates from the people, is founded upon their will only, and is instituted solely for the good of the whole.” By definition, this political power of the people is conveyed to elected officials only as dictated and authorized by the people. This interpretation is supported by the provisions of Art. I, Sec. 3 which provides:

The people of this state have the inherent, sole, and exclusive right of regulating the internal government and police thereof, and of altering or abolishing their Constitution and the form of government whenever it may be necessary to their safety and happiness; *but every such right shall be exercised in pursuance of law and consistently with the constitution of the United States.* (Emphasis Added)

With respect to the rights and powers of the people, the Constitution further provides for frequent elections to be held in order for the people to “redress grievances and for amending and strengthening the laws.” Art. I, Sec. 9, North Carolina Constitution. The frequent election provision is reinforced in Art. II, Section 4 where it is mandated that members of the House of Representatives are to be elected “biennially chosen by ballot” and their terms of office “shall commence on the first day of January next after their election. Art. II, Sec. 9, North Carolina Constitution. Each session of the General Assembly is required to “meet in regular session in 1973 and every two years thereafter on the day prescribed by law” or in extra sessions as directed by a petition signed by three-fifths of the members of that body. Art. II, Sec. 11(1) and (2), North Carolina Constitution.

There is no provision in the North Carolina Constitution which provides for or authorizes the North Carolina General Assembly and its House of Representatives, in particular, to discipline any of its members who are qualified for and elected to office by the people of the political district which they represent. The constitutional provisions discussed herein closely parallels the provisions of the 1868 constitution and two subsequent revisions. The notion that the North Carolina general Assembly has implied or inherent powers to discipline its members or to enlarge the constitutional qualifications was debunked by the United States Supreme Court’s opinions in *Powell v. McCormack* and *Bond v. Floyd*.

The absence of any authorization to discipline members of the General Assembly differs from provisions in the constitutions of other States. For example, the Arizona Constitution, by an expressed provision, provides for its Legislature to punish members for disorderly behavior and/or expel members “with the concurrence of two-thirds of its members.” Art. 4, Pt. 2 § 11 of

the Arizona Constitution. In addition, in Maryland, the Legislature, pursuant to the plain meaning of its constitution, is authorized to “punish a member for disorderly or disrespectful behavior and with the consent of two-thirds of its whole number of members elected, expel a member; but no member shall be expelled a second time for the same offence.” Art. 3, Sec. 19 of the Maryland Constitution. By similar provisions, the constitutions of Alabama, Alaska, Georgia, Massachusetts, Pennsylvania and 36 other States allow for the disciplining and expelling of its elected representatives for misconduct while the elected person is in office. By a similar provision, the United States Constitution grants the House authority to discipline or expel a member “with the concurrence of two thirds. Art. I, Sec. 5 of United States Constitution. *See also, Powell v. McCormack*, 395 U.S. 486, 89 S. Ct. 1944 (1969)

The authorization to discipline and expel members of the legislative bodies in other States is not present in the North Carolina Constitution. North Carolina citizens have had, at least, two opportunities to amend its Constitution since 1868 and, in none of those efforts, did the people seek to include this authorization. It is, however, acknowledged that thirteen (13) elected law-makers have been expelled from the North Carolina General Assembly, but eleven (11) of those exclusions occurred before the enactment of the 1868 Constitution; the other two occurred in 1875 and 1880. The failure to include authority in the State Constitution to discipline and expel its elected members acts as a limitation on what this General Assembly is constitutionally allowed to do.

Despite the absence of a constitutional provision to remove or impeach an elected District Attorney, the North Carolina Supreme Court in *State v. Spivey* clearly concluded that the North Carolina General Assembly had the power to enact a statute which authorized the

removal of a person from that position. In *Spivey*, the Court determined that a legislative enactment of the General Assembly is a valid expression of the will of the people even though there is no expressed constitutional authority for the it.

As we have often noted, it is 'firmly established that our State Constitution is not a grant of power. All power which is not expressly limited by the people in our State Constitution remains with the people, and an act of the people through their representatives in the legislature is valid unless prohibited by that Constitution. (Cite omitted) Therefore, this Court gives acts of the General Assembly great deference, and a statute will not be declared unconstitutional under our Constitution unless the Constitution clearly prohibits that statute.

Spivey at 413, 480 S.E.2d at 698.

Since the North Carolina Constitution was silent on the authority to remove the elected District Attorney from office in *Spivey*, the Court determined that the legislative enactment which expressly authorized this removal and set out a detailed procedure for the Presiding Judge to follow when doing so deserved the "presumption of constitutionality" and that removal statute would control as long as the official was accorded due process of law. *Id.* In *Spivey*, N.C. Gen. Stat. § 7A-66 specifically identified the grounds for either the suspension or removal of the elected District Attorney from office. The grounds are:

1. Mental or physical incapacity interfering with the performance of his duties which is, or is likely to become, permanent;
2. Willful misconduct in office;
3. Willful and persistent failure to perform his duties;
4. Habitual intemperance;
5. Conviction of a crime involving moral urpitude;
6. Conduct prejudicial to the administration of justice which brings the office into disrepute; or
7. Knowingly authorizing or permitting an assistant district attorney to commit any act constituting grounds for removal, as defined in subdivisions (1) through (7) hereof.

N.C. Gen. Stat. § 7A-66 (2007)

The statute specifically authorized a Superior Court Judge, upon a finding of relevant facts which supported the existence of one of the disabling provisions, to enter an order permanently removing the District Attorney from office.

With respect to the North Carolina General Assembly's ability to remove an elected member of the House of Representative from office, there is not a comparable statute which authorizes that removal. In 2007, the North Carolina General Assembly created the Legislative Ethics Committee and authorized it to investigate complaints of ethics violations, to conduct necessary hearing and "refer the matter to the appropriate house for appropriate action, which may include censure and expulsion, if the Committee finds substantial evidence of a violation of a criminal statute." N.C. Gen. Stat. §120-103.1 et. seq. (2007) The problem with this statute is that it does not authorize the General Assembly to discipline or remove an elected Legislator if a referral is received from the Legislative Ethics Committee. Even with this statute which create an investigative Committee, the General Assembly does not possess the same power and authority as was conveyed to Superior Court Judges under N.C. Gen. Stat. § 7A-66.

HOUSE SELECT COMMITTEE DOES NOT POSSESS CONSTITUTIONAL OR STATUTORY AUTHORITY TO DISCIPLINE OR REMOVE AN ELECTED MEMBER OF THE HOUSE OF REPRESENTATIVES

For the reasons discussed above, the House Select Committee does not have authority to discipline or remove an elected member of the General Assembly from office. The House Select Committee was recently appointed by the Speaker of the House of Representatives to investigate complaints of ethics violations against Representative Thomas Wright. The creation of this Committee was accomplished without a legislative enactment or action by the House and Senate

and approval by the Governor. While this procedure is appropriate for internal activities of the House of Representatives, it does not confer any power or authority which remotely over-rides the constitutional and statutory infirmities discussed above.

To the extent that investigations of the House Select Committee is to “be governed by Article 5A, Committee Activity, of Chapter 120 of the General Statutes,” the Committee is restricted to “alleged violations of the criminal law by a legislator while acting in the legislator’s official capacity as a participant in the lawmaking process.” N.C. Gen. Stat. § 120–103.1(a)(3) (2007) By definition, allegations of misconduct which occurred outside of the Legislator’s lawmaking activities can not be the subject of scrutiny by this General Assembly.

In further reliance upon the dictates of Chapter 120 of the General Statutes, the work of the House Select Committee is restricted to an investigation of the “rules legislative ethics and conduct” adopted by the House of Representatives which create the standard of conduct for that legislative session. N.C. Gen. Stat. § 120-102(7)(2007) These legislative rules of ethics and conduct have not been established by the North Carolina General Assembly for this session or for those past legislative sessions in which the alleged conduct committed by Representative Wright is supposed to have occurred, namely 2001 through 2006.

HOUSE SELECT COMMITTEE DOES NOT POSSESS CONSTITUTIONAL OR STATUTORY AUTHORITY TO DISCIPLINE OR REMOVE AN ELECTED MEMBER OF THE HOUSE OF REPRESENTATIVES FOR CONDUCT WHICH WAS COMMITTED DURING PRIOR SESSIONS OF THE LEGISLATURE

In the landmark case of *Powell v. McCormack*, 395 U.S. 486, 89 S. Ct. 1944 (1969), the United States Supreme Court discussed the propriety of disciplining an elected Congressional

Representative for conduct committed during a prior session of Congress. In its opinion, the Court noted that both houses of Congress “distrusted their power to punish” a member for conduct committed during a prior congressional session. *Powell* at 509, 89 S. Ct. at 1957.

[I]t must be said that with practical uniformity the precedents in such cases are to the effect that the House will not expel a Member for reprehensible action prior to his election as a Member, not even for conviction for an offense. On May 23, 1884, Speaker Carlisle Decided that the House had no right to punish a Member for any offense alleged to have been committed previous to the time when he was elected a Member, and added, ‘That has been so frequently decided in the House that it is no longer a matter of dispute.

Powell at 509, 89 S. Ct. at 1957.

In *Powell*, Adam Clayton Powell had been regularly elected as the Congressman from New York City’ 18th Congressional District since 1945 and had served as and, based upon his seniority, was destined to continue in the position as the Chairman of the House Committee on Education and Labor at the time of this challenge to his qualifications. Powell completed his service the 89th session of Congress and was returning to be sworn in for the 90th Congressional session following his re-election. During the 89th Congressional Session, claims arose and were presented in Congress that Powell had inappropriately used congressional funds for travel and salary for his wife during that session. Based upon this alleged conduct, an effort to prevent Powell from being sworn in for the 90th Congressional Session was successfully launched. From that exclusion, Powell filed an action in the federal court which ended-up in the United States Supreme Court.

Powell’s claim before the Supreme Court that the only qualifications that he needed to present and satisfy was that he met the Constitutional qualifications to serve as a member of

Congress and could not be excluded because of past claims of transgressions. It was noted in this opinion that neither Congress nor its committees are continuing bodies, but their powers and duties expire when the session for which they are elected expire. In Congress, that expiration occurs every two years just as the North Carolina General Assembly terms for members of the House expire every two years.

With respect to Congress' power and authority to expel Powers from the 90th Congressional session, the Supreme Court concluded that Congress could only review whether Powell possessed the qualifications at that moment in time which were articulated in the federal Constitution. The Powell Court reasoned: "A fundamental principle of our representative democracy is, in [Alexander] Hamilton's words, 'that the people should choose whom they please to govern them.'" *Powell* at 547, 89 S. Ct. at 1977. Equally instructive in this effort to discipline and/or expel Representative Wright from the North Carolina General Assembly is this conclusion:

Unquestionably, Congress has an interest in preserving its institutional integrity, but in most cases, that interest can be sufficiently safe-guarded by the exercise of its power to punish its members for disorderly behavior and, in extreme cases, to expel a member with the concurrence of two-thirds. In short, both the intention of the Framers, to the extent that it can be determined, and an examination of the basic principles of our democratic system persuade us that the Constitution does not vest in the Congress a discretionary power to deny membership by a majority vote.

The authority to expel an elected Congressional Representative for disorderly behavior in *Powell* was upheld because the Constitution specifically authorized that action upon a vote of two-thirds of its members. That is not the situation in North Carolina where the State's

constitution does not authorize the exclusion of an elected House Member. The central lesson in *Powell* is that the people have the right to elect their own representatives as a fundamental principle of a representative democracy and the frequency of elections allows the people to speak often and regularly on this important and weighty issue. In the absence of specific authorization to expel or exclude an elected member, the only qualifications that can be utilized to determine the Legislator's ability to serve his constituents are those articulated within the Constitution.

In judging the qualifications of its members Congress is limited to the standing qualifications prescribed in the Constitution. . . . Therefore, we hold that, since Adam Clayton Powell, Jr., was duly elected by the voters of the 18th Congressional District of New York and was not ineligible to serve under any provision of the Constitution, the House was without power to exclude him from its membership.

Powell at 550, 89 S. Ct. at 1979

Powell concerned claims of misappropriating federal funds which occurred during the previous Congressional Session. The Supreme Court held that conduct from that previous Congressional session, the 89th, could not serve as the basis for a determination of Powell's qualifications to serve in the next, the 90th, Congressional session. By contrast, the House Select Committee seeks to hold Representative Wright's alleged improper conduct from 2001 through 2006 as grounds or justification to discipline or expel him from the present legislative session. The time frame involved in Representative Wright's situation covers four separate and distinct legislative sessions rather than the one Congressional session involved in *Powell*. If the *Powell* ouster violated the federal Constitution, then certainly the effort to discipline or expel Representative Wright offends the same Constitutional protections and provisions.

HOUSE SELECT COMMITTEE'S ADOPTED RULES AND PROCEDURE VIOLATE DUE PROCESS RIGHTS OF REPRESENTATIVE WRIGHT

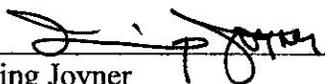
Even in the context of proceedings in the North Carolina General Assembly, Due Process protections are implicated and must be complied with, particularly as here, where the General Assembly seeks to interfere with a property right and interest of Representative Thomas Wright. No State shall deprive any person of life, liberty, or property without due process of law. The constitutional inhibition against depriving any person of his property without due process of law is a 'restraint on the legislative as well as on the executive and judicial powers of the government and cannot be so construed as to leave the General Assembly free to make any process 'due process of law,' by its mere will." *Den ex Dem. Murray v. Hoboken Land and Imp. Co.*, 59 U.S. 272, 276-277, 1855 WL 8216 (U.S.N.J.)(U.S. December Term 1855) Substantive due process is a guaranty against arbitrary legislation, demanding that the law shall not be unreasonable, arbitrary or capricious and that the law be substantially related to the valid object sought to be obtained. *State v. Joyner*, 286 N.C. 366, 371, 211 S.E.2d 320, 323 (1975)

The North Carolina Supreme Court articulated in *In re: Hardy*, 294 N.C. 90, 240 S.E.2d 367 (1978) that removal from office on the ground of misconduct in office is a matter of the most serious consequences and the person is subject to be deprived of the honor, power and emoluments of the office. *Id.* Other State Courts, as well as the federal courts, have concluded that election to public office imbues the office holder with a constitutionally protected property and/or liberty interests. *See, McNeil v. Butz*, 480 F.2d 314 (4th Cir. 1973); *Crowe v. Lucas*, 595 F.2d 985 (5th Cir. 1979); *Gordon v. Leatherman*, 450 F.2d 562 (5th Cir. 1971); *Fredericks v. Vartanian*, 529 F. Supp. 264 (D. Mass. 1981); *Ludowici v. Stapleton*, 375 S.E. 2d 855 (Ga.

1989); *Errichetti v. Merlino*, 457 A.2d 476 (N.J. Super. 1982)

The recently adopted rules of the House Select Committee impermissibly shifts to representative Wright the burden of showing by a preponderance of the evidence that he should be exonerated of the charges which have been leveled against him. *See, Paragraphs 14 & 15 of House Select Committee Rules*. This requirement violates the fundamental fairness notion of Due Process to compel the charged party to establish, by an level of proof, his innocence. Not only is Due Process violated, but the legislator's Fifth Amendment rights are also implicated and surrendered by this requirement.

This the 30th day of January, 2008

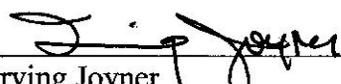


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CERTIFICATE OF SERVICE

The Attorney whose signature appears below certifies that a copy of the attached Legal Memorandum In Support Of Respondent's Answer and Motion was duly served upon the Clerk of the North Carolina General Assembly by hand-delivering copies of same to the North Carolina Legislature and to Representative Rick Glazier at 300 North Salisbury Street, Suite 200, Raleigh, North Carolina 27603 addressed separately to Attorney O. Walker Reagan and by depositing a copy of same in the United States mail, first class postage prepaid and addressed to Attorney William Hart, North Carolina Department of Justice, P.O. Box 629, Raleigh, North Carolina 27602.

This the 30th day of January, 2008



Irving Joyner

STATE OF NORTH CAROLINA
COUNTY OF WAKE

NORTH CAROLINA GENERAL ASSEMBLY
HOUSE SELECT COMMITTEE TO
INVESTIGATE ALLEGED MISCONDUCT
COUNTS 1 - 8

NORTH CAROLINA GENERAL
ASSEMBLY,

v.

REPRESENTATIVE THOMAS
WRIGHT

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BRIEF OF SPECIAL COUNSEL

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STATE OF NORTH CAROLINA
COUNTY OF WAKE

NORTH CAROLINA GENERAL ASSEMBLY
HOUSE SELECT COMMITTEE TO
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COUNTS 1 - 8

NORTH CAROLINA GENERAL
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REPRESENTATIVE THOMAS
WRIGHT

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BRIEF OF SPECIAL COUNSEL

ARGUMENT

The arguments below correspond to arguments made by Representative Wright in his document entitled, Legal Memorandum in Support of Respondent's Answer and Motion, filed with the House Principal Clerk on January 30, 2008.

I. The North Carolina General Assembly has the authority to discipline or expel an elected member.

As one of the houses of the General Assembly, the House of Representatives "shall be the judge of the qualifications" of its members. Art. II, Sec. 20, Constitution of North Carolina.

It has been argued by Representative Wright that this provision of the Constitution relates to the qualifications for election to office in Article II, Section 7 of the Constitution. Although Article II, Section 20 is certainly related to Article II, Section 7 for purposes of determining qualifications for election to office, there is nothing in Article II that limits the application of Article II, Section 20 only to qualifications for election. In addition, Article VI, Section 8 sets forth disqualifications for office that must also be considered. Art. VI, Sec. 8, Constitution of North Carolina. And, a criminal conviction or having been adjudged guilty is not the only determination that may disqualify a person for public office. In re Peoples, 296 N.C. 109, 250 S.E.2d 890 (1978)(due process determination by Supreme Court by clear and convincing evidence that public

official had engaged in willful misconduct in office is sufficient for disqualification from office), cert. denied, 442 U.S. 929, 61 L. Ed. 2d 297 (1979). Therefore, in North Carolina, either house of the General Assembly may take any action reasonably necessary for the proper administration of its business as the lawmaking body of the people of the State. This includes investigation into allegations of improper, illegal, or unethical actions by any of its members and taking action that is appropriate to punish such actions.

"An act of the General Assembly is legal unless the Constitution contains a prohibition against it." Plemmer v. Matthewson, 281 N.C. 722, 726, 190 S.E.2d 204, 207 (1972), citing McIntyre v. Clarkson, 254 N.C. 510, 119 S.E.2d 888 (1961). The Supreme Court of North Carolina has continuously stated as follows:

it is "firmly established that our State Constitution is not a grant of power. All power which is not expressly limited by the people in our State Constitution remains with the people, and an act of the people through their representatives in the legislature is valid unless prohibited by that Constitution."

In re: Spivey, 345 N.C. 404, 413, 480 S.E.2d 693, 698 (1997); State ex rel. Martin v. Preston, 325 N.C. 438, 448-49, 385 S.E.2d 473, 478 (1989); Lassiter v. Board of Elections, 248 N.C. 102, 112, 102 S.E.2d 853, 861 (1958); McIntyre v. Clarkson, 254 N.C. at 515, 119 S.E.2d at 891; Airport Authority v. Johnson, 226 N.C. 1, 8, 36 S.E.2d 803, 809 (1946). This is consistent with Article I, Section 2 and Article II, Section 1 of the Constitution of North Carolina. Article I, Section 2 provides in pertinent part: "All political power is vested in and derived from the people" Article II, Section 1 describes how the people exercise that sovereignty: "The legislative power of the State shall be vested in the General Assembly, which shall consist of a Senate and a House of Representatives." Indeed, our legislature is called the General Assembly "because all the people are present there in the persons of their representatives." John V. Orth, The North Carolina State Constitution: With History And Commentary 78 (1993). The General Assembly's exercise of the sovereignty "vested in and derived from the people," then, is valid except where expressly limited by the Constitution. The pertinent inquiry is not whether the Constitution authorizes the House of

Representatives to discipline its members for unethical conduct. Rather, the pertinent inquiry is whether the Constitution prohibits or limits the House's ability to do so.

Courts have the inherent power to do all things that are reasonably necessary for the proper administration of justice, State v. Gravette, 327 N.C. 114, 124, 393 S.E.2d 865, 871 (1990); Beard v. The North Carolina State Bar, 320 N.C. 126, 129, 357 S.E.2d 694, 696 (1987). In the same way, legislative bodies have the implied and inherent authority to investigate and discipline its members. French v. Senate, 146 Cal. 604,606, 80 P. 1031, 1032 (1905)(every legislative body has implied power to expel a member for any cause deemed sufficient); Hiss v. Bartlett, 69 Mass. 468, 473, 3 Gray 468, 473 (1855)(power of expulsion is a necessary and incidental power, to enable the house to perform its high functions, and the house is the sole judge of the exigency which may justify and require its exercise); Justice Joseph Story, Commentaries on the Constitution of the United States, Vol. II, Section 835. That power has not been limited to offenses committed by the party as a member or committed during the same session as the inquiry. Id., Section 836.

The North Carolina House of Representatives has the inherent authority to investigate and to discipline or expel one of its members. That inherent authority has not been limited by the Constitution of North Carolina. And, that inherent authority has been acknowledged and protected by the General Assembly in the Legislative Ethics Act that it passed. The General Assembly has specifically provided that "[a]ny action or lack of action by the [Legislative Ethics] Committee," under N.C.G.S. § 120-103.1, "shall not limit the right of each house of the General Assembly to discipline or to expel its members." N.C.G.S. § 120-103.1(m). Indeed, the General Assembly has exercised that authority numerous times in the past: ¹

- James Carter - expelled from House in 1757 for mishandling public funds
- Francis Brown - expelled from House in 1758 for perjury, conduct unworthy

¹ Information gleaned from chart prepared by Research Division of the General Assembly and presented to the House Select Committee at hearing on January 9, 2008.

- Hermon Husband - expelled from House in 1770 for gross prevarication, falsehood, promoting riot and seditions
- William Gilbert - expelled from House in 1779 for intentionally defrauding public
- Edward Clay - expelled from House in 1784 for petit larceny (no criminal charge)
- Henry Montfort - expelled from House in 1786 for fraud in disbursement of public money
- John Bonds - expelled from House in 1787 for fraud
- John Roberts - expelled from Senate in 1816 for forgery and fraud committed during War of 1812
- Robert Potter - expelled from House in 1835 for engaging in fight after card game and drawing a pistol and a knife
- J. Wm. Thorne - expelled from House in 1875 for advocating and promulgating a "most sacrilegious doctrine, subversive of the principles of the constitution of the State of North Carolina and of sound morality
- Josiah Turner - censured, then expelled when he left House Chamber, for gross improprieties, disorderly conduct, defiant conduct, and disrespectful manner in 1880
- Ken Miller - censured by House in 1996 for making unsolicited and inappropriate sexual remarks to a female employee, a female lobbyist, and a female page

The unethical, improper, and, in most cases, criminal acts alleged in the charges pending against Representative Wright - conversion of money, soliciting false statements in documents with the intent to use those false representations to obtain a loan, and failing to disclose campaign contributions that are required to be disclosed to the voting public - constitute conduct at least as egregious as the acts that served the basis for the expulsions listed above.

II. The House Select Committee has authority to hold hearings and to recommend action by the full membership of the House of Representatives.

The General Assembly "cannot delegate its power to make a law; but it can make a law to delegate a power to determine some facts or state of facts upon which the law makes, or intends to make, its own action depend . . ." State v. Curtis, 230 N.C. 169, 171, 52 S.E.2d 364, 365

(1949)(citations omitted). Not only may the General Assembly delegate fact-finding power to agencies, it may delegate such power to committees. N.C.G.S. §§ 120-14; 120-19.1. Such committees have the power to hold hearings, compel attendance of witnesses, and compel testimony to make findings on any matter properly before them and to report any findings and recommendations to the appropriate house. Id.

Representative Wright contends in his legal memorandum that the House Select Committee is limited by N.C.G.S. § 120-103.1(a)(3) to "alleged violations of the criminal law by a legislator while acting in the legislator's official capacity as a participant in the lawmaking process." He also contends that N.C.G.S. § 120-102(7) limits the Committee to an investigation of the "rules of legislative ethics and conduct" adopted by the House of Representatives for the current term. Such arguments would apply to actions by the Legislative Ethics Committee. However, those arguments do not apply to actions by the House of Representatives and the House Select Committee.

Just as "[a]ny action or lack of action by the [Legislative Ethics] Committee," under N.C.G.S. § 120-103.1, "shall not limit the right of each house of the General Assembly to discipline or to expel its members," N.C.G.S. § 120-103.1(m), the limitations provided in the Legislative Ethics Act apply to actions by the Legislative Ethics Committee, not to either house or any authorized committee acting under the inherent authority of that house. Thus, the House and the House Select Committee are not limited to considering conduct that constitutes "alleged violations of the criminal law by a legislator while acting in the legislator's official capacity as a participant in the lawmaking process" or to considering conduct that violates "rules of legislative ethics and conduct" adopted by the House of Representatives for the current term. The House and the Committee may properly consider any conduct which is improper, unethical, criminal, or unbecoming and unfitting for a member of the House.

The North Carolina House of Representatives has the inherent authority to investigate and to discipline or expel one of its members. That inherent authority has not been limited by the Constitution of North Carolina. And, the House of Representatives has the authority by statute to

delegate to a committee the investigation of facts surrounding allegations of unethical conduct of one of its members. N.C.G.S. § 120-14; N.C.G.S. § 120-19.1. In this case, the House Select Committee, then has the power to hold hearings to investigate and determine the facts, to report those findings to the full House, and to make appropriate recommendations on disciplinary action that the House should take. The role of the Committee is to determine facts and to make recommendations to the House, not to take action against Representative Wright. It is only the full House that has authority to take disciplinary action.

This same type of procedure is used for investigation of complaints of ethical violations made against judges. The Judicial Standards Commission conducts a hearing, determines the facts, and makes a recommendation to the Supreme Court of North Carolina on the appropriate sanctions for any unethical conduct found. The Supreme Court then reviews the findings below and the record to determine what violations, if any, it finds, and what sanctions to impose. N.C.G.S. § 7A-376; Rules of the Judicial Standards Commission; Rules for Supreme Court Review of Recommendations of the Judicial Standards Commission; In re Renfer, 345 N.C. 632, 634-35, 482 S.E.2d 540, 542 (1997); In re Hardy, 294 N.C. 90, 97, 240 S.E.2d 367, 372 (1978); In re Nowell, 293 N.C. 235, 244, 237 S.E.2d 246, 252 (1977).

III. The House Select Committee has authority to recommend to the full House of Representatives that it discipline or expel an elected member of the House based on conduct that was committed during prior sessions of the General Assembly.

In North Carolina, either house of the General Assembly may take any action reasonably necessary for the proper administration of its business as the lawmaking body of the people of the State. This includes investigation into allegations of improper, illegal, or unethical actions by either house of any of its own members and taking action that is appropriate to punish such actions.

"An act of the General Assembly is legal unless the Constitution contains a prohibition against it." Plemmer v. Matthewson, 281 N.C. 722, 726, 190 S.E.2d 204, 207 (1972), citing

McIntyre v. Clarkson, 254 N.C. 510, 119 S.E.2d 888 (1961). The Supreme Court of North Carolina has continuously stated as follows:

it is "firmly established that our State Constitution is not a grant of power. All power which is not expressly limited by the people in our State Constitution remains with the people, and an act of the people through their representatives in the legislature is valid unless prohibited by that Constitution."

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Representative Wright places much reliance in his argument to the contrary on the decision of the United States Supreme Court in Powell v. McCormack, 395 U.S. 486, 23 L. Ed. 2d 491 (1969). Powell is inapplicable here for three reasons. First, Powell dealt with the United States House of Representatives' power to exclude someone who had been elected on the grounds that he did not meet the qualifications for office, not the power to expel someone after he was seated in the House. Id., at 507, 23 L. Ed. 2d at 509, Fn. 27. Second, and more fundamentally, Powell dealt with

the authority of the United States House of Representatives under the United States Constitution, not the power of the North Carolina House of Representatives under the North Carolina Constitution. Unlike the North Carolina Constitution, which is a limitation on the authority of the legislative branch, the federal Constitution is a grant of power to the federal government. Congress can only act as authorized by the federal Constitution. United States v. Butler, 297 U.S. 1, 63, 80 L. Ed. 477, 487 (1936). This being so, the Supreme Court's analysis in Powell has no bearing on the authority of the General Assembly under the North Carolina Constitution. Finally, the discussion in Powell about the power of Congress to expel extending to conduct during previous sessions was in the context of interpretation of authority granted by House Rules, and it is *dicta*, as the Court determined that the action taken was exclusion, not expulsion.

Because there are no limitations in the Constitution or in statutes applicable to the House on the conduct which it may consider or the time of occurrence of that conduct, the House and the House Select Committee may inquire into any allegations of improper conduct. The House has taken timely action once it became aware of the allegations it is considering, and the House Select Committee has proceeded expeditiously and with due process.

The House Select Committee, pursuant to the direction of the Speaker of the House, has authority to conduct a hearing into allegations of unethical conduct by one of the members of the House of Representatives, even if that conduct occurred prior to the current Session.

IV. The House Select Committee Rules do not violate the due process rights of Representative Wright.

The House Select Committee Rules do not impermissibly shift the burden of proof to Representative Wright. Rather, the Rules provide for three possible outcomes in the vote of the House Select Committee. By referencing both paragraph 14 and paragraph 15 of the Rules, it is clear that the Committee will have three possible outcomes on each charge:

(1) If the Committee finds the alleged violations are established by clear and convincing evidence, the Committee shall do one or both of the following:

a. Refer the matter to the Attorney General for investigation and referral to the district attorney for possible prosecution if the Committee finds substantial evidence of a violation of a criminal law that is not already the subject of an indictment.

b. Refer the matter to the House of Representatives for appropriate action, which may include admonishment, censure and expulsion.

(2) If the Committee fails to find the alleged violations are established by clear and convincing evidence, the Committee shall report this to the House of Representatives and to the accused legislator.

(3) If the Committee finds by a preponderance of the evidence that the accused legislator should be exonerated of the charges, the chair shall transmit this finding in writing to the accused legislator and to the House of Representatives.

The House Select Committee Rules do not impermissibly shift the burden of proof to Representative Wright. Rather, the Rules provide for an additional possible outcome that can benefit him. The Committee may find he committed ethical violations if convinced by clear and convincing evidence. The Committee may find that the allegations of ethical violations have not been proved by clear and convincing evidence. And, the Committee may decide that not only have the charges not been proved by clear and convincing evidence, but that he should be found to be exonerated of the charge of that violation. It may do so, rather than just finding the charges not proved, if it believes so by a preponderance of evidence. In contrast, in criminal courts there are only two possible verdicts, and a not guilty verdict or acquittal only denotes the failure of the prosecution to establish guilt beyond a reasonable doubt; it does not affirmatively establish innocence. Taylor v. Taylor, 257 N.C. 130, 134, 125 S.E.2d 373, 375 (1962). There is no violation of due process by the Committee in creating the additional possible outcome of exoneration that can actually benefit Representative Wright.

In addition, the Committee has provided Representative Wright with compulsory process, the right to be present and to confront witnesses, and the right to discovery.

Respectfully submitted this the 7th day of February, 2008.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing BRIEF FOR THE HOUSE SELECT COMMITTEE upon the RESPONDENT by placing a copy of same in the United States Mail, first class postage prepaid, and by e-mail, addressed to his ATTORNEYS OF RECORD as follows:

Irving Joyner
Attorney at Law
P.O. Box 374
Cary, North Carolina 27512

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Douglas S. Harris
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This the 7th day of February, 2008.



William P. Hart
Special Deputy Attorney General
Special Counsel for House Select Committee

MEETING OF THE HOUSE SELECT COMMITTEE TO INVESTIGATE ALLEGED MISCONDUCT AND OTHER MATTERS INCLUDED IN INDICTMENTS REGARDING REPRESENTATIVE THOMAS E. WRIGHT

TRANSCRIPT OF THE PROCEEDINGS

February 11, 2008

THE SELECT COMMITTEE:

- Rep. Rick Glazier, Chair
Rep. Paul Stam, Vice-chair
Rep. Marvin Lucas
Rep. William McGee
Rep. Edith Warren
Rep. Laura Wiley

In Raleigh, N.C.
11:07 A.M.

Reported by:
Katherine M. Becker

1 THE CHAIR: All right. Good morning. This
2 House Select Committee to Investigate Alleged
3 Misconduct and Other Matters Included in
4 Indictments Against Representative Thomas E. Wright
5 is convened February 11th, 2008, approximately
6 eleven-ten in the morning, Room 544, Legislative
7 Office Building. We'll begin, because we are being
8 recorded by the court reporter, Ms. Becker--and
9 welcome again, Ms. Becker, and thank you--I'm going
10 to ask everyone to quickly introduce themselves who
11 are at these tables, and then at the three tables
12 below the podium. So we'll start with the vice-
13 chairman.
14 REP. STAM: Paul Stam, vice-chair.
15 MS. SAVEL: Carin Savel, Committee clerk.
16 THE CHAIR: We'll start over here--
17 MS. SMITH: Amanda Smith, staff.
18 MS. HUNTLEY: Denise Huntley, staff.
19 MR. REAGAN: Walker Reagan, Committee
20 counsel.
21 MR. GOLDSMITH: Kory Goldsmith, Committee
22 co-counsel.
23 MR. KREHELY: Brad Krehely, Committee
24 co-counsel.

1 MS. FENNEL: Heather Fennell, Committee
2 co-counsel.
3 THE CHAIR: Representative Warren?
4 REP. WARREN: Edith Warren, State
5 Representative, 8th House District.
6 REP. LUCAS: Marvin Lucas, Committee
7 member.
8 REP. WILEY: Laura Wiley, District 61.
9 REP. MCGEE: Bill McGee, Committee
10 member.
11 THE CHAIR: If we could, Representative
12 Wright--
13 REP. WRIGHT: Representative Thomas
14 Wright.
15 THE CHAIR: You'll--you'll need to hold
16 the button down--
17 MR. HARRIS: Oh, okay.
18 THE CHAIR: --Mr. Harris. I'm sorry.
19 MR. HARRIS: I see. Thank you. No
20 problem. All right. This is--I'm Doug Harris, the
21 attorney for Thomas Wright, Representative Wright.
22 THE CHAIR: All right.
23 PROF. JOYNER: Irving Joyner and Heather
24 Rattelade.

1 THE CHAIR: Also as counsel for
2 Representative Wright?
3 PROF. JOYNER: Yes, sir.
4 THE CHAIR: Okay. Thank you. Mr. Hart?
5 MR. HART: William Hart, Senior Deputy
6 Attorney General from the Attorney General's
7 Office, and Special Counsel.
8 MR. PETERS: Alexander Peters, Special
9 Deputy Attorney General, and Special Counsel to the
10 Committee.
11 THE CHAIR: All right. Thank you very
12 much. All right. This meeting is called to order.
13 We've introduced staff and legal counsel, and what
14 we want to do today--and I'm going to review
15 quickly the purpose of the meeting and the order of
16 business that will follow.
17 This meeting is to hear dispositive
18 motions filed by Representative Wright. The staff
19 has prepared for all counsel, as well as for
20 Committee members, the list of motions that the
21 Chair intends to hear. This has been reviewed by
22 the Committee's special counsel and by Mr. Joyner
23 and Mr. Harris. The Chair's intent is to consider
24 the motions in the order in which they were listed.

1 Under the Committee's rules, the Chair is
 2 to rule on the motions initially. And what I
 3 anticipate doing is a procedure that goes something
 4 like this: I'll call the motion and then ask
 5 Mr. Harris or Professor Joyner, whoever is going to
 6 argue the motion, to argue your point on the
 7 motion. Then I'll open it up to the Committee for
 8 questions that they would have of Counsel. Then,
 9 Mr. Hart or Mr. Peters, you'll argue the Committee
 10 and Counsel's position, and, again, the Committee
 11 can then follow your questions--or your comments
 12 with questions.

13 After we finish comments by Counsel and
 14 questions by any members of the Committee, then I
 15 will make the Chair's ruling and issue that ruling
 16 orally to the extent I'm able to do that, and at
 17 that point will then turn to the Committee and ask
 18 if any member of the Committee seeks to overrule
 19 the motion of the Chair or the ruling of the Chair,
 20 because ultimately, although the Chair makes the
 21 initial ruling, the Rules certainly allow the
 22 Committee to override the Chair should they choose
 23 to do that. And we'll go through motion by motion.

24 There are twelve motions pending. In

1 THE CHAIR: Certainly. The Legislative
 2 Ethics Committee received the initial complaint,
 3 obviously, as--as you now know, with regard to the
 4 concerns as it relates to Representative Wright.
 5 That committee, in December, forwarded its
 6 recommendation on to the Speaker of the House,
 7 indicating it had significant concerns with the
 8 indicted conduct but felt that the indicted conduct
 9 jurisdictionally, because of the LEC statute, did
 10 not give the LEC jurisdictional basis to review
 11 that indicted conduct, but did give the LEC the
 12 opportunity to refer to the House of
 13 Representatives to act on its own disciplinary
 14 measures, independent of the joint LEC.

15 That recommendation went to Speaker
 16 Hackney, and Speaker Hackney immediately formed the
 17 House Select Committee which you're now appearing
 18 before. This House Select Committee will and did
 19 review all the evidence it--that was available to
 20 it and, as you may remember--I think it was January
 21 the 9th--determined probable cause existed as to
 22 eight specific counts, which you then got notice of
 23 in writing, and Representative Wright did, and gave
 24 two weeks to file the written response, which you

1 addition, there is a request, and I think
 2 appropriately, from Professor Joyner to review the
 3 discovery matters that were filed and make sure we
 4 have those--and make sure we have those in order.
 5 So that will also be something that we'll do after
 6 we get through the--the list of motions.

7 Any questions on the procedure that we'll
 8 use for the hearing of the motions? All right.

9 Then the first motion--the first motion
 10 that I want to--

11 PROF. JOYNER: Mister--Mr. Chairman?

12 THE CHAIR: Yes?

13 PROF. JOYNER: I just--just want a
 14 clarification now. I apologize--

15 THE CHAIR: Sure.

16 PROF. JOYNER: --for interrupting you,
 17 but we initially received a one-count complaint
 18 from the Legislative Ethics Committee, which--to
 19 which we responded at an earlier point. Subsequent
 20 to that, we received complaints from the House
 21 Select Committee. So for my clarification, would
 22 you tell us what is the status of this Legislative
 23 Ethics Committee complaint, and how does that fit
 24 into the framework of where we are now?

1 have responded to.

2 The LEC retained jurisdiction over one
 3 count. That LEC count remains within the LEC's
 4 jurisdiction, not directly in our jurisdiction.
 5 However, that count seems to be included within the
 6 eight counts that we have, and so what the LEC
 7 would choose to do with that count is a
 8 determination they will have to make, and they, of
 9 course, meet in a different setting.

10 But this House Select Committee's job is
 11 to work through the eight counts that we now have
 12 probable cause on, and which I assume you've now
 13 responded and filed motions on, and those would be
 14 the eight counts, if they survived motions, that
 15 would be the form of the evidentiary hearing--the
 16 basis of the evidentiary hearing before this
 17 Committee.

18 It would be up to the LEC to determine
 19 whether they want to proceed independently on their
 20 one count. I can't speak for the LEC, since only
 21 part of the LEC essentially exists here. But
 22 that's the procedure of where we are. All right?

23 All right. The first motion to be heard
 24 today is a motion to dismiss filed by

1 Representative Wright as to all counts generally
2 for lack of jurisdiction. Who will be arguing that
3 motion?

4 PROF. JOYNER: I will.

5 THE CHAIR: Okay. Professor Joyner--
6 and--and you may go to the podium, which may be
7 much easier than sitting there holding the button.
8 If the sergeant-at-arms would assist, please--

9 (DISCUSSION OFF RECORD)

10 THE CHAIR: Professor Joyner?

11 PROF. JOYNER: Mr. Chairman, thank you
12 for this opportunity, members of the House Select
13 Committee. The first motion that--that's before
14 you is the motion to dismiss all counts for lack of
15 jurisdiction or authorization. And in support of
16 that motion, we look at some of the--some of the
17 law which I think is supposed to undergird our
18 actions here today and in the days to come, if that
19 occurs.

20 But I want to start with the fundamental
21 document which gives to the General Assembly its
22 power, and that is the North Carolina Constitution.
23 And that Constitution is then supported by the
24 federal Constitution, the United States

1 there a statute that's been enacted by the North
2 Carolina General Assembly which provides authority
3 to discipline or expel a legislator for any action.

4 There are provisions in the
5 Constitution--in the Constitution and in statutes
6 which allow for the impeachment of any number of
7 elected officials in the state. But not included
8 in that authorization is impeachment or any actions
9 directed against a sitting member of the General
10 Assembly, either in the Senate or in the House.

11 And in the two briefs that's--that you've
12 been provided with, you don't find a claim that
13 that power exists under either the Constitution or
14 the North Carolina statutes. Now, I'm--I'm--I'm
15 reporting. I'm not arguing this point. The--the
16 law is what the law is.

17 In the absence of some authority, this
18 General Assembly does not have the power to act.
19 If the Constitution does not give to the General
20 Assembly a power or--based on the United--the North
21 Carolina Supreme Court's decision in *State versus*
22 *Spivey*, if the General Assembly has not created a
23 mechanism or an authorization for it or some other
24 body to act, then it is without power to act.

1 Constitution, which is a Constitutional imperative
2 in--under the North Carolina Constitution. There
3 is a specific provision of the North Carolina
4 Constitution, which says that the federal
5 Constitution is supreme to the North Carolina
6 Constitution. Decisions from the United States
7 Supreme Court and other courts have upheld that--
8 that notion.

9 So why don't we just start from the
10 power, the grant of authority to--to the General
11 Assembly, especially as it relates to the issue of
12 disciplining or expelling a legislator from--from
13 this body, and then look at North Carolina statutes
14 in that regard, because those are the enactments by
15 the North Carolina General Assembly which gives to
16 various operating bodies the authority to--to
17 proceed.

18 Starting first with the--our claim and
19 the response from the North Carolina Attorney
20 General's Office, it is crystal clear, and everyone
21 seemingly is in agreement, that there is not a
22 Constitutional provision which allows the General
23 Assembly to discipline or expel a member from its
24 body. Expressly stated, it's not there, nor is

1 Now, the Attorney General suggests that
2 there is this thing called the inherent power of
3 the General Assembly. And the inherent power of
4 the General Assembly is something that sounds good.
5 It conveys the notion that you can do any doggone
6 thing you want to do. And, of course, that's the
7 reason you have the Constitution and the statutes,
8 is to circumscribe what, in fact, you can do.

9 So the Attorney General's office is
10 arguing on your behalf that there is this inherent
11 power. And in support of this inherent power, it
12 cites two cases. It'll just take me a moment to
13 just find--one is *Hiss versus Bartlett*. It's a
14 Massachusetts case from 1855. It's a case
15 originating in the days of slavery, a case that
16 predates the 13th, 14th, and 15th Amendments of the
17 United States Constitution, and a case which
18 predates the 1868 North Carolina Constitution. And
19 I say that to say that its validity or its impact
20 on these proceedings ought to be nonexistent,
21 because since 1855 all of the laws of the land have
22 changed significantly.

23 Then they rely upon a California case,
24 *French versus Senate*, and that is a case decided in

1 1905. And they state the proposition that "every
2 legislative body has implied power to expel a
3 member for any cause deemed sufficient."

4 And I--I direct your attention to the
5 constitution of California, and, in fact, I want to
6 direct your attention to the constitutions of just
7 about every state in this country. And in those
8 constitutions the law--or the constitution not only
9 provides a section that members of the House are
10 judges of the qualification of its members as is
11 defined by the constitution, but it goes on to say
12 in each of those instances that where a two-thirds
13 majority so decides, and if there is sufficient
14 grounds for it, a person can be disciplined or
15 expelled from its body. North Carolina does not
16 have that provision in its Constitution.

17 So in that sense, the California
18 constitution and the *French* case that we've just
19 made reference to, talking about inherent power,
20 that decision flows from the grant of power that's
21 contained in the California constitution.
22 Obviously, that grant of power isn't present in the
23 North Carolina Constitution.

24 An inherent power can only flow from

1 judges. And that process works, and there have
2 been a number of judges who have been expelled from
3 office or otherwise disciplined. And for the most
4 part--well, in each of those instances, that is
5 done pursuant to the grant of authority given by
6 the state--by the General Assembly to the Judicial
7 Standards Committee--Commission.

8 In the case of *State versus Spivey*,
9 dealing with the expulsion of a district attorney
10 from office, our Supreme Court noted in that
11 opinion that the Constitution of North Carolina did
12 not provide a basis to expel a--an elected district
13 attorney from office. There was nothing in the
14 Constitution that provided it, and based on that,
15 our Court recognized that under the Constitution
16 that could not happen.

17 But the Constitu--but the Supreme Court
18 also saw that the General Assembly had enacted a
19 specific provision, specific statute, in the state
20 which provided for the removal of district
21 attorneys where certain conduct had occurred. And
22 the Court held that the act of the General Assembly
23 in instituting that statute or enacting that
24 statute was done on behalf of the people, since the

1 expressed powers. In California, the expressed
2 power is the power of two-thirds members of the
3 majority to expel or to discipline. In North
4 Carolina, that grant of authority is not there.
5 Now, I didn't write the Constitution, so don't
6 blame me for it. But it is a deficiency.

7 Well, it may not be a deficiency, because
8 the North Carolina General Assembly has had any
9 number of opportunities to come back and amend this
10 Constitution. There was an amendment--in 1890 it
11 was amended. There were--there have been
12 subsequent amendments as late as 1969. In none of
13 those instances did the North Carolina General
14 Assembly see fit, in its infinite wisdom, to enact
15 a provision in its Constitution to expel or
16 discipline members of its body. And, again, that's
17 not just the House, but it is the Senate, as well.

18 At the same time, by statute, the North
19 Carolina General Assembly has codified several
20 impeachment-like provisions in the state law.
21 There is the Judicial Standards Commission, for
22 instance, and a procedure set in place that allows
23 for the expulsion and discipline--disciplining of
24 judges, superior court judges, district court

1 legislature speaks for the people, that the act of
2 creating this statute which provided for the
3 removal was sufficient to give to the Superior
4 Court judge, in that particular case, the authority
5 to remove the sitting and elected district attorney
6 from office down in--in Wilmington, of all places.

7 Wilmington's had a pretty glorious
8 history--we always go back to 1898, but--and work
9 our way on back up now that--a whole lot of people
10 are removed from office seemingly down in
11 Wilmington. It's kind of noted for that.

12 But our Supreme Court, in *Spivey*, said
13 that because the General Assembly had enacted a
14 statute which gave to the Superior Court judge the
15 authority to remove, that that was sufficient to
16 convey the sense of the people and the approval of
17 the people for that process. And we've noted, I
18 believe, the *Hardy* case and several other cases
19 dealing with judicial impeachment.

20 My point is that in each of those
21 instances where our Court, our Supreme Court, has
22 upheld this removal power, it flows from the
23 enactment of a statute by this General Assembly
24 concurring with--concur--in concurrence with the

1 Senate--and, of course, now signed and agreed to by
2 the governor, but, of course, when these acts were
3 enacted, the governor was not a part of the--of the
4 equation--but that there had to be some specific,
5 expressed power granted to allow for the discipline
6 and removal of an elected official.

7 At no point in the history of North
8 Carolina has this General Assembly acted to provide
9 a similar provision dealing with the removal or
10 disciplining of a state legislator, either a member
11 of the House or a member of the Senate. And in the
12 absence of that authorization, this General
13 Assembly is without authority to do that.

14 Now, I mentioned the fact that there are
15 more than thirty-six states that have provided and
16 authorized the punishment of a member for
17 disorderly or disrespectful conduct with the
18 consent of two-thirds of its members. The United
19 States Congress has a similar provision. And in
20 the United States Congress, pursuant to the federal
21 Constitution, there is an expressed provision which
22 says that with two-thirds of the members of the
23 House or the Senate, and upon a showing of
24 disorderly or disrespectful behavior, a elected

1 Congressional representative or an elected
2 U.S. senator can be removed from office. And that
3 has happened from time to time, and it has happened
4 in other states from time to time. But in every
5 instance, it is pursuant to expressed authorization
6 either contained in the Constitution itself or by
7 some statute.

8 This notion of inherent power--and our
9 Supreme Court has spoken to that, as well--flows
10 from a grant of power, a grant of power
11 specifically given by the General Assembly to some
12 other agency or institution, or to itself, because
13 the General Assembly can--can--can do that. In the
14 absence of that, the General Assembly can't just
15 take up and do anything that it wants to do. And
16 even where there is a grant of authority to do
17 that, then that grant must satisfy both the federal
18 and state notion of due process.

19 An arbitrary ad hoc committee being
20 constituted and given the power to discipline or
21 expel a legislator is contrary to both the North
22 Carolina Constitution--it is contrary to the notion
23 of due process. Due process speaks to this notion
24 of fundamental fairness, fundamental fairness, in a

1 process that is open and transparent, that allows
2 for a person to present their case and to attack
3 the case that's being presented against them. The
4 Rules that I've seen established for this Committee
5 does not provide that, and as such would run afoul
6 of the Court's pronouncement in *Spivey* that where
7 you have this grant of authority, that grant of
8 authority must also satisfy the Court's notion of
9 due process, which is something that is missing in
10 the effort that we have here.

11 Now, as I understand it, Mr. Chairman,
12 this Committee is--this House Select Committee has
13 been authorized by the Speaker of the House. It is
14 not a committee that is authorized by the General
15 Assembly. And as the Speaker of the House, rather
16 than the Dictator of the House, he has no power to
17 convey a power to any committee to discipline or
18 dismiss any legislator in this body. Now--

19 THE CHAIR: You understand, do you not,
20 Professor Joyner, that the power of this Committee
21 is limited to recommendations, and that this
22 Committee does not discipline or expel any member
23 on its own, it only has the power to recommend to
24 the full House?

1 PROF. JOYNER: I--I--I understand that,
2 and that was my next--my next point.

3 You--you--you can't recommend to expel
4 when the party that you are recommending it to
5 doesn't have the power to do it. And--and--and
6 it's clear there are some people who would like to
7 do that. But in terms of the law as the law is
8 established in this state, this General Assembly
9 and its ad hoc Committee does not have the
10 authority to--to go forward with an action to
11 discipline or expel a legislator from this--from
12 this body. I would certainly urge that this body
13 consider--considers doing that and enacting
14 appropriate legislation to do that.

15 And with that, I'll let the Attorney
16 General's office come up and argue it--its inherent
17 authority.

18 THE CHAIR: Let's see if we've got
19 questions first for you, Professor Joyner, from any
20 member of the Committee. The Chair has several.

21 Just so I'm clear on what the position
22 is, do you argue that the House has no authority
23 under the Constitution or statute to discipline in
24 any manner any of its members for conduct in the

1 House of Representatives?
 2 PROF. JOYNER: That--that--that--that is
 3 what--what we're arguing.
 4 THE CHAIR: So if someone was on the
 5 House floor and refused to sit down and to abide by
 6 the Speaker's ruling to be quiet and just kept
 7 talking, is it your view that the Speaker would
 8 have no ability under the Rules, because there is
 9 no statute or Constitutional provision, to ask the
 10 sergeant-at-arms to escort that person, as a matter
 11 of discipline, off the House floor?
 12 PROF. JOYNER: There--there are rules of
 13 procedure, typically, for those sessions. Those
 14 rules and procedures have been adopted by the
 15 General Assembly, and where those rules and
 16 procedures have been adopted by the--by the General
 17 Assembly, then they are in action of the General
 18 Assembly. Those are rules in place prior to
 19 whatever misconduct you are--you're referring to.
 20 But that--that's known, and that's--it's
 21 something that has been adopted by the General
 22 Assembly and is a grant of authority by the General
 23 Assembly to itself as a part of its internal
 24 operation and its internal proceeding. So yes, the

1 THE CHAIR: So if--if--if the particular
 2 witnesses did not want to seek criminal charges,
 3 then the House would be, in your view, not able to
 4 invoke any internal ethics discipline on that
 5 legislator; it's simply a matter of the police
 6 having to deal with it, and if they don't, or if
 7 the witnesses don't want to proceed in a criminal
 8 court, then the House would have no authority to
 9 discipline its member--
 10 PROF. JOYNER: Right.
 11 THE CHAIR: --right now?
 12 PROF. JOYNER: The discipline--and--and--
 13 and this is the framework in which both our federal
 14 Constitution and our state Constitution has been
 15 established. The legislator represents people, and
 16 they are the embodiment of the people. They've
 17 been sent by those people here to do the people's
 18 business, and the discipline and expulsion of that
 19 legislator rests uniquely within the body of people
 20 who sent that legislator there. And that is, as it
 21 stands now, the only authority in North Carolina
 22 that can discipline or expel a legislator, by
 23 simply not voting that person back into office the
 24 next time he runs. That's one of the reasons the

1 Speaker would have the power in that instance to
 2 have the sergeant-at-arms to remove that person,
 3 which is significantly different than an action to
 4 discipline a legislator or to expel a legislator
 5 for that conduct.
 6 THE CHAIR: Let's assume that the
 7 legislator--and--and for whatever reason--there
 8 isn't a criminal action pending, so let's not worry
 9 about any crime issues, but let's assume a
 10 legislator steals twenty-five times from
 11 legislative assistants' purses, simply goes around
 12 the building and takes money, no criminal charges
 13 brought. Would it be your position that because of
 14 the deficiency in the Constitution, as you suggest,
 15 and in the statute, that the House would have no
 16 capacity to discipline that legislator?
 17 PROF. JOYNER: The House would have the
 18 authority to call the police in and have that
 19 person arrested and prosecuted for the crime
 20 for--which has been alleged, and that matter then
 21 be adjudicated in a--in a court of law. But in
 22 terms of--and I go back to the absence of this
 23 authority in the Constitution, and by statute,
 24 you've not given yourself that power to do that.

1 legislator has to run every two years.
 2 THE CHAIR: Well, let's assume
 3 instead--and let's take it out of the criminal
 4 context, so that there's no ability to call police.
 5 Let's assume that a legislator sexually harasses
 6 pages or other members, female members, of the
 7 staff, and does so in a repeated manner that's
 8 reported. There is no crime of sexual harassment.
 9 There's a certainly a civil action that might be
 10 available, but there's no--
 11 PROF. JOYNER: Well, there's--there's a
 12 crime.
 13 THE CHAIR: Well, there's a--
 14 PROF. JOYNER: There's a crime.
 15 THE CHAIR: There's not a crime of verbal
 16 sexual harassment. Assume we're not talking about
 17 physical touching, that we're talking about verbal
 18 issues, and it's repeated. And again, assume with
 19 me that it's not a criminal action, but maybe, if
 20 someone wanted to process it, civil actions.
 21 Again, my question comes in. Are you
 22 suggesting that because of this deficiency in
 23 this--in--in the Constitution, that the House would
 24 have no capacity to discipline and potentially

1 expel its member who repeatedly sexually harassed
2 women if--and assuming, again, that there's not a
3 criminal charge that's available, understanding
4 there may be a civil prosecution available? I
5 mean, is that your position?

6 PROF. JOYNER: Well, the--the--the--the
7 authority wouldn't have been based on the action or
8 the result of the--of the action. I mean, that is
9 a--that is--verbal sexual harassment is a crime, as
10 well. They call it assaultive behavior, because
11 placing one in fear and apprehension, even where
12 there's not a touching, is sufficient to make out
13 assaultive conduct.

14 But the question that you raised, the
15 answer is--is--is the same. No, this--this body
16 would not, because this body has never given itself
17 the authority to do that, nor does the Constitution
18 give to this body the authority to do that.

19 And even if the legislator walked in here
20 and shot somebody dead right here in front of
21 everybody on the World Wide Web, this body would
22 not, as presently constituted, have that authority.
23 Now, if you went to California and did that, then
24 the legislature could expel the person, because

1 they have an expressed grant of authority in its
2 Constitution that says, "Upon two-thirds' vote, we
3 can expel this person for misconduct."

4 But that is not the situation in North
5 Carolina, and I'm sorry to say that.

6 THE CHAIR: I--I understand your
7 position. Thank you. Any other--now, questions.
8 Representative Stam?

9 REP. STAM: Thank you. I have two. And
10 I--I appreciate you saying that, because that is
11 the consequence of your position.

12 About a dozen times, the House or the
13 Senate of North Carolina has expelled a member.
14 Are you aware of any case authority in North
15 Carolina questioning that authority by our
16 appellate courts?

17 PROF. JOYNER: It's not been raised, as
18 far as I've been able to--to research. The--it's
19 not been raised in the context of the House and the
20 Senate. It's been raised in the context of
21 judicial officials--

22 REP. STAM: Well, that was my question,
23 expelling a member of a House or Senate.

24 PROF. JOYNER: Right. No. It has

1 never--it's never--it's never--it's never been
2 raised.

3 REP. STAM: Okay. If I--

4 PROF. JOYNER: Now, when you talk about
5 the expulsions, with the exception of one, they--
6 they occurred prior to 1900.

7 REP. STAM: But let me ask you this on
8 that, because I think I heard you saying that cases
9 before 1868 were inadmissible because they were too
10 old--did--

11 PROF. JOYNER: Well, that wasn't--that
12 wasn't--I mean, I said that, but that wasn't the
13 reason that I said it.

14 REP. STAM: Did the Constitution before
15 1868--there was one in 1835. There was one in
16 about 1776. There was one from the Lord's
17 Proprietors in the 1600s. Did any of those
18 Constitutions under which the dozen or more
19 expulsions occurred have an explicit grant of
20 authority to expel a member?

21 PROF. JOYNER: I'm--I'm not sure. I've
22 not sure. I've not seen--I've not seen--I just
23 know that from 1868, which is the base year of the
24 Constitution that we're dealing with now, which

1 brought in significant changes to the Constitution
2 of--of North Carolina, that has not--

3 REP. STAM: But on that item it didn't
4 change. There wasn't an expressed grant before,
5 there wasn't an expressed grant afterwards--is my
6 question. And--

7 PROF. JOYNER: Well, before--

8 REP. STAM: --I guess the answer is you
9 don't know.

10 PROF. JOYNER: Yeah, I--I don't know.
11 I've not seen that.

12 THE CHAIR: All right. Other questions,
13 members of the Committee? Representative Wiley?
14 I'm sorry.

15 THE CHAIR: All right. For now, thank
16 you, Professor Joyner. We may--may have some more
17 after Mr. Hart--or--is it Mr. Hart or Mr. Peters
18 going to argue? Mr. Hart.

19 MR. HART: Good morning, Mr. Chairman and
20 members of the Committee.

21 THE CHAIR: Good morning.

22 MR. HART: Mr. Joyner and I have a
23 fundamental difference of opinion on the law of
24 what the General Assembly has the authority to do

1 regarding anything in the State of North Carolina.
 2 Mr. Joyner believes that just like the United
 3 States Constitution, the North Carolina
 4 Constitution is a grant of authority to this body,
 5 the General Assembly, and without a specific grant
 6 of authority of the Constitution, that this body
 7 has no authority to act. That is not the law.

8 The law, as interpreted by the North
 9 Carolina Supreme Court, has specifically stated
 10 that the Constitution of North Carolina is a
 11 limitation of authority of the General Assembly,
 12 not a grant of authority of--and it is unlike the
 13 U.S. Constitution.

14 The United States is made up of fifty
 15 states. In order to provide for that joinder of
 16 states, the states wanted to have states' rights.
 17 They wanted certain rights left to the states, and
 18 they were willing to grant certain authority to the
 19 United States government. So the United States
 20 Constitution is a specific grant of authority to
 21 the Congress. And without a specific grant in the
 22 Constitution, Congress is limited and cannot pass
 23 statutes that affect the people of the United
 24 States.

1 specific provision.

2 That is the same kind of authority that
 3 this body has. It has the authority of the people
 4 to do what is necessary to conduct the business of
 5 the people. There is no limitation in the North
 6 Carolina Constitution. Article I, Section 2 of the
 7 North Carolina Constitution says, "All political
 8 power vested in and derived from the people is
 9 granted to the General Assembly."

10 Article II, Section 20 provides the
 11 General Assembly has the authority to judge the
 12 qualifications of its members. Now, there's been
 13 an argument in the Respondent's brief that that is
 14 limited to simply what qualifications are necessary
 15 to file for and to be elected as a member of the
 16 legislature. Unfortunately, that argument does not
 17 account for Article VI, Section 8 of the North
 18 Carolina Constitution, which adds an additional
 19 disqualification as a member--as a public official.

20 Article VI, Section 8 provides that any
 21 public official, any elected official can be
 22 disqualified from office based on certain grounds,
 23 and amongst those are in a judgment of being guilty
 24 of a criminal offense. But the North Carolina

1 However, the General Assembly of North
 2 Carolina, just like any other state in the union,
 3 has the authority of the people to do the people's
 4 business. Again, the North Carolina Supreme Court
 5 has said this in countless cases over the last
 6 hundred years. You have the authority to do what
 7 is--whatever is necessary to conduct the business
 8 of the people of the State of North Carolina, and
 9 the only limitation you have is if there is a
 10 specific provision in the Constitution that
 11 prohibits it, or unless this body, the General
 12 Assembly, has passed a specific statute limiting
 13 it. That is necessary.

14 In the same way, the courts have been
 15 held to have inherent authority to do the business
 16 of the courts. The courts, by Constitution of
 17 North Carolina, have been granted certain
 18 authority, but the U.S.--the North Carolina Supreme
 19 Court and the North Carolina Court of Appeals have
 20 both said over the years in countless cases that
 21 the courts have inherent authority to conduct the
 22 business of the courts and to enforce its
 23 judgments. And so it does have limited authority
 24 to do certain things, even if there is not a

1 Supreme Court has said that that is not to be
 2 interpreted strictly, that there are times when a
 3 public official can be adjudicated as having been
 4 involved in inappropriate conduct that does not
 5 amount to necessarily a criminal offense and can be
 6 disqualified from public office.

7 In the case of *In Re: Peoples* that is
 8 noted in the Special Counsel's brief, the North
 9 Carolina Supreme Court, in deciding the case of a
 10 superior court judge, found that the due-process
 11 provisions of the Judicial Standards Commission and
 12 recommendation to the North Carolina Supreme Court
 13 that a judge had engaged in willful misconduct, and
 14 the finding by the North Carolina Supreme Court
 15 that those findings were appropriate and that that
 16 punishment was appropriate, that that expulsion fit
 17 within Article VI, Section 8 of the North Carolina
 18 Constitution. We argue to you that in the same way
 19 this body, with its inherent authority to do the
 20 people's business, can make similar adjudications
 21 of misconduct of its members.

22 I've noted that there's no limitation in
 23 the Constitution. I would also argue to you that
 24 there is no limitation by statute.

1 In Respondent's brief, there are a number
 2 of arguments raised about limitations provided by
 3 the Legislative Ethics Act, the creation of the
 4 Legislative Ethics Committee. I would argue to you
 5 that that passage of the Legislative Ethics Act and
 6 the creation of the Legislative Ethics Committee
 7 did not in any way limit the authority of the House
 8 of Representatives or the Senate to discipline or
 9 expel its members. And I specifically point you to
 10 Statute 120-103.1, Subsection M, by which in the
 11 Legislative Ethics Act this body, the General
 12 Assembly, specifically stated that it was--the
 13 Legislative Ethics Act was not intended to limit
 14 the authority of the General Assembly to discipline
 15 or expel its members.

16 One of the arguments that Mr. Joyner made
 17 regarding the constitutions of the United States
 18 and the Constitution of other states was that there
 19 are specific provisions both in the constitutions
 20 and in statutes that no member of the legislature
 21 could be removed without a two-thirds majority
 22 vote. And I would argue to you that those are
 23 limitations, and that if--if the General Assembly
 24 chose to, it could pass a limitation that this body

1 conduct of legislators and methods by which the
 2 General Assembly may discipline or expel its
 3 members. And we have not been able to find any
 4 provision in any Constitution that--that we have
 5 been able to locate. We have--we have not
 6 exhausted our--our research, but at least at this
 7 point we have not found that previous constitutions
 8 did have that authority in--in any way specifically
 9 laid out as opposed to our current Constitution.

10 In pursuit of the inherent authority that
 11 the General Assembly has, it also has the ability
 12 to delegate investigation and fact-finding to a
 13 committee. And there are specific statutory
 14 provisions in G.S. 120-14, G.S. 120-19.1, and
 15 those--those have been cited in *State v. Curtis*,
 16 which is on Page 4 of the State's brief--and that
 17 is that a committee which is specifically delegated
 18 authority to find facts and to make
 19 recommendations--that that is within the power of
 20 the General Assembly or either of its houses.

21 And that's what this committee's role is.
 22 It has been designated to simply investigate, to
 23 make findings, and to make a recommendation to the
 24 House. That is within the authority of the

1 could not discipline or expel a member without a
 2 two-thirds majority vote. That would be a
 3 limitation. That would--is not a grant of
 4 authority.

5 Also, Mr. Joyner cited to specific
 6 statutes and specific provisions in constitutions
 7 of other states that involve certain conduct as
 8 being inappropriate and subject to discipline or
 9 expulsion. Again, I would argue to you that those
 10 are limitations, not grants, of authority. Similar
 11 to North Carolina, every state has the inherent
 12 authority to discipline its members.

13 In fact, the General Assembly, as noted
 14 in a question by Representative Stam, and as
 15 you've, Members of Committee, heard on January 9th
 16 with a presentation by staff--heard that the
 17 General Assembly, and the House in particular, has
 18 chosen to discipline or expel numerous members in
 19 its history.

20 Mr. Peters and I have tried to, to the
 21 best that we have been able to so far, determine
 22 whether there was any provision in any
 23 constitutions that North Carolina has ever had that
 24 in any way did any more to provide specifically for

1 statutes and the House rules, and it is within the
 2 authority of the House to so delegate to the
 3 Committee in pursuit of its authority to discipline
 4 or expel its members.

5 Again, I'd like to specifically point out
 6 that the General Assembly specifically, in passing
 7 the Legislative Ethics Act, retained its inherent
 8 authority to discipline or expel its members by
 9 specifically including the provision in
 10 G.S. 120-103.1, Subsection M.

11 THE CHAIR: Anything further, Mr. Hart?

12 MR. HART: Just a couple--just a couple
 13 points--

14 THE CHAIR: Certainly.

15 MR. HART: --Mr. Chair.

16 I listened carefully to Mr. Joyner's
 17 argument, and at several points in his argument he
 18 seemed to tell you that this legislature has never
 19 taken the opportunity to enact a statute to cover a
 20 situation like this. He spoke about the provisions
 21 of the Legislative Ethic--Ethics Act, which
 22 authorized certain actions that can be taken by the
 23 legislature, by the General Assembly. And he
 24 seemed to concede that the General Assembly had the

1 authority to do that. That counters his argument
2 that there is no inherent authority of the General
3 Assembly to take this kind of action. If it has no
4 authority, then it can't delegate to itself by
5 statute the authority to take action.

6 If Mr. Joyner is correct that the General
7 Assembly has no authority to discipline or expel
8 its members, then the Legislative Ethics Act is
9 unconstitutional, and that's just not the case.
10 Again, there--there is an inherent authority that's
11 been recognized for hundreds of years for state
12 legislatures to discipline or expel its members.

13 THE CHAIR: Questions for Mr. Hart from
14 any member of the Committee? Representative Stam.

15 REP. STAM: I--I would say the--the
16 interesting question is whether that inherent
17 authority is in the Assembly, or is it in the
18 individual houses? And I wonder if you've come
19 across any authority from other states that say
20 that it has to be--that it has to be the Assembly
21 as a whole rather than the individual houses. I
22 would think the common law would be to allow any
23 body to discipline its own members, but I don't
24 know.

1 PROF. JOYNER: In--in response to--in
2 response to what Mr. Hart has--has said, let me see
3 if I can't frame this a little differently.

4 My argument and my reading of the law is
5 not that this General Assembly is without the power
6 to enact legislation that will allow for a
7 legislator to be disciplined or expelled. That's
8 not the position that I took, and it's not what I
9 said. What I said was that this General Assembly
10 had not done it. And because it has not enacted a
11 law, like the Judicial Standards Commission,
12 similar to the laws allowing for the removal of a
13 district attorney from his or her position--that's
14 a grant of authority. The General Assembly can do
15 that. The General Assembly has the power to do
16 that. And in those instances, the General Assembly
17 did, in fact, do that. And in those instances, the
18 Court upheld the exclusion of members from the
19 judiciary and from the district attorney based on
20 those acts.

21 And that is what is called doing the
22 people's business, because the General Assembly is
23 a legislative body, and it convenes for the purpose
24 of enacting legislation. And in enacting

1 MR. HART: And it--I--I want to be
2 careful, because it's been a few weeks since I read
3 the two cases that I cited. But I believe that the
4 actions that were taken in the *French* case and the
5 *Hiss versus Bartlett* case involved specific houses
6 of the general assembly of--of those states. And
7 I--and I believe that the same argument would hold
8 for the entire body as it would for a specific
9 house. As--as--as you say, Representative Stam, it
10 would seem that--and the courts have held that--
11 that any particular body seems to have the inherent
12 authority to discipline or expel its members.

13 REP. STAM: Well, if I could--one
14 follow-up: Certainly in North Carolina the custom
15 is for one house to do it. We know that. I was
16 just wondering if you had found anything in the
17 writings around the country that made that
18 distinction.

19 MR. HART: I have not found that
20 distinction.

21 THE CHAIR: Other questions by any member
22 of the Committee? Thank you, Mr. Hart.

23 And rebuttal from Mr. Joyner--Professor
24 Joyner, and then any final questions.

1 legislation, they speak for the people. And in
2 those instances, it spoke. And it is from those
3 enactments that the inherent power of those bodies
4 to act as they did was created.

5 Now, let me just go to the *Spivey* case.
6 And this is the North Carolina Supreme Court in the
7 case of Jerry Spivey. The Court said--and this is
8 also in response to Representative Stam's
9 question--the 1868 Constitution was unusual among
10 the states because it did not list either the
11 officers subject to impeachment or the proper
12 grounds for impeachment. That's what it said.
13 North Carolina was unusual. It was unusual with
14 respect to the removal of district attorneys from
15 office, and it's unusual with respect to the
16 removal of or in discipline of state legislators
17 from office.

18 I've already outlined for you--and
19 there's no dispute about it--that the provisions
20 are different in other states.

21 Then our Supreme Court went on to say
22 prior to our Constitution of 1868, however, no such
23 omissions were found in our state Constitution,
24 Representative Stam. The omission dates from the

1 1868 Constitution--"the omissions date from." This
2 inability to remove dates back to 1868.

3 Our Supreme Court said the 1835
4 Constitution, which in this respect simply
5 elaborated the original language, listed both the
6 offices subject to impeachment--governor, supreme
7 court justice--supreme court justices, superior
8 court justice--judges, and all other officers of
9 this state--and the grounds were willful violation
10 of the Constitution, maladministration, and
11 corruption.

12 Now, our Supreme Court recognized that
13 the 1835 Constitution did allow for the General
14 Assembly to impeach or remove officers as listed in
15 the Constitution from office. It says it right
16 here, and it--and--and I'm reading it. I'm not
17 making this up. But they recognized that the 1868
18 Constitution was deficient in that regard and did
19 not give or provide the same authorization.

20 And that's why in *Spivey* the Court said
21 "notwithstanding this omission," because the
22 General Assembly has now enacted a statute which
23 provides for the removal of a district attorney,
24 then that speaks for the people, and the General

1 Assembly had the inherent power to enact that
2 legislation calling for that removal or providing
3 for that removal, as long as those acts were
4 consistent with due process. Now, that--now,
5 that's what--that's what the case said.

6 So in 1868 the deficiency was created,
7 and that deficiency in the power of this
8 legislature to act continues. It continues not
9 because it's not in the Constitution, but because
10 this body has never enacted a statute which allows
11 this body to discipline its members. Now, that's
12 probably on purpose. It's probably not an
13 oversight. I mean, it's probably not an oversight,
14 because people want to protect their power.

15 They made--took pains to provide for the
16 removal of judges. They took pains to provide for
17 the removal of district attorneys. Don't you think
18 that if they took powers--pains to provide for the
19 removal of those elected officials, that the
20 decision not to include legislators in that was on
21 purpose, it was not an oversight? But our Supreme
22 Court recognized that that's what happened in--in
23 *Spivey*.

24 Now, in addition to that, Mr. Hart was

1 talking about, you know, this--this discon--
2 disconnect between the federal Constitution and
3 what the federal Constitution mandates and what the
4 state Constitution mandates, and tries to prick up
5 this states' rights argument. Our Constitution is
6 also unique in the sense that it says, "Every
7 citizen of this state"--

8 THE CHAIR: What provision are you
9 looking at? I'm sorry.

10 PROF. JOYNER: Article I, Section 5.

11 THE CHAIR: Thank you.

12 PROF. JOYNER: Article I, Section 5:
13 "Every citizen of this state owes paramount
14 allegiance to the Constitution and government of
15 the United States," not paramount allegiance to the
16 Constitution of North Carolina, but paramount
17 allegiance to the Constitution and government of
18 the United States, "and no law or ordinance of the
19 state in contravention or subversion thereof can
20 have any binding force."

21 I didn't write this. I didn't write
22 this. I didn't write this. These were people in
23 1868 who said that. And that would certainly belie
24 this notion of this supreme states' rights argument

1 that the Attorney General's office is making at--at
2 this point.

3 In *In Re: Peoples*--and I've--I've read
4 that case several times, forty-one-page opinion.
5 And what the Court said in *In Re: Peoples* is no
6 different than what the Court said in *Spivey*, in
7 that this General Assembly created a Judicial
8 Standards Commission to look at the conduct of
9 judges, and in looking at the conduct of judges,
10 when they find willful misconduct, it need not
11 constitute a crime, but that body, based on what
12 the General Assembly has provided to them, has the
13 authority to remove that person from office. And
14 that is all that happened in *In Re: Peoples*. And
15 it happened in *In Re: Peoples* because the first
16 step of that process was that this body, the
17 General Assembly, passed a statute which authorized
18 that to happen.

19 And the argument that I'm making to you,
20 which is supported by the law, is that in the
21 absence of that statute, in the absence of this
22 body taking some positive and affirmative action to
23 give to itself that grant of power, that grant of
24 power does not exist so that it can be used willy-

1 nilly from legislative session to legislative
2 session. It doesn't happen that way. Due
3 process--due process and fundamental fairness would
4 argue against that.

5 And that's the position that we're
6 taking, and not that this body does not have the
7 authority to enact legislation, but in the absence
8 of this body actually enacting legislation, then it
9 doesn't have the authority that it now claims to
10 have.

11 THE CHAIR: Thank you, Professor. Any
12 final comments, Mr. Hart? All right. Any final
13 questions from any Committee member for counsel?
14 If not, the Chair will rule.

15 The specifics--rules that we operate
16 under require me to enter into the record my ruling
17 in as much detail as I can so that the Committee
18 can then determine whether they want to proceed on
19 that basis. I'm going to ask the Committee for a
20 little leeway in that I'm issuing oral rulings. I
21 will follow up with confirmatory written rulings
22 that won't change the tenor of my ruling but may
23 change a line or--grammatically or citation to--to
24 apply. So I will do my best to give you the full

1 power can only flow from an expressed power, and
2 that since there is no expressed grant of such
3 authority in the North Carolina Constitution or
4 exercised by the General Assembly, no inherent
5 authority can exist; in the absence of legislation,
6 this Committee is without authority to do so.

7 Number 3 [sic]. Committee counsel argues
8 instead that the North Carolina Constitution is,
9 unlike the United States Constitution, a limitation
10 on the General Assembly's authority, not a grant of
11 that authority, and that no specific Constitutional
12 power must exist to allow the General Assembly to
13 exercise inherent powers necessary and proper to
14 proceed under the Constitution or statutes of the
15 state. Specifically, Mr. Hart also argues that
16 there is no specific Constitutional provision
17 limiting nor is there any statute limiting
18 jurisdiction in the case today.

19 Number 5. For background, since we are
20 dealing with inherent-authority issues, background
21 of how we came to this position through the
22 practice of Parliament, the practice of the common
23 law, the practice of this state previously must be
24 reviewed.

1 breadth of what I intend to rule so that you can
2 move on that.

3 All right. Number 1. This matter is
4 before the Chair and the Committee on motion from
5 Representative Wright to dismiss all counts pending
6 before the House Select Committee generally for
7 lack of jurisdiction. The issue has been expertly
8 briefed by both sides and argued orally today.
9 This motion is now ripe for disposition.

10 Number 2. The issue is whether the House
11 Committee has jurisdiction to proceed to consider
12 disciplinary action against Representative Wright
13 on the counts that are pending before the
14 Committee.

15 Number 3. Representative Wright's
16 argument is essentially that no Constitutional
17 provision exists to allow the General Assembly to
18 discipline or expel a member from this body, nor
19 has the legislature passed any statute allowing
20 such action. Thus, there is no inherent power of
21 the General Assembly available and no explicit or
22 statutory or Constitutional authority available to
23 proceed and provide a basis for jurisdiction to act
24 today. Further, Counsel argues that an inherent

1 The House of Commons and English
2 Parliamentary practice had the exclusive right to
3 control its own proceedings, including the power to
4 discipline its members. Criminal conduct and
5 noncriminal conduct warranted expulsion. Members
6 were expelled when they had been convicted of a
7 crime or when their actions were viewed as criminal
8 by the House, and specifically in the areas of
9 corruption in office or bribery. Take a look at--
10 or see the case of John Trevor in 1621, the case of
11 Edward Lord Howard in 1632, the case of Robert
12 Walpole in 1712, the case of Thomas Vernon in 1721.

13 In addition, members were expelled for
14 conduct which was essentially private in nature and
15 which merely reflected upon the member's character
16 as a whole, including private torts and fraudulent
17 business practices. Again, take a look at the case
18 of John Lord Barrington in 1723, the case of John
19 Driffo [phonetic] in 1642 as examples.

20 In sum, the scope of Parliament's power
21 to expel its members was not confined by statute or
22 rule, and the practice strongly suggests that
23 Parliament recognized no substantive limit on that
24 power.

1 The--next number. The practice in the
 2 colonial legislatures assumed as broad a discretion
 3 to expel members as had the English Parliament.
 4 The colonial assemblies expelled for whatever they
 5 considered misconduct of sufficiently grave
 6 proportions, including at least one hundred persons
 7 who were expelled from assemblies in the
 8 Continental colonies. As was true in England, the
 9 basis of expulsion was not defined by statute or
 10 rule, and in practice, the grounds for expulsion
 11 ranged from crime to religious preference. Thus,
 12 colonial legislatures adopted unquestionably the
 13 Parliamentary view of the power to expel as a
 14 matter within the absolute discretion of the
 15 legislative body, without scrupulous regard to
 16 freedom of opinion, I might add.

17 Next number. The colonial legislatures
 18 also exercised the power to expel members even
 19 though the power was not enumerated in their
 20 charters. For example, the charters of
 21 Massachusetts and Virginia contain no reference to
 22 the power to expel, yet the legislatures of those
 23 colonies freely and repeatedly expelled offending
 24 members.

1 state senator who was facing disciplinary
 2 proceedings in the state applied for a writ of
 3 prohibition seeking to order the senate to refrain
 4 from holding any hearings and disciplining the
 5 senator regarding alleged sexual misconduct with a
 6 senate page. The Supreme Court of South Dakota
 7 declared consistent with the exact argument made by
 8 Mr. Hart and Mr. Peters today, and I quote as
 9 follows: "The South Dakota Constitution, unlike
 10 the Constitution of the United States, does not
 11 constitute a grant of a legislative power.
 12 Instead, our Constitution is but a limitation upon
 13 the legislative power, and the legislature may
 14 exercise that power in any manner not expressly or
 15 inferentially proscribed by the federal or state
 16 Constitutions. Thus, accept as limited by the
 17 state or federal Constitutions, the legislative
 18 power of the state legislature is unlimited. What
 19 the representatives of the people have not been
 20 forbidden to do by the organic law, they may do."

21 And in that case, the Supreme Court held
 22 that the trial court had no jurisdiction to halt
 23 the legislative disciplinary process nor any
 24 authority to preclude disclosure of that process.

1 Next number. When it came to the
 2 Congress, Congress has also held, under the United
 3 States Constitution, that criminal conduct that has
 4 not yet led to conviction does not preclude
 5 expulsion or disciplinary action. Congress has
 6 assumed that the power to expel is not limited to
 7 punishing misconduct in office, and Congress has
 8 proceeded, as well, in a number of instances to
 9 discipline and censure members under the United
 10 States Constitution and under its statutory powers.

11 Next number. The practice in other
 12 states includes states that do not have a provision
 13 providing for disciplinary action for their members
 14 and do not have a two-thirds voting provision, and
 15 yet those states have, in fact, enacted discipline
 16 on their members, including, most recently, censure
 17 in Hawaii in 1989 of a member, and in 1983, the
 18 resignation of a member in the state of New York
 19 following committee recommendations for
 20 disciplinary proceedings.

21 Furthermore, in the most recent case
 22 available, the case of *Gray versus Gienapp*--
 23 G-I-E-N-A-P-P--at 727 Northwest Second 808 from
 24 South Dakota Supreme Court, January 18, 2007--a

1 Next number. In North Carolina, there
 2 have been a number of members expelled from the
 3 House and the Senate. They are listed in the brief
 4 of Mr. Hart: James Carter in 1757; Francis Brown
 5 in 1758; Hermon Husband in 1770; William Gilbert in
 6 1779; Edward Clay in 1784; Henry Montfort in 1786;
 7 John Bonds in 1787; John Roberts in 1816; Robert
 8 Porter in 1835; and importantly, following the 1868
 9 Constitutional change, J. William Thorne in 1875,
 10 and a censure that occurred followed by expulsion
 11 of Josiah Turner in 1880, both of those cases
 12 following the 1868 Constitution.

13 Most recently, this body has determined
 14 it had the capacity and jurisdiction to proceed to
 15 discipline a member in 1996 when it censured
 16 Representative Ken Miller.

17 Thus, North Carolina practice makes clear
 18 that the North Carolina legislature has always
 19 considered, under any of the Constitutional
 20 enactments that we have, that the power exists for
 21 the House and the Senate to discipline its members.

22 Furthermore, the legislature understood
 23 that in passing the Legislative Ethics Act, and
 24 specifically reserved in North Carolina General

1 Statute 120-104(m), "any action or lack of action
 2 by the Committee"--meaning the LEC--"under this
 3 Section shall not limit the right of each house of
 4 the General Assembly to discipline or expel its
 5 members." Clearly the legislature understood when
 6 it passed this bill in 2006 that the right to
 7 discipline or expel its members was part of the
 8 process that existed under the law of the State of
 9 North Carolina.

10 Finally, it is my conclusion as a result
 11 of that information and those cases that the North
 12 Carolina courts have held that an inherent power
 13 exists for the legislature to do all things that
 14 are reasonably necessary for the proper
 15 administration of justice, and legislative bodies
 16 have the implied and inherent authority under that
 17 to investigate and discipline their members,
 18 similarly to the holdings in California and in
 19 Massachusetts.

20 Accordingly, I find that the North
 21 Carolina House of Representatives has the inherent
 22 authority to investigate and discipline, including
 23 the right to expel, one of its members. That
 24 authority has not been limited by the Constitution

1 very much.

2 _____
 3 (FIFTEEN-MINUTE RECESS)
 4 _____

5 THE CHAIR: Representative Warren is
 6 back, and we'll--we'll head to our next motion in a
 7 moment. I want to add two findings to the ruling
 8 of the Chair, just to add in. The first is that
 9 the House has the capacity under House Rule--or
 10 House has the capacity to create its own rules of
 11 procedure. House Rule 26 specifically allows that
 12 the Speaker shall have the exclusive right and
 13 authority to establish select committees.

14 The second finding is that Luther
 15 Cushing, who is one of the preeminent commentators
 16 on the law and practice of legislative assemblies,
 17 specifically states that the power to expel a
 18 member is, quote, "naturally and even necessarily
 19 incidental to all aggregate and especially all
 20 legislative bodies, which without such power could
 21 not exist honorably and fulfill the object of their
 22 creation."

23 Those two additions are made. Does that
 24 cause any member of the Committee to have any

1 of the State of North Carolina nor by any state
 2 statute. The motion, therefore, is denied.

3 Professor Joyner, exception to my ruling
 4 is noted. And now I turn to the members of the
 5 Committee. Does any member of the Committee seek
 6 to overrule the motion and decision of the Chair?

7 REP. STAM: Not--

8 THE CHAIR: Representative Stam.

9 REP. STAM: Not for that purpose, but if
 10 I could just say why I don't--

11 THE CHAIR: That'd be fine.

12 REP. STAM: Since we last referred to the
 13 Constitution of 1835 or 1776, staff has gotten a
 14 copy of it, and I can't find in a quick read where
 15 there's any expressed power to either House or
 16 Senate to exclude members. And since a dozen of
 17 our precedences [phonetic] occurred during those
 18 Constitutions, it must not be required.

19 THE CHAIR: All right. We've been at it
 20 for an hour and a half, and although we've only
 21 handled one motion, it was an important motion. So
 22 I am going to suggest that we give the court
 23 reporter and the rest of us a ten-minute break, and
 24 we will reconvene in ten minutes. Thank you all

1 concern? Seeing none--and again the exception to
 2 the additions is noted. All right.

3 We're moving to the second motion. This
 4 is a motion to dismiss Count 1. I think I'm right.
 5 Is that how we've got it, motion to dismiss Count 1
 6 as not alleging criminal or unethical conduct?

7 UNKNOWN SPEAKER: No.

8 THE CHAIR: No, that's not right. Sorry.
 9 I got a wrong sheet.

10 The second motion is the motion to
 11 dismiss all counts on statute-of-limitations
 12 grounds and in violation of N.C.G.S. 120-102(a)(7).
 13 Mr. Harris or Professor Joyner? Dr. Joyner. Okay.

14 PROF. JOYNER: Mr. Chairman, it seems to
 15 me that if we--if this Committee is not proceeding
 16 under General Statute 120 exec [phonetic] those
 17 provisions relating to the Legislative Ethics
 18 Committee, that an argument dealing with those is
 19 not proper--dealing with those provisions would not
 20 be appropriate before this Committee.

21 THE CHAIR: All right. Do--do you just
 22 withdraw the part of the argument on the statutory
 23 ground--

24 PROF. JOYNER: Well, I with--withdraw the

1 portion dealing with anything referring to the
 2 Legislative Ethics Committee.
 3 THE CHAIR: I understand. All right.
 4 That is withdrawn, and we'll--
 5 PROF. JOYNER: And--and without--
 6 THE CHAIR: --go forward with the motion
 7 to dismiss on statute-of-limitations grounds
 8 generally. Thank you.
 9 PROF. JOYNER: This motion is supported
 10 mainly--and I use as--I guess our predicate cases
 11 for that is the *Adam Clayton Powell versus*
 12 *McCormack*, U.S. Supreme Court case--and that's
 13 cited in our memorandum to you--and *Julian Bond*
 14 *versus Sloppy Floyd*, U.S. Supreme Court case, in
 15 the one instance, the U.S. Supreme Court case with
 16 Adam Clayton Powell dealing with exclusion from
 17 Congress, and *Julian Bond versus Sloppy Floyd*
 18 dealing with the exclusion from a state legislature
 19 and the applicability of the federal Constitution
 20 to those actions. And in both of those actions, in
 21 both of those cases, one in 1966, the other in
 22 1969, we look at this notion of how far back can
 23 the alleged action be considered by the Committee.
 24 THE CHAIR: I'm--Dr. Joyner, I just want

1 PROF. JOYNER: It's--it's essentially the
 2 same argument.
 3 THE CHAIR: All right. Let me ask--
 4 Mr. Hart, any objection, Mr. Peters, to doing that?
 5 MR. HART: No, sir.
 6 THE CHAIR: All right. Let's go ahead
 7 and do that. So we're really hearing Motions 2, 3,
 8 and 11 consolidated. All right. I'm sorry. Go
 9 ahead.
 10 PROF. JOYNER: All right. In--in the
 11 *Bond* and *Powell* cases, the U.S. Supreme Court
 12 talked about the ability of those legislative
 13 bodies to go back and to look at conduct from prior
 14 sessions. And legislative sessions are a little
 15 different than most other administrative
 16 proceedings. Every legislation--every legislative
 17 session has a beginning and an end. And that end,
 18 in North Carolina, covers a two-year frame, each
 19 legislative session. So you start out at the
 20 beginning of the session. At the end of the
 21 session, actions taken by the body during that time
 22 are dead. That's the end of it. They--they reach
 23 a conclusion.
 24 We have in our laws citizens who vote

1 to interrupt you so I'm clear, because we've got
 2 listed--and that was unclear in the response, so I
 3 wanted to be--when I set this, I wanted to be sure.
 4 But Number 11, the motion which you specifically
 5 had later in your response, was to dismiss the
 6 counts on grounds that the legislature is not
 7 empowered to investigate, prosecute, or discipline
 8 conduct committed in past legislative sessions. So
 9 is this--are we--is this the same argument, or is
 10 there an independent SOL argument that we need to
 11 deal with?
 12 PROF. JOYNER: No. No, I think all of
 13 them, each of those, if you look at 2, 3, and 11,
 14 they're essentially the same thing, whether this
 15 body, this General Assembly, whenever it meets can
 16 go back and consider conduct which allegedly
 17 occurred in past legislative sessions.
 18 THE CHAIR: So would it be your
 19 preference to consolidate for argument Motions 2,
 20 3, and 11?
 21 PROF. JOYNER: If that's what you want to
 22 do, Mr. Chair--
 23 THE CHAIR: Well, if it's the same
 24 argument, I'm inclined to do that.

1 every two years to create a new legislative body,
 2 and that new legislative body comes in fresh to
 3 deal with new matters which accrue or are presented
 4 to that body at that time.
 5 In this situation, the claims raised
 6 against Representative Wright goes back as far as
 7 five--four or five legislative session--sessions
 8 ago. We're talking about conduct which is alleged
 9 to have occurred from 2000 to 2006. None of the
 10 claims deal with conduct which is alleged to have
 11 occurred during this legislative session.
 12 Assuming that a court upholds your
 13 finding about being able to go forward, we question
 14 whether this Committee can now, consistent with the
 15 constitutions--and that question has not been one
 16 that's been raised in North Carolina, so there are
 17 no North Carolina cases on this point, although all
 18 of the actions against the legislators that
 19 Representative Stam identified occurred during
 20 session and not during past sessions.
 21 It's a dangerous precedent that's being
 22 established for a future legislative body to look
 23 back on conduct that occurred or allegedly occurred
 24 in past sessions, in this instance, past sessions

1 where some of the alleged conduct was perfectly
2 proper during that time, but has recently been
3 deemed to be improper.

4 Under this new Legislative Ethics Act
5 that's been created last session, conduct--and I--
6 and let's say specifically campaign contributions.
7 I'll just use that as an example. There are things
8 that you can do with campaign contributions--that
9 you can't do with campaign contributions now as a
10 result of the new law that was passed that you
11 could do with campaign contributions in prior
12 sessions, because those acts were perfectly legal.
13 Although some people may not agree with them, they
14 were perfectly legal within the North Carolina
15 system. And some of the other allegations follow
16 the same vein.

17 So we question whether this Committee or
18 the legislature has the power to go back and make
19 now unethical and/or criminal conduct which was not
20 deemed to be unethical or criminal during the time
21 that it is alleged to have occurred. And we think
22 that to do so is in violation of the U.S. Supreme
23 Court decisions in both *Adam Clayton Powell* and--
24 and *Julian Bond*.

1 unreasonable delay in taking action. And if--if
2 the Committee goes back and looks at the history of
3 how this was dealt with, the Board of Elections had
4 a hearing on May 15th of 2007. Out of the hearing
5 came information that was--became--that the--that
6 was referred to the Legislative Ethics Committee.
7 Staff did an analysis and presented on June 6th,
8 2007, a memo to the Chairs of the Legislative
9 Ethics Committee.

10 Senator Clodfelter made a request to the
11 Attorney General to have Special Counsel appointed
12 on June 7th. The SBI began conducting an
13 investigation pursuant to the request of the
14 district attorney of the 10th Prosecutorial
15 District, and this--the Legislative Ethics
16 Committee, unfortunately, had to wait during that
17 time period until that was--that was done.

18 However, there were three meetings,
19 September 11th, October 4th, and December 18th,
20 if--I believe I'm correct, where the Legislative
21 Ethics Committee did try to deal with these matters
22 and--and track the progress of the SBI
23 investigation and the efforts of Special Counsel
24 and staff. And finally, on December 18th, there

1 And I'm going to stop right there,
2 because I know that much of this has already been
3 determined. But we'll make that--those comments
4 for--for the record and let Mr. Hart make his
5 argument.

6 THE CHAIR: All right. We may have
7 questions, but we'll go ahead--are there questions
8 from the Committee, any Committee members? I will
9 have some when we finish, but I want to hear
10 Mr. Hart--let me hear--let's hear Mr. Hart first,
11 and then we'll go ahead. Mr. Hart?

12 MR. HART: Thank you, Mr. Chairman.
13 First of all, the--Motion Number 2 deals with the
14 statute of limitations, and that's exactly what
15 it--it says, and that is a statute of limitations.
16 There is no statute or Constitutional provision or
17 House rule that limits the inquiry of this
18 Committee or the inquiry of--of the House into the
19 conduct of Representative Wright. The--the
20 argument before--this Committee has the inherent
21 authority to investigate and determine the conduct
22 of Representative Wright, and there is no statute
23 limiting that authority.

24 As far as laches, that really deals with

1 was a referral to the House, and on January 9th
2 this Committee met and--and investigated and made
3 certain determinations of probable cause.

4 I think it's clear from that timetable
5 that once the General Assembly became aware of the
6 allegations of unethical and improper and criminal
7 conduct by Representative Wright, it took all
8 reasonable action it could take in as--in a
9 reasonable manner of time. Although there was some
10 delay, I think that was necessary delay, and I
11 certainly see no basis for a finding that there was
12 unreasonable delay in the action that either this
13 Committee or the Legislative Ethics Committee took.
14 And so I don't believe there could be any finding
15 of--of laches.

16 As far as the *Powell* case that Mr. Joyner
17 discusses, *Powell* was a U.S. Supreme Court case
18 that dealt with provisions of the U.S.
19 Constitution, statutes that had been passed by
20 Congress, and Congressional rules. Ultimately,
21 that case dealt with the fact that Mr. Powell was
22 excluded as a member of Congress, and there was a
23 specific finding by the Court--by the Supreme Court
24 in *Powell* that he was not expelled from the

1 Congress. So the discussion of expulsion was
2 actually dicta in that case. And even so, what it
3 dealt with was interpretation of Constitutional
4 provisions--U.S. Constitutional provisions, U.S.
5 statutes, and rules of the Congress, not anything
6 to do with North Carolina law.

7 The actions by Representative Wright that
8 are alleged in the charges that have been brought
9 by this Committee involve unethical and improper
10 and criminal conduct, certainly conduct that is not
11 appropriate for a member of the House, if--if these
12 allegations are true. And certainly, this
13 Committee has the authority under the authority of
14 the House to make appropriate investigation and to
15 make appropriate recommendations regarding that
16 conduct, even if that conduct occurred prior to the
17 current session.

18 The conduct involved is the kind of
19 conduct that would make Representative Wright unfit
20 to continue to be a member of the House of
21 Representatives of North Carolina. And for that
22 reason, the arguments involving statute of
23 limitations and laches is simply not appropriate.

24 THE CHAIR: Questions of Mr. Hart?

1 Representative Stam.

2 REP. STAM: This applies to arguments of
3 laches and--and the other: How can a person who's
4 concealed his conduct claim laches?

5 MR. HART: I don't--I don't think he can.
6 I--again, I think this--the General Assembly and
7 all of its committees that have dealt with this
8 have acted in a perfectly reasonable and
9 appropriate way once the conduct was discovered.
10 It was only in May of last year that anybody became
11 aware that these allegations were out there, and I
12 think that since then all appropriate, deliberate
13 speed has been taken to--to deal with this.

14 THE CHAIR: Other questions by any
15 member? I just have--and not for you, Mr. Hart,
16 right now, but Professor Joyner, I do have a
17 question. And I--because I understand the
18 argument, and I--and I do worry about the political
19 ramifications of someone wanting to use this tool
20 to go back in time to oust a political opponent.
21 And I think that is a concern about how this is
22 done if it's to be done here, so I recognize the
23 problem.

24 But here's my--my question. Assume that

1 we don't find out about conduct--and I'm going to
2 change the type of conduct. But assume that the
3 conduct occurred two years ago. It's hidden
4 conduct. It simply becomes known through, let's
5 just say, an anonymous complaint two years later.
6 An investigation is done that verifies the conduct
7 occurred.

8 Is your claim that even with conduct that
9 was concealed, that the rule ought to be that if
10 you've gone through one election cycle, that that
11 obviates or--not obviates--eliminates the ability
12 of the current House or current Senate to do
13 anything about the prior conduct of which, with
14 reasonable diligence, it wouldn't have known but
15 has just become aware?

16 PROF. JOYNER: Well, first of all,
17 Mr. Chairman and Mr. Vice-chair, I'm going to
18 object to the conclusion that you both make and
19 articulate here that someone has concealed some
20 conduct. That goes to the heart of what these
21 hearings are all about. And if you've already
22 concluded that Representative Wright has concealed
23 his conduct, then why are we going through a
24 hearing to determine what the facts are if you've

1 already concluded what the facts are?

2 THE CHAIR: Dr. Joyner, I think that's
3 not a correct interpretation of my question.

4 PROF. JOYNER: Well--

5 THE CHAIR: My question didn't assume
6 anything. It was a hypothetical that said I'm
7 concerned about how we deal with an issue, and my
8 hypothetical was if someone concealed conduct that
9 just came about to be known by a House, is it your
10 view that that's the same circumstance as conduct,
11 for example, in Powell, which was known and the
12 voters still decided they wanted to re-elect Adam
13 Clayton Powell? And I'm trying to find for
14 precedential purposes where that dividing line is.

15 PROF. JOYNER: Well, I was responding to
16 the comments that you made and the question that
17 Representative Stam made previously. And they
18 seemed to follow the same view that--somehow that
19 Representative Wright had concealed, which implies
20 to me some deliberate action to hide. Now, when
21 you talk about the failure to discover, that's a
22 different issue, and that's a different point. But
23 when you start talking about somebody concealing
24 something, that raises a conclusion about a

1 person's actions. And notwithstanding your
 2 fact--that you raised the question in a
 3 hypothetical format, it leads us to the same place.
 4 Now, in response to the--to the question,
 5 the Adam Clayton Powell case--and the Court
 6 discussed specifically whether the Congressional
 7 action taken by Congress at that time to exclude
 8 Adam Clayton Powell after he had been re-elected
 9 was an act based on the exclusion or the past
 10 conduct that was alleged to have occur--have
 11 occurred but not proven to have occurred in the
 12 immediately prior session of--of Congress. And the
 13 Court basically held that if we were looking back
 14 at that, then that would be outside of the scope of
 15 Congress' power at that point.
 16 But a question as to Powell's
 17 qualifications and credentials to serve in the
 18 present or the session that was beginning at that
 19 point was an appropriate one for the general--for
 20 the Congress to make, but that he satisfied all of
 21 those prerequisites, and therefore the actions to
 22 exclude him was unconstitutional.
 23 Now, there seems to be some argument here
 24 that North Carolina is so great that the

1 correct. But I--my point is that here we're not
 2 simply talking about alleged conduct from the last
 3 legislative session; we're talking about now going
 4 back three and four legislative sessions to try to
 5 make conduct at that point--and some of the things
 6 here deal with matters that were perfectly legal in
 7 those past sessions but now have been deemed to be
 8 improper--
 9 THE CHAIR: Well, let me ask--
 10 PROF. JOYNER: --during this legislative
 11 session.
 12 THE CHAIR: Let me ask this question: Do
 13 you believe that it was proper in 2000 through 2006
 14 if this occurred--but obviously we're at a
 15 probable--post-probable-cause stage--but do you
 16 believe it was legal for a House member not to
 17 report substantial contributions made during those
 18 periods of time?
 19 PROF. JOYNER: Well, that's--that's not
 20 the issue. I mean--
 21 THE CHAIR: Well, I think it is an issue.
 22 I think you've just raised it.
 23 PROF. JOYNER: No, that's an issue--
 24 that's an issue for you. The--the issue is whether

1 Constitution of the United States makes no
 2 difference and that decisions made by the U.S.
 3 Supreme Court have no meaning in--in North
 4 Carolina. I beg to differ, because I've read too
 5 many opinions which says--and our own Constitution
 6 says that the Supreme Court Constitution--or the
 7 U.S. Constitution and its interpretation are
 8 supreme, even here in--in North Carolina. So to
 9 that extent, the decision in Powell does have
 10 meaning to what you're seeking to do here in this
 11 action.
 12 Now, in this case, we're not talking
 13 about last legislative session. We're talking
 14 about, in Count 1, March 2002. In Count 2, we're
 15 talking about April 2002. That is, according to my
 16 count, about six years ago. And in Count 3, we're
 17 talking about December 2003. And in Count 4, we're
 18 talking about 2004; Count 5, 2004; Count 6, 2001.
 19 THE CHAIR: Dr. Joyner, does--under your
 20 argument, does it matter how far back? That is,
 21 isn't the argument that you're making that back
 22 even a session, let alone two, three, or four
 23 sessions, you reach the same conclusion?
 24 PROF. JOYNER: That's correct. That is

1 this Committee, based on Powell and Bond, has the
 2 right to go back four or five different--I don't--I
 3 don't care what you decide.
 4 THE CHAIR: Well--
 5 PROF. JOYNER: What--what I'm saying is
 6 that the question is, do you have the authority to
 7 go back in past sessions, sessions that have ended,
 8 sessions that have concluded all of the business,
 9 and now dredge that past history up? It falls
 10 under a notion at least that I've heard about in
 11 the Constitution or in our laws called *ex post*
 12 *facto*.
 13 THE CHAIR: I'm going to again ask the
 14 question. My question is, do you believe that the
 15 law of the state from 2000 to 2006 is different in
 16 the sense that it didn't require reporting
 17 contributions when received--has that fundamental
 18 premise changed from 2000 through 2006 to now?
 19 PROF. JOYNER: I'm--I'm not prepared to
 20 answer that question.
 21 THE CHAIR: All right. Well, let me ask
 22 a second question.
 23 PROF. JOYNER: I'm prepared to answer--
 24 answer questions dealing with the procedural

1 matters--

2 THE CHAIR: Well, I think it--

3 PROF. JOYNER: --and not drawing

4 judgments about--

5 THE CHAIR: I'm not drawing judgments,

6 Dr. Joyner.

7 PROF. JOYNER: [inaudible]

8 THE CHAIR: Dr. Joyner, I'm not drawing

9 judgments, but you've raised an issue, and I'm

10 going to ask the questions to try to get to my

11 understanding of the issue, because I think it

12 dramatically affects the issue. And that is, if

13 there was an obligation then to report, and if

14 there is an obligation now to report, do you

15 believe there is no continuing obligation to

16 correct mistakes from the past reports?

17 PROF. JOYNER: Let me--let me--let me

18 answer it this way, if I may.

19 THE CHAIR: Sure.

20 PROF. JOYNER: In the *Powell* case, the

21 U.S. Supreme Court looked at allegations that Adam

22 Clayton Powell had misappropriated funds, federal

23 funds, for travel, expenses, putting his wife on

24 salary, a number of other things, conduct which

1 The question I have, and what goes to the

2 heart here of why I think there's an argument about

3 *Powell*, is not that *Powell* may have no

4 applicability in a general sense; it's that on its

5 specific facts, *Powell* dealt with a case where the

6 public knew the prior misconduct but still voted

7 him in. There's no information that's before me,

8 at least, on this motion that the public knew of

9 any of the alleged prior misconduct before the 2006

10 election. And so we're not in the same situation

11 as *Powell*, are we?

12 PROF. JOYNER: We are. We are, because

13 the action taken by Congress was initially an

14 action to expel, not an action to exclude. And the

15 Court held that an action to exclude was improper.

16 And the only thing left was an action to exclude

17 [sic], because he had been re-elected. And on that

18 basis--and on that basis, they did--there was

19 no--there was nothing in the record that would

20 support the decision to exclude. But the action to

21 expel was the focus of the Congressional action.

22 Even though there was an action started or an

23 investigation started--because that's all that

24 happened, was an investigation began in the prior

1 most people would conclude would have been a

2 violation of the law. In its analysis of whether

3 they could go forward with an action to expel

4 Representative Powell--Congressman Powell, that was

5 not something that was at issue. Whether the

6 conduct occurred, whether it was legal or not was

7 irrelevant--

8 THE CHAIR: Was it known?

9 PROF. JOYNER: --to the Cons--to the

10 Supreme Court's analysis of whether Congress had

11 the power to go back and look at that.

12 THE CHAIR: Was the conduct--

13 PROF. JOYNER: And I would say that the

14 same thing applies in this case.

15 THE CHAIR: Was the conduct in *Adam*

16 *Clayton Powell*--prior to his re-election, it seems

17 to me, the conduct was clearly known. In fact,

18 there were pending proceedings in the prior session

19 with regard to that conduct. And then while those

20 proceedings were pending, the re-election occurred,

21 we moved to the new session, and instead of trying

22 to expel him, we now moved to an exclusion. But

23 the conduct that formed the basis of the exclusion

24 in *Powell* was known in the prior session.

1 session. It did not conclude. So when they had

2 the--the vote, it was to expel and not to exclude.

3 So to that extent, it applies in this case.

4 And in that analysis, my--my point was

5 simply that the U.S. Supreme Court didn't look at

6 whether he did or didn't commit these acts that he

7 was alleged to have committed, and this was from

8 the immediate prior session. I think that it is

9 certainly applicable to this situation, where what

10 we have now is going back three, four different

11 legislative sessions to bring up conduct that is

12 alleged to have been committed by--by

13 Representative Wright.

14 THE CHAIR: Do the Chair's questions

15 cause any questions from any Committee member?

16 Representative Stam.

17 REP. STAM: Let me try this hypothetical.

18 We had a--a former speaker who is in prison for

19 giving and accepting bribes. Now I'll give--that's

20 a fact. Hypothetically, suppose a news release was

21 given today by--this is pure hypothetical--that

22 Representative So-and-So had cooperated in that

23 investigation, they'd given him immunity, but he

24 had taken or received bribes. Is it your position

1 that that--I understand your position now is that
2 although we never knew about that, we could not
3 expel that member, although it was demonstrated
4 through transcripts before the grand jury that this
5 person had taken or received bribes. Is that your
6 position, really?

7 PROF. JOYNER: I mean, obviously, you
8 don't want that to be my position, the way--

9 REP. STAM: I just want--

10 PROF. JOYNER: --that you phrased the
11 question.

12 REP. STAM: --to know what your position
13 is.

14 PROF. JOYNER: My--my--my position is
15 that if it was conduct which occurred in a prior
16 session, then this session, which is a new session,
17 cannot look back at that conduct. And I think that
18 that is consistent with both the--with the Supreme
19 Court decisions in--in the *Adam Clayton Powell* case
20 and in the *Julian Bond* case. And that's--that's
21 the position that I take.

22 Now, whether it was--you know, when we
23 look at this notion of laches, in--in our--in our
24 laws today, there is an exception made for conduct

1 violates state law and federal and state
2 Constitutional provisions.

3 Number 2. The issue, thus, is whether
4 the counts before the Committee are barred on
5 either laches, statutes of limitations, or
6 Constitutional grounds, and would therefore deprive
7 us of any jurisdiction to proceed.

8 Number 3. The position of Representative
9 Wright is that if conduct was committed in a
10 previous session, this session of the legislature
11 may not look back to that conduct committed in
12 previous sessions and whether or not that is--
13 excuse me--let's stop there--strike that--and that
14 that position is grounded, says Representative
15 Wright, on the *Adam Clayton Powell* and *Julian Bond*
16 cases with Constitutional overtones, as well as on
17 general grounds of laches and a general premise
18 behind the statute-of-limitations defenses.

19 Number 4. The Committee's counsel's
20 position is that there is no statute of limitations
21 that has--exists in state or--Constitution or
22 statute that bars proceeding, that the doctrine of
23 laches is not available as an equitable doctrine in
24 this case, and that *Powell* is fully distinguishable

1 that was concealed as opposed to conduct that was
2 not discovered. You've both used the term
3 "concealed." You have regular record--reporting,
4 as far as I know, requirements for campaign
5 contributions. And the fact that something wasn't
6 discovered doesn't mean that it wasn't--that it was
7 concealed and that there was some intent to conceal
8 it. And laches has never drawn as an exception
9 this notion of late discovery of some conduct which
10 you allege to be improper.

11 THE CHAIR: All right.

12 PROF. JOYNER: Anything else?

13 THE CHAIR: No. Any further questions?
14 Any further comment by Mr. Hart or Mr. Peters? All
15 right. Give the Chair a minute to get his thoughts
16 together.

17 All right. This matter--Number 1. This
18 matter is before the Chair and the Committee on
19 three consolidated motions to dismiss all counts on
20 statute-of-limitations grounds, on grounds of
21 laches, and on grounds that the legislature is not
22 Constitutionally empowered to investigate,
23 prosecute, and discipline for conduct committed in
24 past legislative sessions, and therefore it

1 and does not bar or control these proceedings.

2 Number 5. I find that there is no
3 statute of limitations that has been argued under
4 the Constitution or state law by Representative
5 Wright in his brief or orally, and thus no statute
6 of limitations which is a creature directly of
7 statute exists that would prohibit this action.

8 Number 6. The doctrine of laches is an
9 affirmative defense in the civil law. It has been
10 pled in this case. It is the burden on the moving
11 party always to establish that laches exists.
12 Laches is simply a doctrine that would bar
13 proceeding as a result of unreasonable delay in
14 prosecuting a particular claim such that it
15 prejudices the defendant in the case.

16 In this matter--next number. Laches is a
17 doctrine based on equitable circumstances and
18 requires that the asserter of the doctrine come to
19 the doctrine with clean hands, next, that the
20 doctrine of laches also requires, for it to be
21 used, that the presenter of the doctrine show that
22 he is prejudiced either in the fact that witnesses
23 no longer exist, memories have faded, documents are
24 lost, or somehow he is unable to defend the claim

1 against him in order for the doctrine to be used.
 2 Next number. In this case, there has
 3 been no claim, let alone any evidentiary
 4 presentation, of any prejudice to Representative
 5 Wright under the doctrine of laches in terms of any
 6 lost witness, lost document, expired witness, or
 7 faded memory, and thus the doctrine is not
 8 available.

9 In addition, at this point in the
 10 proceedings, every institution that has reviewed
 11 the facts such as they are of this case has made
 12 the determination that there is probable cause to
 13 believe that there have been crimes that include
 14 fraudulent conduct at issue. That is not a proven
 15 fact in this case, but it is where we are at the
 16 motions hearing. For purposes of motions to
 17 dismiss, the facts as asserted by the governing
 18 body or the State are presumed to be true under the
 19 law for jurisdictional and motions purposes. At
 20 this point, since the charges include grounds of
 21 fraud, they would bar as an equitable matter the
 22 doctrine of laches proceeding, particularly where
 23 there is no evidence of prejudice.

24 Finally--next number--the Adam Clayton

1 Powell case has been argued as a basis to proceed
 2 to a holding that a future legislature may not look
 3 back to a prior--to prior misconduct committed
 4 before that legislative session. For a number of
 5 reasons, I find the Powell case fully
 6 distinguishable.

7 First, in Powell, Adam Clayton Powell had
 8 been regularly elected as a congressman from New
 9 York City's 18th Congressional District since 1945
 10 and was destined to continue in his position as
 11 Chairman of the House Committee on Education and
 12 Labor. Powell completed his service to the 89th
 13 session of Congress and was returning to be sworn
 14 for the 90th session following his re-election.

15 During the 89th session, claims arose and
 16 were presented in Congress that Powell had
 17 inappropriately used Congressional funds for travel
 18 and salary for his wife during that session. Based
 19 upon that alleged conduct, an effort to prevent
 20 Powell existed in the new session from being sworn
 21 in to the 90th session. It is that issue of
 22 exclusion that created the action in federal court
 23 which ended up in the United States Supreme Court.

24 Powell is distinguishable first because

1 it dealt with and solely dealt with the issue of
 2 exclusion of a member in a following session, not
 3 expulsion of a member, which is at issue in this
 4 case.

5 Second, the Powell case dealt with an
 6 interpretation of the United States Constitutional
 7 provisions with regard to Congress and the rules of
 8 Congress, not an attempt to set for state
 9 legislatures federal Constitutional principles as
 10 to an interpretation of state law and state
 11 constitutional provisions.

12 Third, the discussion in the Powell case
 13 about the power of Congress to expel extending to
 14 conduct during previous sessions was in the context
 15 of interpretation of authority granted under the
 16 United States House Rules and was fully dicta, with
 17 the Court not having to determine that action since
 18 the action was one of exclusion and not expulsion.

19 Next number. As a policy matter, it
 20 seems to me that many of the claims alleged in the
 21 counts are ones that have a continuing duty, a
 22 continuing duty to report and a continuing duty to
 23 correct erroneous reports. And thus the conduct,
 24 to that extent, is a continuing misconduct if it is

1 found by clear and convincing evidence that there
 2 has been an attempt to not report in a pattern-and-
 3 practice manner of campaign violations.

4 Next number. The Torlen Wade count is
 5 alleged to be a count where there was an active
 6 attempt to conduct a transaction where there was an
 7 understanding from the beginning that money being
 8 sought was not legally available, that money being
 9 sought was going to an organization that did not
 10 have legal viability, for a purpose that it was not
 11 intended to be used, and from an official who had
 12 no authority to issue the letter.

13 Again, for purposes of motions, we must
 14 assume for the motions that the allegations found
 15 at probable cause are true. To that extent, those
 16 allegations suggest, as do the campaign-law
 17 violations, that this is conduct that without--that
 18 was conduct that would constitute potential fraud
 19 and is further conduct that, even with reasonable
 20 diligence, would not have been known to the House
 21 of Representatives.

22 Next point. In fact, this conduct was
 23 not made public on any of the counts until after
 24 re-election in 2006, and therefore, the first

1 action that could be taken has been taken in this
 2 session of the House of Representatives.
 3 In addition, the electorate in
 4 Representative Wright's district have not had an
 5 opportunity to determine how they viewed the
 6 misconduct, and thus Powell is fully
 7 distinguishable, because Adam Clayton Powell's
 8 district knew of his misconduct and re-elected him.
 9 Representative Wright is not in that same position
 10 at this time, and thus Powell is distinguishable on
 11 that basis, as well.
 12 For these reasons, I'm going to deny the
 13 motion to dismiss on grounds of statute of
 14 limitations, on grounds of laches, and on grounds
 15 the legislature is not Constitutionally empowered
 16 to investigate, prosecute, and discipline for
 17 conduct committed in past legislative sessions.
 18 And I make this distinction, and will in
 19 the written order: I agree with Representative
 20 Wright's counsel that if conduct is known, not
 21 concealed, and with reasonable diligence could have
 22 been found and should have been found, that there
 23 are potential Constitutional issues in a
 24 legislature going back to that conduct.

1 _____
 2 (LUNCH RECESS)
 3 (1:30 P.M. - 2:09 P.M.)
 4 _____
 5 THE CHAIR: All right. We are back in
 6 session. Thank you all, and I hope everyone had at
 7 least an opportunity to get something to eat.
 8 That'll move us to the fourth motion,
 9 motion to dismiss Count Number 1 as not alleging
 10 criminal or unethical conduct. Dr. Joyner?
 11 Mr. Harris? Dr. Joyner. Okay.
 12 PROF. JOYNER: Mr. Chairman, I think that
 13 in your prior rulings you've really kind of already
 14 read that anyway.
 15 THE CHAIR: All right. So there's no
 16 independent basis to--to move, other than that
 17 which you've already discussed?
 18 PROF. JOYNER: No, no. Well--yeah.
 19 Okay. Let me--
 20 THE CHAIR: All right. We're on motion
 21 to dismiss Count 1 as not alleging criminal or
 22 unethical conduct. Okay.
 23 PROF. JOYNER: Mr. Chairman, members of
 24 the Committee, obviously, you've already found

1 But in a case where conduct is concealed,
 2 not disclosed when the law requires full
 3 disclosure, when that is the genesis of the crime
 4 or the count, that in that case, the Constitution,
 5 neither federal or state, would prohibit the
 6 legislature from acting once it has made with
 7 reasonable diligence its efforts to know and to
 8 proceed promptly after that point.
 9 Your exception to the rulings on all
 10 three motions is noted. Do my rulings cause any
 11 member of the Committee to seek to override the
 12 ruling of the Chair?
 13 Seeing none--all right. We are about, I
 14 hope, close to halfway through the motions, and
 15 everyone needs to get a little something to eat.
 16 And I don't want our court reporter keeling over
 17 over there. So we're going to take a lunch break,
 18 but make it short, and we're going to be breaking
 19 for half an hour. We'll be back, hopefully, to
 20 finish the motions fairly quickly thereafter, but
 21 as much time as needed, and then to--if counts
 22 remain, to look at discovery issues.
 23 We'll be back in a half an hour. Thank
 24 you.

1 probable cause on these, and now you sit as the
 2 judge of our motions. But Count 1 deals with
 3 obtaining a letter from Torlen Wade and--that was
 4 allegedly supposed to be used to obtain a hundred-
 5 and-fifty-thousand-dollar loan. And I'm not aware
 6 of any law which says that obtaining a letter which
 7 contains truthful or untruthful information is a
 8 criminal violation or an ethical violation.
 9 To the extent that Count 1 intersects
 10 with Count 2, I would think that if there is--if
 11 you have some evidence that a person has obtained a
 12 letter and used it in a fraudulent matter, that
 13 that might state a criminal violation, if believed.
 14 But merely soliciting a letter is not a crime, at
 15 least in anything I've seen in North Carolina law
 16 or United States law, under the federal system.
 17 And so we would move on that grounds to dismiss
 18 Count 1 of--of this indictment.
 19 I'm not dealing with the conclusory
 20 matters in the--in the count, which obviously speak
 21 to a finding of fact that you're supposed to make,
 22 but now to the raw request or solicitation of a--of
 23 a letter from Torlen Wade by Representative Wright.
 24 THE CHAIR: Questions from any member of

1 the Committee for Dr. Joyner? Representative Stam.
 2 REP. STAM: Well, yes, the motion is not
 3 alleging criminal or unethical conduct. Could you
 4 address--you've hypothetically convinced me it
 5 doesn't allege criminal conduct. Are you saying
 6 that it's ethical to solicit a letter from an
 7 acting head of a department over whom--whose budget
 8 you have jurisdiction on a committee, knowing
 9 both--and this is what it alleges--"where both
 10 Thomas E. Wright and Torlen L. Wade knew that
 11 Thomas E. Wright would use the letter in seeking to
 12 fraudulently obtain funding for Community Health
 13 Foundation from other sources"? Is your contention
 14 that that is also ethical?
 15 PROF. JOYNER: Representative Stam,
 16 you--you interjected facts and conclusions that's
 17 not a part of Count 1.
 18 REP. STAM: I--I was reading--
 19 PROF. JOYNER: There--there--
 20 REP. STAM: --straight from Count 1.
 21 PROF. JOYNER: Well, there's nothing in
 22 Count 1, unless I misread it, that said that--that
 23 alleged that Representative Wright had budgetary
 24 control over someone that they were soliciting a

1 Is--you--are you telling us that that is
 2 not unethical?
 3 PROF. JOYNER: No, I was saying, first of
 4 all, that there is some overlap in the allegations
 5 in Count 1 and Count 2. One (1) speaks to
 6 obtaining a letter. The other parts of it is
 7 really the same thing as in Count 2. The only
 8 difference is--between Count 1 and Count 2 is that
 9 this letter was used to obtain a--a loan for a
 10 hundred and fifty thousand dollars (\$150,000).
 11 And my position was that merely obtaining
 12 a letter which contains truthful or untruthful info
 13 is not a criminal violation nor an unethical
 14 violation.
 15 REP. STAM: Well, if I could follow up
 16 one--one last time--
 17 THE CHAIR: Follow-up?
 18 REP. STAM: All right. Assume that
 19 obtaining the letter--two people just concoct a
 20 crazy letter, that both of them know it's not true.
 21 That's--for whatever reason they did it, maybe it's
 22 not unethical. But the count charges that both of
 23 them knew that Thomas Wright was going to use that
 24 letter to try to get money from other people. Does

1 letter from--I--I--
 2 REP. STAM: Well, that was--
 3 PROF. JOYNER: --I don't--I don't--I
 4 don't--I don't see that.
 5 REP. STAM: All right. Well, let's leave
 6 that--
 7 PROF. JOYNER: That may be the conclusion
 8 that you--that you've reached.
 9 REP. STAM: That was in the evidence we
 10 had. But leave that part of it to the side.
 11 Let's--
 12 PROF. JOYNER: Well, I'm--I'm just
 13 talking about the count.
 14 REP. STAM: All right. Just the count
 15 itself alleges--
 16 PROF. JOYNER: And the count is--
 17 REP. STAM: --that both of them knew that
 18 Thomas E. Wright would use the letter in seeking to
 19 fraudulently obtain funding for the Community
 20 Health Foundation from other sources such as
 21 financial institutions, and that these other
 22 organizations that make grants and that--and
 23 that--would believe and rely on the false
 24 representation in the letter.

1 that not strike you as not a very ethical thing to
 2 do?
 3 PROF. JOYNER: Well, Mister--
 4 Representative--
 5 REP. STAM: That's the last part of the
 6 count.
 7 PROF. JOYNER: Representative Stam, then
 8 there ought to be a merger, then, of Count 1 and
 9 Count 2 so there's one count, because the conduct
 10 would either have to be separated in terms of
 11 obtaining the letter and using the letter--the
 12 using the letter in a fraudulent way would go to
 13 the intent of obtaining the letter, if you had
 14 evidence to establish that. And obviously you have
 15 concluded that that is what occurred.
 16 And I'm saying that either one or the
 17 other has to go, because it's duplicative as it's
 18 written at this point, because one part separates
 19 out--separates out the writing, and the other one
 20 separates out the use, and they ought to be either
 21 one--or--one ought to go, or they ought to be
 22 combined into one count.
 23 THE CHAIR: Do--let me follow up on
 24 Representative Stam's question, Dr. Joyner.

1 Either, again, from a civil or criminal
 2 perspective, do you have any law that I need to
 3 look at talking about duplicative counts?
 4 PROF. JOYNER: Well, no, I'm not prepared
 5 to present you with a case dealing with
 6 duplicative--as a lawyer, you're aware of the
 7 notion of prosecuting persons twice for the same
 8 conduct.
 9 THE CHAIR: Certainly, from a jeopardy
 10 point of view, but that--I don't know that that--
 11 PROF. JOYNER: I mean, so we've got two
 12 counts here that's alleging one half of the same
 13 thing.
 14 THE CHAIR: I understand the argument.
 15 All right. Any other questions that members of the
 16 Committee have? Mr. Hart or Mr. Peters?
 17 MR. HART: Thank you, Mr. Chairman.
 18 As--as to the--Counsel's not contending that this
 19 charge is a crime, a criminal offense. What--
 20 what--what we are--charged in--in the draft that we
 21 presented to the Committee and the Committee
 22 approved is that Representative Wright improperly,
 23 unethically, conduct unbecoming and unfitting a
 24 legislator, improperly solicited a letter falsely

1 letter which contains even untruthful information
 2 may not be criminal--may not constitute a criminal
 3 violation or unethical conduct; and number three,
 4 that Counts 1 and 2 ought to be merged.
 5 Next number. The Special Counsel for the
 6 Committee's position is that Count Number 1 does
 7 not allege a crime but alleges unethical conduct in
 8 that it alleges Representative Wright improperly
 9 solicited a letter falsely stating that the agency
 10 could commit one hundred and fifty thousand dollars
 11 (\$150,000) to a project knowing that the letter
 12 contained false information and knowing that the
 13 letter would then be used at a later time to seek
 14 additional funding for that project.
 15 I find first that the Count Number 1
 16 alleges specifically the fraudulent solicitation of
 17 the letter, while Count Number 2, which is criminal
 18 in nature, alleges then the use of the letter to
 19 obtain essentially the loan by false pretenses, and
 20 that they're alleging two entirely separate and
 21 distinct acts, in that Count 2 did not have to
 22 occur as a result of Count 1, but did,
 23 independently; that is, it was then used to obtain,
 24 or allegedly to obtain, the hundred and fifty

1 stating a commitment of a hundred and fifty
 2 thousand for the purpose of submitting it to
 3 financial institutions to secure a loan. That is a
 4 fraudulent solicitation of a false document that,
 5 as the charge indicates, both parties knew was
 6 going to be used for an improper purpose, an
 7 illegal purpose.
 8 I see that there's just no way to say
 9 that that is not unethical conduct, if proven. And
 10 we would submit that it is a proper charge and that
 11 there's no reason not to have that continue. It
 12 should not be dismissed.
 13 THE CHAIR: Questions by members of the
 14 Committee? Thank you both. All right. Just give
 15 me one minute.
 16 All right. As to Motion Number 4, this
 17 matter is before the Committee and the Chair in a
 18 motion to dismiss Count 1 as not alleging criminal
 19 or unethical conduct. The matter has been argued
 20 and briefed and is now ripe for disposition.
 21 Number 2. The defendant--Representative
 22 Wright's position is, number one, that the
 23 allegations in Count Number 1 and Count Number 2
 24 overlap and are duplicative; number two, that a

1 thousand dollars (\$150,000) from the bank. That is
 2 the allegation contained in Count 2. As such, on a
 3 motion to dismiss the counts, the counts on their
 4 merits, as written, do not overlap and are not
 5 duplicative.
 6 The next finding is that it--if Count 1
 7 is proven, should be true by clear and convincing
 8 evidence, it is painfully obvious that that
 9 constitutes unethical and fraudulent conduct, if
 10 proved.
 11 Number 3 finding on my part is that for
 12 reasons that the counts stand on their own merits
 13 independently, allege independent acts, they are
 14 not duplicative and should not be merged.
 15 Accordingly, the motion to dismiss Count
 16 Number 1 is denied. Any--an exception by
 17 Dr. Joyner and Representative Wright is noted. Any
 18 motion by any member of the Committee to overrule
 19 the ruling of the Chair? All right.
 20 We'll move, then, to the fifth motion,
 21 which is a motion to dismiss Count 7 as vague,
 22 overbroad, and a violation of due process of law as
 23 well as state Constitutional provisions.
 24 And before we proceed, I do want to

1 indicate in preliminarily reviewing the briefs in
 2 this I have concerns as well about the count, and
 3 have asked in a way to perhaps handle this motion
 4 before we have to argue it--I'm--you can certainly
 5 argue the motion, Dr. Joyner, but I would grant the
 6 bill of particulars, essentially, for this motion,
 7 and would ask that a motion be made by the panel to
 8 amend the count so that it is very clear that it
 9 only applies to the specific contributions of a
 10 hundred and eighty-five thousand dollars (\$185,000)
 11 listed in the report made of probable cause by
 12 Special Counsel Peters, and that is the only
 13 contributions that may apply.

14 And with that, before--so before we move
 15 into any argument, I'm going to seek a motion from
 16 a member of the Committee to that effect. And if
 17 we could distribute the potential language to
 18 everybody, please--we'll be at ease until that's
 19 distributed.

20 (DISCUSSION OFF RECORD)

21 THE CHAIR: All right. First, to get
 22 this on our floor, is there a motion to amend
 23 Count 7 by any member? Representative McGee is
 24 recognized.

1 REP. MCGEE: I move that Count 7 of the
 2 charges of unethical conduct by Representative
 3 Wright adopted by the Committee at its meeting on
 4 January 9, 2008, be amended by adding the following
 5 additional sentence to read: "The contributions
 6 that are subject of this count are set out in
 7 Exhibit 9 of the presentation by William P. Hart,
 8 Outside Committee Co-counsel, dated January 9,
 9 2008, and incorporated into this count by
 10 reference," closed quote.

11 THE CHAIR: Representative McGee so
 12 moves. Is there a second? Representative Warren
 13 seconds. All right. Discussion and debate on the
 14 motion? I assume, Representative McGee, what this
 15 sentence is attempting to do is to incorporate that
 16 and make it specific that the count only relates to
 17 the specific allegations set out in Exhibit 9 and
 18 that this--your motion is to add that sentence at
 19 the end of Count 7. Is that correct?

20 REP. MCGEE: That is correct,
 21 Mr. Chairman.

22 THE CHAIR: Thank you. Any further
 23 discussion or debate?

24 All right. Seeing none, the question

1 before the Committee is an amendment--a motion to
 2 amend Count Number 7 to add the sentence you have
 3 in front of you that reads as a last sentence to
 4 Count 7: "The contributions that are subject of
 5 this count are set out in Exhibit 9 of the
 6 presentation by William P. Hart, outside Committee
 7 co-counsel, dated January 9, 2008, and incorporated
 8 into this count by reference."

9 All those in favor will vote "aye." All
 10 those opposed will vote "no." The clerk will call
 11 the role.

12 THE CLERK: Chairman Glazier?

13 THE CHAIR: Aye.

14 THE CLERK: Vice-chairman Stam?

15 REP. STAM: Aye.

16 THE CLERK: Representative Lucas?

17 REP. LUCAS: Aye.

18 THE CLERK: Representative McGee?

19 REP. MCGEE: Aye.

20 THE CLERK: Representative Warren?

21 REP. WARREN: Aye.

22 THE CLERK: Representative Wiley?

23 REP. WILEY: Aye.

24 THE CHAIR: All right. That amendment

1 has been adopted unanimously. And now I'll turn,
 2 Dr. Joyner, to your argument. Does that limitation
 3 on the count, which seems to get at your motion
 4 that you had to make it clear that it is limited
 5 only to those matters that were looked at in
 6 probable cause--does that solve the motion, or do
 7 you still have a motion to dismiss that count as
 8 vague, overbroad, and a violation of due process?

9 PROF. JOYNER: Yes, Mr. Chairman. I
 10 don't think this cures the problem. My
 11 recollection--I--I have seen something that I
 12 assume is Exhibit 9. I don't know. I don't have
 13 it before me. But if what I've seen, which I
 14 assume to be Exhibit 9--it contains something in
 15 the neighborhood of thirty or forty different
 16 items--

17 THE CHAIR: Well, let's hold for a minute
 18 to make sure you have Exhibit 9 and--and that your
 19 table has Exhibit 9. So we're--we're on hold until
 20 you get that. Members, in your notebooks it is
 21 Exhibit Number 9 on the "January 9, 2008" tab, near
 22 the end of the--next to the back. And it is a
 23 chart that lists the name of the contribution, the
 24 contributor, the bank account, the amount, the

1 deposit date and the report contribution--that it
 2 should have appeared in but did not.
 3 PROF. JOYNER: Right. Now--
 4 THE CHAIR: Dr. Joyner?
 5 PROF. JOYNER: Right. Now, it--this
 6 is--this is the document that I saw. And it has
 7 considerably more items than I had recalled,
 8 something like--
 9 THE CHAIR: It's about three hundred and
 10 ninety-five of them.
 11 PROF. JOYNER: Yeah, three hundred--about
 12 four hundred items. Now, is it this Committee's
 13 contention that proof of one or all is necessary to
 14 satisfy Count 7, or do you have to have proof of
 15 fifty percent of them, or thirty percent of them?
 16 These are all separate items, so you--
 17 you're putting us to the task of having to defend
 18 against four hundred different items which we've
 19 just received information about. So is it your
 20 intent that we be prepared to respond to each and
 21 every one, and that if there is a failure of proof
 22 as to any of them, that this count is not set out?
 23 Or is this like the machine-gun approach, where you
 24 allege everything under the sun that you can think

1 subject of one of the indictments that has been
 2 pending against Mr. Wright for some substantial
 3 period of time.
 4 The provision of--of this Exhibit 9 as an
 5 addendum to the charge by motion of the Committee
 6 is no different than in criminal court where the
 7 defendant asks for a bill of particulars and the
 8 State is required to provide the substance of--of
 9 the factual allegations that--that would be the
 10 basis of the charge.
 11 Similar to an embezzlement count where
 12 the--a--a defendant might be charged with
 13 embezzling three hundred different items, whether
 14 they be three hundred checks or three hundred--
 15 three hundred different bonds or anything of that
 16 nature, this charge is an all-encompassing charge.
 17 And if--if--I would submit to the Committee that
 18 if--if Representative Wright is found to have not
 19 reported any of these contributions, that would
 20 be--that would be sufficient.
 21 Conceivably, he could have been charged
 22 with three hundred or four hundred different
 23 counts. But the fact is, if he has intentionally
 24 engaged in--in not reporting his campaign

1 of and require that--that we respond to everything
 2 under the sun? Because we have items here starting
 3 in 2000 and going up through 2006, and you are
 4 scheduling a hearing where you are ostensibly
 5 supposed to conclude facts about this thing in a
 6 couple of weeks, seemingly an impossible burden.
 7 So we--we object to that. And I don't think that
 8 this amendment cures the--the vagueness issue that
 9 we presented.
 10 THE CHAIR: Mr. Peters? Mr. Hart?
 11 Actually, before I do that, questions for
 12 Dr. Joyner from any member of the panel? All
 13 right. Seeing none, Mr. Hart?
 14 MR. HART: First of all, Mr. Chairman,
 15 I'd like to note for the record that although
 16 Counsel and Representative Wright were not present
 17 at the January 9th hearing, they were invited to
 18 attend, they were provided with all materials that
 19 were presented, and one of the documents that--that
 20 was provided to them was this particular document,
 21 Exhibit 9. Also, the same document has been
 22 provided to them in discovery by the District
 23 Attorney of the 10th Prosecutorial District, Colon
 24 Willoughby, as that is the document that is the

1 contributions, then--then he is answerable to that.
 2 I do have today a copy--a CD which has on
 3 it the digital copy of the chart that is Exhibit
 4 Number 9 and also has all of the permutations of
 5 that that Mr. Peters referenced in his presentation
 6 before the Committee on January 9th by which he
 7 presented what the different quarters and years
 8 showed as far as the campaign contributions. And
 9 those are all present on this, and I'm going to
 10 provide that to Counsel right now.
 11 THE CHAIR: Any questions for Mr. Hart?
 12 REP. STAM: May I ask just one quick
 13 question?
 14 THE CHAIR: Yes, Representative Stam.
 15 REP. STAM: And this is not directly
 16 appropriate to this motion, but just very briefly,
 17 have you made any success in finding out the source
 18 of the ones that are listed from Thomas E. Wright
 19 himself, these cashiers' checks?
 20 MR. HART: We have--we have not yet.
 21 We're still in discussions with Kim Strach from the
 22 Board of Elections, but we have--we have not yet
 23 determined that.
 24 THE CHAIR: Any further questions for

1 Mr. Hart? Dr. Joyner, in rebuttal?
 2 MR. HARRIS: I was curious to know--
 3 before Mr. Hart leaves, I was curious to know--
 4 THE CHAIR: I'm sorry. Okay.
 5 Mister--I'm sorry. Mr. Harris?
 6 MR. HARRIS: I was curious to know how he
 7 happens to know what was or was not provided by--by
 8 Colon Willoughby to myself and to Mister--and to
 9 Representative Wright, and I'm curious to know if--
 10 if the prosecution of this matter is being
 11 coordinated with Colon Willoughby.
 12 THE CHAIR: Okay. Mr. Harris, I'm
 13 assuming that you're asking that through the Chair,
 14 since we're--
 15 MR. HARRIS: I am.
 16 THE CHAIR: --at a Committee meeting. Is
 17 that--
 18 MR. HARRIS: I am.
 19 THE CHAIR: All right. And--and at this
 20 point--we will be talking about discovery matters
 21 at the end of the motions, and we'll be talking
 22 potentially, if the counts survive, at a pretrial--
 23 pre-hearing conference. So let's hold that for
 24 that point, and let's stay on this motion.

1 did receive a packet of information last week
 2 from--from this Committee. And in that packet of
 3 information, there was this chart. At that time,
 4 there was no reference to that chart and this
 5 count. It was just now that the significance of
 6 this chart became apparent to me--that this was--
 7 that these were all of the items here that you were
 8 dealing--now, I could make some assumptions, but
 9 this is the first time that this matter has been
 10 properly calendared here.
 11 It certainly still puts us in a position
 12 that we're having now to go out in a couple of
 13 weeks and deal with the preparation of a defense to
 14 three hundred and ninety-five different charges,
 15 because that's what you are providing us with here.
 16 That's three hundred and ninety-five charges, and
 17 it's not one charge. And that's an onerous burden
 18 for us to have to bear.
 19 And--and, too--and I know you are already
 20 on schedule to move this thing on, and I know
 21 what--that the design is already set. But I just
 22 want to note our objection that you--you're putting
 23 us, with respect to this one, in an impossible--
 24 impossible position to properly investigate and

1 Dr. Joyner?
 2 PROF. JOYNER: It's strange, really. Now
 3 we're going to criminal stan--standards for--in
 4 criminal court, you would have three hundred and
 5 ninety-five counts. You wouldn't have an omnibus
 6 claim involving three hundred and ninety-five
 7 different items. And then you're talking about
 8 here a failure to report that covers four different
 9 reporting cycles of the State Board of Elections,
 10 four different--
 11 THE CHAIR: Actually, just so you know,
 12 it covers twenty-two reporting cycles over a
 13 four-year election--four--
 14 PROF. JOYNER: Okay. Well--
 15 THE CHAIR: --election periods.
 16 PROF. JOYNER: Well, twelve--well, I
 17 meant four different terms. And--and--and you're
 18 right, Mr. Chairman, that we're talking about--and
 19 so what you're doing is that you're--you're putting
 20 us in a impossible position of having to deal with
 21 all of these matters in--in one count without--
 22 not--without being able to specify what particular
 23 one we will be responding to.
 24 In addition to that, and more of--and--I

1 prepare this--this matter for this body.
 2 Now, Attorney Harris may have gotten
 3 whatever he got from the D.A.'s office. I'm not
 4 connected with the D.A.'s office. You know, that--
 5 that's not--I haven't looked at that. I'm looking
 6 at what I have. And what I have was something that
 7 was received either the first part of last week or
 8 the latter part of the week before that. So this
 9 is an unfair burden that's being posed--presented
 10 to us at the last minute.
 11 THE CHAIR: I understand the argument.
 12 Any questions from--Representative Stam.
 13 REP. STAM: Yes. Professor Joyner,
 14 isn't--aren't these the same hundred and eighty-
 15 five thousand dollars (\$185,000) in contributions
 16 that the State Board of Elections itemized to your
 17 client last May?
 18 PROF. JOYNER: I--I don't know.
 19 REP. STAM: Have you asked him?
 20 PROF. JOYNER: I don't know. No. I'm
 21 just seeing it for the first time. No, I haven't
 22 asked him. You just present me to this--present
 23 this to me now, and then you ask me if I've asked
 24 him about it? No, I haven't asked him about it.

1 Maybe if we had a five-minute recess, I might. But
2 I was not involved in the State Board of Election
3 hearing.

4 THE CHAIR: The Committee is in recess
5 for five minutes--

6 PROF. JOYNER: So I'm dealing--you know,
7 I'm dealing with--

8 THE CHAIR: --so that you may consult
9 with your client.

10 PROF. JOYNER: --with what I'm dealing
11 with here, and not what somebody else dealt with--

12 THE CHAIR: Thank you, Dr. Joyner. The
13 Committee is in recess for five minutes. We'll
14 allow Dr. Joyner to consult with his client and
15 then respond to Representative Stam's question.
16 We're in recess for five minutes.

17 _____
18 (SEVEN-MINUTE RECESS)
19 _____

20 THE CHAIR: I forgot to do this. I do
21 want to thank, and I know I extend the thanks of
22 everyone in the room, to the sergeant-at-arms who
23 are here today, to Mr. Brandon, Mr. Sills,
24 Mr. Fingers, Mr. Rossi, and Mr. Perry. We really

1 appreciate it very, very much. Thank you.

2 Now, I know that--I hope that was enough
3 time to at least have a minute with your client.

4 And, Dr. Joyner, I think Representative Stam's
5 question was related to you, and you needed a
6 moment to talk to your client about that.

7 PROF. JOYNER: The--the answer to the
8 question is no. This is the first time
9 Representative Wright has seen this list.

10 It appears--I don't know when this
11 exhibit was prepared, but it was not presented at
12 the State Board of Elections, nor were these
13 individual checks, alleged checks, three hundred
14 and ninety-five checks, presented at the State
15 Board of Elections, nor is--my understanding is,
16 was there any finding from the State Board of
17 Elections regarding these three hundred and ninety-
18 five checks individually or by identification or
19 anything like that.

20 The--the date that I see on this exhibit
21 is January 9th. I don't know if that was the date
22 that this was assembled, or if that was the date
23 that this document was presented to you for
24 your--for your deliberation. But this is the first

1 time that we have seen this document and these
2 listings--this listing of checks that you have
3 here.

4 But, you know, having answered that, I'm
5 sure it's not going to change anything about the
6 decision.

7 THE CHAIR: Well, I appreciate the answer
8 very much, and--Mr. Peters, a question for you:
9 The document that was Exhibit 9 is what I
10 understood that you created as a work product to
11 consolidate the information and present it at the
12 probable-cause hearing. Was the information that
13 is contained in Exhibit 9 presented at the State
14 Board of Elections hearing?

15 MR. PETERS: The--the document that's
16 Exhibit 9 itself, I did not create. I received
17 that from Kim Strach at the State Board of
18 Elections hearing. The other permutations of that
19 that are on the CD that we've provided to
20 Representative Wright's counsel, those are the ones
21 that I created using the information from the
22 original docu--document that Ms. Strach did.

23 I'm trying to recall from the transcript
24 of the hearing whether the document itself was

1 presented. I know Ms. Strach presented testimony
2 regarding the contributions that were not reported
3 during the time period, and actually identified
4 more than a hundred and eighty-five thousand
5 dollars (\$185,000) in contributions at the time of
6 the hearing. I was not present at the hearing, but
7 my memory of the transcript and from conversations
8 with Ms. Strach is that it was presented at that
9 time. But that's based on my memory of that.

10 THE CHAIR: Thank you. Are you--well,
11 let me ask a follow-up. But you are clear that in
12 the testimony Ms. Strach presented to the Board of
13 Elections that she presented evidence showing more
14 than a hundred and eighty-five thousand dollars
15 (\$185,000) in non-reported contributions?

16 MR. PETERS: That's my recollection of
17 the transcript.

18 THE CHAIR: All right. All right. Thank
19 you. All right. Any--does that create any further
20 questions by any member of the Committee? All
21 right.

22 PROF. JOYNER: Mister--Mr. Chair?

23 THE CHAIR: Dr. Joyner?

24 PROF. JOYNER: My objection was to each

1 of these individual items. Each item was not
 2 presented at the State Board of Elections. There
 3 may have been a summary conclusion regarding an
 4 amount of money that--involving checks that were
 5 not reported, but--and Mr. Peters can speak to
 6 this--the transcript would not itemize these
 7 checks, these three hundred and ninety-five checks
 8 or more that we have here in this--in this exhibit,
 9 nor was this exhibit, as I understand it, presented
 10 as--as evidence, other than in summary form by
 11 somebody who testified about an amount of money
 12 that was not reported.

13 THE CHAIR: Mr. Peters?

14 MR. PETERS: Again, my memory of the
 15 transcript--and the last time I read the transcript
 16 was on Friday--there was not--in the testimony,
 17 Ms. Strach did not go through each of the examples
 18 that are listed in what is Exhibit 9. Excuse me.
 19 She did give a general overview and, I believe,
 20 gave some illustrative examples of contributions
 21 that were in there, and then the totals that were
 22 involved.

23 THE CHAIR: Were there--well, let me ask
 24 two questions. Was Representative Wright allowed

1 to participate and be at that hearing?

2 MR. PETERS: Again, not having been
 3 present at the hearing, my understanding--I know he
 4 was present, and my understanding, he was allowed
 5 to participate or able to participate.

6 THE CHAIR: All right. My next question
 7 is--

8 PROF. JOYNER: Before--before you do, let
 9 me--let me just--

10 THE CHAIR: Well, let--let me finish--let
 11 the Chair finish his questions, and then we'll go
 12 back and forth, as opposed to counsel talking to
 13 each other.

14 My next question is: The data that
 15 you--or that is contained in Exhibit 9 was--had to,
 16 obviously, come from the Board of Elections; is
 17 that accurate?

18 MR. PETERS: That is correct.

19 THE CHAIR: So the data was accumulated
 20 by the Board of Elections in looking at all of the
 21 transactions and the reports?

22 MR. PETERS: That's correct. It was--

23 THE CHAIR: All right. Well, let me--let
 24 me--and--and each of those reports was filed--the

1 reports themselves were filed by Representative
 2 Wright or his treasurer or campaign organization;
 3 is that correct?

4 MR. PETERS: That's correct.

5 THE CHAIR: All right. And the--how did
 6 the Board of Elections, as far as you understand
 7 the transcript, determine that the contributions of
 8 at least the hundred and eighty-five thousand
 9 dollars (\$185,000), in their mind, were accepted
 10 but not reported? What was the process of doing
 11 that?

12 MR. PETERS: My understanding is Kim
 13 Strach and her staff examined not only the
 14 disclosure reports that were filed during the
 15 period in question, but that they also examined the
 16 bank accounts, and they looked at basically every
 17 check that had been deposited into the bank
 18 account, compared those with the disclosure
 19 reports, making an effort as best they could to
 20 determine which checks were made for a contribution
 21 purpose and which ones may not have been.

22 THE CHAIR: All right. My next question,
 23 then: When you say "the bank accounts," are you
 24 talking about the bank accounts of Representative

1 Wright or his campaign committee, bank accounts
 2 within his control?

3 MR. PETERS: Yes. That's correct.

4 THE CHAIR: And so the Exhibit 9 is
 5 simply a work product that accumulates the
 6 discrepancies--alleged discrepancies between what's
 7 contained in Representative Wright's bank accounts
 8 and what was disclosed on the campaign contribution
 9 forms; is that correct?

10 MR. PETERS: That is correct.

11 THE CHAIR: All right. Thank you. Now,
 12 Dr. Joyner?

13 PROF. JOYNER: Well, see, my--my
 14 information is that during that hearing there was a
 15 claim made of some amount of money that had not
 16 been reported and that at that time, Representative
 17 Wright, who was present and was represented by
 18 another--by another attorney, did request
 19 information detailing the origin of that--that
 20 conclusion and has not been provided with anything,
 21 was not provided then with anything by the people
 22 at the State Board of Elections, nor, subsequent to
 23 that, have I received anything until I got this
 24 thing in the mail within the last week or so. And

1 so that's--you know, that's--that's--you know--
 2 THE CHAIR: Thank--thank you.
 3 PROF. JOYNER: Obviously, it's, well--
 4 THE CHAIR: I appreciate the point. Now,
 5 the Chair has another question for Committee
 6 counsel staff. My recollection is that immediately
 7 following the probable-cause hearing on January the
 8 9th, and by that I mean within forty-eight hours,
 9 the documents that were admitted on January the 9th
 10 were transmitted to counsel for Representative
 11 Wright. Is that accurate?
 12 MR. REAGAN: Mr. Chairman, that's our
 13 recollection. We've asked Denise to check that for
 14 us. We have a transmittal letter that should have
 15 been dated and signed, and she's in the process of
 16 checking that. But that would be our understanding
 17 from what her recollection was.
 18 THE CHAIR: All right. We're going to be
 19 on hold for a minute until I get that--to see that
 20 that transmittal letter occurred. All right.
 21 Thank you.
 22 (DISCUSSION OFF RECORD)
 23 THE CHAIR: All right. Let's come back
 24 into session. I know. I've got it. Thank you.

1 Next number. As to the issue of
 2 vagueness, that issue was resolved sufficiently by
 3 the amendment to Count 7, which now specifically
 4 limits that count and the evidence related to it to
 5 the matters alleged with specificity and
 6 particularity in Exhibit Number 9. That exhibit
 7 contains the last name and first name of the
 8 alleged contributor, the bank account that it was
 9 found in, the amount of the check, the deposit date
 10 of the check, and when it should have appeared but
 11 allegedly did not appear as a reported contribution
 12 by Representative Wright.
 13 That is a significant amount of
 14 information as to each specific check. Do not--and
 15 the Chair does not know what else could be provided
 16 to make that less vague. Therefore, I find that
 17 the count is, in fact, not vague, is not overbroad,
 18 in fact, is very specific and defined, and does not
 19 violate due process of law or any state
 20 Constitutional provision.
 21 As to the issue of notice, Exhibit 9
 22 contains simply information fully available for
 23 many, many, many months to Representative Wright on
 24 information accessible by simply looking at his

1 All right. I'm ready to rule on this motion.
 2 Number 1. This matter is before the
 3 Committee and the Committee Chair on motion to
 4 dismiss Count 7 as vague, overbroad, and a
 5 violation of due process of law and the state
 6 Constitution. The matter has been briefed by both
 7 sides and argued and is ripe for disposition.
 8 Number 2. The argument by Representative
 9 Wright is two-fold, first, that the count as
 10 originally stated was vague, overbroad, and
 11 insufficient--provided insufficient notice to
 12 Representative Wright of what was being alleged
 13 to--to--that--to--what was alleged that he had
 14 violated; secondly, that once the count was amended
 15 that--to include the three hundred and--
 16 approximately three hundred and ninety-five
 17 specific allegations of a failure to report
 18 contained in Exhibit 9 at the probable-cause
 19 hearing, that then the count required an
 20 exceptional burden on the defense to investigate
 21 three hundred and ninety-five specific, independent
 22 violations of which there was no significant prior
 23 notice. For the reasons that follow, I'm going to
 24 deny the motion to dismiss Count 7.

1 personal and campaign accounts and the campaign
 2 contribution reports he filed. There is simply no
 3 independent evidence contained in the counts or in
 4 the Exhibit 9, and the Exhibit 9, in fact, is a
 5 work product that should make it easier to defend
 6 as opposed to more difficult.
 7 Second, that information in its pure form
 8 was available for the Board of Elections hearings
 9 process, which Representative Wright was able to
 10 attend.
 11 Number 3--or next number. The
 12 information contained in Exhibit 9 was presented in
 13 open hearing to which Representative Wright and his
 14 counsel were invited on January 9th and did not
 15 have to attend and chose not to. But that
 16 information was presented in open at that time. In
 17 addition, the next day Counsel was informed that
 18 they would be given copies of all of the material
 19 that was introduced at the January 9th probable-
 20 cause hearing.
 21 And, in fact--next number--on January
 22 the 14th, 2008, at three-thirty-eight P.M., an
 23 e-mail was sent to Representative Wright, to
 24 Mr. Joyner at *ijoyner@nccu.edu*, and to

1 dharris@triad.rr.com--this is January 14th,
 2 three-thirty-eight P.M.--containing a number of
 3 exhibits included--including the packet of
 4 materials, exhibits numbered 1 through 11 from
 5 Committee counsel Bill Hart and Alex Peters. That
 6 was sent by mail, as well, to Counsel.

7 Number--next numbered document--or next
 8 numbered finding. In addition, the information
 9 contained in Exhibit 9 is the subject, just as
 10 Count Number 7 is the subject, of a criminal count
 11 in the Wake County Superior Court for which
 12 Representative Wright stands trial. That count
 13 almost identically mirrors the criminal count, and
 14 therefore the information is not new information to
 15 Representative Wright and his counsel, since that
 16 information would have been contained within the
 17 discovery disclosed by the district attorney's
 18 office.

19 Next number. In the end, there should be
 20 absolutely no confusion at all over what the
 21 hundred and eighty-five thousand dollars (\$185,000)
 22 refers to in the count and to which checks it
 23 applies.

24 Next number. However, the Chair does

1 the next motion. The motion now is to dismiss all
 2 counts on jurisdictional grounds and that the
 3 investigation is not authorized under G.S. 120-
 4 102(a)(5)(7)--(a)(5) and (a)(7).

5 And, Dr. Joyner, is this motion still
 6 viable given--

7 PROF. JOYNER: No.

8 THE CHAIR: --that it's not an LEC
 9 matter?

10 PROF. JOYNER: I was under the impression
 11 that we had pulled that--

12 THE CHAIR: Okay.

13 PROF. JOYNER: --and that we would go
 14 to--I believe, it's 8.

15 THE CHAIR: All right. So Motion Number
 16 6 is withdrawn? Is that--am I correct?

17 PROF. JOYNER: It's not withdrawn.
 18 It's--it's--it's not appropriate before this
 19 Committee, because this is for the Legislative
 20 Ethics Committee.

21 THE CHAIR: Well, again--but since this
 22 is just the House Select Committee, for our
 23 purposes, I'm assuming you're withdrawing it from
 24 our consideration as the House Select Committee.

1 disagree with Committee counsel's statement that
 2 even if one of the three hundred and ninety-five
 3 checks were to have been unreported, it would meet
 4 the language of Count 7.

5 Count 7 was drafted by the Committee in
 6 an effort to be totally consistent with due process
 7 of law for Representative Wright and to not engage
 8 in a parsing of single counts, and specifically
 9 says that the count is violated only if Thomas E.
 10 Wright did improperly, fraudulently, and
 11 unethically engage in a pattern of conduct. The
 12 pattern of conduct would certainly suggest there
 13 has be some showing of continuity and
 14 pervasiveness. The extent to which that occurs
 15 we'll leave for any motions that need to be heard
 16 during the trial of the evidence on the merits.

17 That being said, the motion to dismiss
 18 Count 7 as vague, overbroad, a violation of due
 19 process of law and the state Constitution is
 20 denied. Exception by Representative Wright and his
 21 counsel is noted.

22 Does anyone seek to overrule the Chair's
 23 ruling?

24 Seeing none, we move to Count Number--or

1 We're not act--we don't act as the LEC. So you can
 2 certainly file that before the LEC, but for our
 3 purposes, the House Select Committee is not the
 4 LEC. Are--is the motion still up for our decision,
 5 or is it withdrawn from our consideration?

6 PROF. JOYNER: No. I had indicated--I
 7 was under the impression that we had made it clear
 8 that we were withdrawing anything that had to do
 9 with the Legislative Ethics Committee.

10 THE CHAIR: Okay. That--that's all my
 11 question is, is it withdrawn as to this Committee,
 12 and the answer is yes. All right. The motion is
 13 withdrawn as to this Committee.

14 Okay. And--and, Dr. Joyner, the court
 15 reporter has asked if you can speak up just a
 16 little bit, because she could not hear what you
 17 were saying earlier.

18 Okay. Number 7, motion to dismiss all
 19 counts for lack of jurisdiction on grounds the
 20 conduct was not committed in Representative
 21 Wright's law-making capacity. Dr. Joyner?

22 PROF. JOYNER: This, I guess, goes to the
 23 notion of scope of review, or the scope of this
 24 Committee's responsibility.

1 There are--as to Count Number 3, Count
 2 Number 4, Number 5, and Number 6, and Number 7--
 3 that the conduct alleged there, at best, deals with
 4 actions that Representative Wright is alleged to
 5 have taken in dealing with the Community Health
 6 Foundation, which is resident in Wilmington and has
 7 absolutely nothing to do with his duties or
 8 responsibility as a legislator, nor is the--nor are
 9 the allegations that--that these acts were
 10 committed as a part of his responsibilities or
 11 duties or using his position as a legislator. And
 12 we would think that it is outside of the scope of
 13 this General Assembly's work.

14 THE CHAIR: Questions by any member of
 15 the Committee by Dr. Joyner? All right. Mr. Hart?
 16 Mr. Peters?

17 MR. HART: Thank you, Mr. Chairman. The
 18 argument as to this particular motion is similar to
 19 what we have already been arguing, and that is that
 20 the--this Committee and the House of
 21 Representatives have inherent authority to inquire
 22 into, investigate the conduct of Representative
 23 Wright, regardless of whether it's in his official
 24 lawmaking capacity. Although the Legislative

1 exceed the scope of the jurisdiction allowed for
 2 the House Select Committee.

3 Next number. Mr. Hart argues, as Select
 4 Committee counsel, that the inherent authority of
 5 the House Select Committee is to investigate
 6 conduct--to investigate misconduct regardless of
 7 whether it is misconduct directly in the lawmaker's
 8 official capacity.

9 In reviewing what has occurred both at
 10 the Parliamentary level in England, at the colonies
 11 level, post-colonization in the United States,
 12 Congress, as well as in the states, it is clear
 13 that in every jurisdiction that has engaged in any
 14 discussion of the issue of legislative misconduct,
 15 that legislators have been disciplined by
 16 assemblies for private misconduct, fraud,
 17 corruption, criminal misconduct unrelated to their
 18 office, but criminal conduct nonetheless. And I
 19 will include in the final order that I sign for the
 20 Committee a citation to a number of those states
 21 and cases but will not include that in our
 22 discussion now.

23 The motion is denied.
 24 All right. The next motion to be

1 Ethics Committee is bound by the specific
 2 provisions of the Legislative Ethics Act, this
 3 Committee is not. The House of Representatives is
 4 not. And you can inquire into activity that would
 5 make him unfit to be a legislator and may act in
 6 accordance with your inherent authority.

7 THE CHAIR: Specific questions by any
 8 member of the Committee? All right. Thank you,
 9 Mr. Hart. All right. The Chair is ready to rule
 10 on this motion. Well, he thinks he is.

11 All right. This matter is before the
 12 Committee and the Chair on a motion to dismiss all
 13 count--well, I'm sorry--motion to dismiss Counts 3,
 14 4, 5, 6 and 7 for lack of jurisdiction on the
 15 ground that the conduct alleged was not committed
 16 in Representative Wright's lawmaking capacity. The
 17 matter has been briefed and argued and is now ripe
 18 for disposition.

19 Number 2. Number 2, the argument by
 20 Representative Wright is that Counts 3, 4, 5, 6,
 21 and 7 involve conduct that deal with actions by
 22 Representative Wright in his work with the
 23 Community Health Foundation in Wilmington and not
 24 directly in his lawmaking capacity, and therefore

1 heard--I'm sorry. Exception to my ruling is noted
 2 by Representative Wright and Counsel. Does any
 3 member of the Committee wish to overrule the ruling
 4 of the Chair?

5 Seeing none, the next motion to be heard
 6 is the motion to dismiss all counts on the grounds
 7 that the creation of the House Select Committee and
 8 its actions generally violate due process and equal
 9 protection of the law. Dr. Joyner?

10 PROF. JOYNER: Mr. Chairman, we--this
 11 motion deals with the actions and procedures, not
 12 the creation of the House Select Committee, but
 13 more particularly, with the procedures that are set
 14 up to adjudicate this--this claim.

15 More specifically, we--we would object,
 16 on looking at the Rules of the House Select
 17 Committee adopted on December 18th and amended on
 18 January the 9th by someone--and it's not clear who
 19 adopted them or who amended them--but specifically
 20 to Item 14, which, as I read it, imposes for the
 21 first time in American history a requirement that a
 22 person who is charged with an offense has the
 23 burden of proving by a preponderance of the
 24 evidence that he should be exonerated of the

1 charges. That provision flies in the face of the
 2 due-process clauses of the federal Constitution,
 3 the North Carolina Constitution, and every law and
 4 procedure anywhere in this country that I'm aware
 5 of. And again North Carolina has become the
 6 unusual instrument to now require a sitting
 7 legislator faced with a claim--that he has to come
 8 before this body and prove his innocence by a
 9 preponderance of the evidence rather than the
 10 traditional legal standard that the--this
 11 Committee, who serves now as the prosecutor, the
 12 grand jury, and the jury, find it by clear and
 13 convincing evidence that these allegations are
 14 true.

15 So we would certainly think that--I mean,
 16 not only are we having to go forward now before a
 17 committee who is involved in the instigation of
 18 these claims and the prosecution of these claims,
 19 and then we'll decide whether clear and convincing
 20 evidence exists to justify what they've already
 21 decided, but now the impossible burden of requiring
 22 the legislator to present evidence to prove that
 23 he's not guilty--that's--that's just unheard of.

24 REP. STAM: Mr. Chairman?

1 protection of the innocent legislator. But if you
 2 really think that's a real problem, I will move to
 3 take it out.

4 PROF. JOYNER: Mr. Vice-chair, you--I
 5 mean, you can do what you want. You're going to do
 6 what you want to do, anyway. I'm saying that
 7 this--these provisions are not supported by any
 8 procedure in America, that a person accused of an
 9 offense has the obligation of coming before anybody
 10 anywhere, not even in church, and--to prove that
 11 they're not guilty of what they've been charged
 12 with. In other words, I don't see this as
 13 something that's going to help somebody. I see
 14 this as an unnecessary and illegal burden that this
 15 legislature is imposing on a elected member of--of
 16 this body.

17 THE CHAIR: Further questions by any
 18 member of the Committee? Mr. Hart? I'll--I'll--
 19 let me--

20 REP. STAM: Yeah.

21 THE CHAIR: --and then we'll get back to
 22 it. Thanks. Mr. Hart?

23 MR. HART: Thank you, Mr. Chairman.
 24 My reading of Rules 14 and 15 of the

1 THE CHAIR: Questions, Representative
 2 Stam?

3 REP. STAM: Yes, I have a question.
 4 Professor Joyner, is your objection to Subsection 3
 5 of 14 and also to 15(1), the sentence at the bottom
 6 of the page that carries over to the next page?

7 PROF. JOYNER: That's--that--that would
 8 be it, yes.

9 REP. STAM: A couple of follow-up
 10 questions, and I--I'm going to--

11 THE CHAIR: Follow-up?

12 REP. STAM: --tell you that that was my
 13 idea. And I would be willing to take those
 14 sentences out, and so move, as long as you
 15 understand the consequence of that.

16 With those out of there--of course, he
 17 has no burden to prove anything to anybody. Those
 18 are in there so if a--if an accused legislator
 19 actually wants to be exonerated and let that
 20 exoneration be known, there's a way for that to
 21 accomplish it. We could take that out, and then
 22 there's no way that your client could ever say, if
 23 it was dismissed prior to the hearing, "I was
 24 innocent." That was put in there for the

1 Committee significantly differs from Mr. Joyner's.
 2 In criminal court, a defendant can either be found
 3 guilty beyond a reasonable doubt or found not
 4 guilty. There is no exoneration. Although many
 5 defendants leave court after being found not guilty
 6 and claim to have been exonerated or found to be
 7 innocent, there is no finding of innocence or
 8 exoneration in a not-guilty verdict.

9 What the Committee has done in its rules
 10 is clearly what Representative Stam has indicated,
 11 and that is create a third possible verdict for the
 12 Committee on each charge, that is, he is guilty by
 13 clear and convincing evidence of the charge, he is
 14 not--the charge is not proven, or the
 15 representative is exonerated.

16 And there's no indication in the Rules
 17 that the burden is on the representative to prove,
 18 be it by a preponderance of the evidence; it's
 19 simply if the Committee finds by a preponderance of
 20 the evidence that--the representative has been
 21 exonerated, it should so find.

22 So I don't find any violation of due
 23 process. I've indicated so in--in the brief that
 24 Mr. Peters and I presented to the Committee. And--

1 and I certainly see no due-process issue here. I
 2 think it's fine--if the Committee chooses to leave
 3 it, I don't see any problem in--in doing so. If
 4 the Committee chooses to take it out because the
 5 Representative is--is uncomfortable with it, I
 6 think it will still be fine either way.

7 THE CHAIR: Thank you, Mr. Hart. Any
 8 questions by any member of the Committee? If not,
 9 Representative Stam is recognized. Representative,
 10 do you wish to make a motion?

11 REP. STAM: I would, if he were the only
 12 person these would apply to. But since these apply
 13 to a hundred and sixty-nine other people who might
 14 want the opportunity for an exoneration, I will not
 15 make that motion unless Mister--Professor Joyner
 16 specifically asks us to do that.

17 THE CHAIR: All right. And I will just
 18 ask, for the record to be clear, are--Professor
 19 Joyner, do you ask the Committee to remove from the
 20 Rules those two sentences creating the exoneration
 21 option?

22 PROF. JOYNER: Mister--Mr. Chairman, you
 23 know--(pauses)--

24 MR. STAM: I'll withdraw the request if

1 he doesn't want to--

2 PROF. JOYNER: Criminal--criminal--
 3 criminal court is no different than any other
 4 court. Civil court has the same procedure that if
 5 a person can't prove their claim, if they can't
 6 prove by a preponderance of the evidence in civil
 7 court--in criminal court it's by proof beyond a
 8 reasonable doubt--then the claim doesn't stand.

9 Now, it is--the U.S. Supreme Court, the
 10 North Carolina Supreme Court have all said you
 11 can't shift the burden on someone who is a
 12 defendant, or respondent in this case, to come
 13 forward to rebut or to prove their innocence. And
 14 that's the only position that we're taking on this.

15 THE CHAIR: Then I understand--

16 PROF. JOYNER: And that is--

17 THE CHAIR: --the argument.

18 PROF. JOYNER: --and that is
 19 unconstitutional as a violation of due process,
 20 even if somebody magnanimously feels that it's a
 21 gift. And it's not.

22 THE CHAIR: All right. Thank you. I
 23 understand the arguments. I'm going to make a
 24 comment as a member first, and then I'll rule as

1 the Chair.

2 I think, Dr. Joyner, you're entirely
 3 accurate that *In Re: Winship* and the cases would
 4 clearly provide that when someone is accused,
 5 whether it's of a crime--well, let's just use the
 6 criminal context, with *Winship*, that if they're
 7 accused of a crime, due process would require that
 8 the burden of proof is on the charging party to
 9 prove beyond a reasonable doubt every element of
 10 the crime.

11 That having been said, I think you're
 12 fundamentally--fundamentally misreading this rule
 13 that's in the House Rules, and I think Mr. Hart is
 14 absolutely right that there is--there is--there is
 15 no--it's simply void of any argument that could
 16 reasonably be made, looking at these rules, that
 17 there's a shifting of the burden.

18 But as a defense lawyer who's represented
 19 criminal defendants in many, many cases, and as one
 20 who represented Lesley Jean, who, as you know, was
 21 a man imprisoned for eight and a half years for a
 22 crime he did not commit, and who got out of prison
 23 when the writ of *habeas corpus* issued, but--he got
 24 out of prison because the case was dismissed by the

1 district attorney whenever it issued, but he was
 2 hardly exonerated. He was not guilty, but he was
 3 not an innocent man in the eyes of the law. He, in
 4 fact, spent the next eight and a half years trying
 5 to prove his innocence in order to get his back pay
 6 done through the military, in order to get his
 7 record cleared, in order to be able to find a job,
 8 because he was viewed as having gotten off because
 9 the State failed to meet its burden of proof. But
 10 he was not an exonerated man.

11 This provision was put in here
 12 predominantly by the lawyers in the Committee, but
 13 all of us voting on it, in an effort to make sure
 14 that even if the Committee finds that it fails
 15 to--to prove by clear and convincing evidence that
 16 a representative or senator has committed a wrong,
 17 that in order to make sure that if that
 18 representative wanted more than simply being found
 19 not guilty, if he wanted and could prove by
 20 affirmative evidence that he was completely
 21 innocent, that there was a mechanism for him to be
 22 able to do that, or her, to fully clear their name
 23 so that they wouldn't have to suffer any collateral
 24 consequences--that is the purpose of the provision.

1 That's my comment as a sole, individual
 2 legislator. That being said, it will follow and
 3 come as no surprise my ruling on the motion.
 4 The motion to dismiss--the matter--
 5 Number 1. This matter is before the Committee and
 6 the Committee Chair on a motion to dismiss all
 7 counts on grounds that Rule 14 and Rule 15 of the
 8 Rules of the House Select Committee investigating
 9 Representative Wright violate due process of law.
 10 This matter has been briefed by counsel and the
 11 subject of oral argument and is ripe for
 12 disposition.
 13 Number 2. Rule Number 14 of the House
 14 Rules states, and I quote, "After hearing evidence
 15 on the substantive issues of the alleged unethical
 16 or unlawful conduct by the accused legislator, the
 17 Committee shall address the following issues:
 18 Number 1, whether by clear and convincing evidence,
 19 one or more of the charges against the accused
 20 legislator is true; Number 2, if so, what action
 21 will be taken by the Committee; and Number 3,
 22 whether by the preponderance of the evidence, the
 23 accused legislator should be exonerated of the
 24 charges."

1 Next number. There is no shifting on the
 2 burden of proof and, therefore, no violation of due
 3 process of law.
 4 Final finding. The particular
 5 subparagraphs concerned and argued by Dr. Joyner
 6 simply provide a further option to allow and
 7 exonerate--to allow a legislator to seek full
 8 exoneration beyond simply being found not guilty of
 9 a charge because the Committee failed to meet its
 10 burden of proof. In that sense, this simply adds
 11 an additional layer, and a substantial one, of
 12 protection for the legislator and the legislator's
 13 representation. Accordingly, the motion is denied.
 14 Exception to the motion ruling is noted.
 15 Does any member of the Committee seek to overrule
 16 the Chair? All right.
 17 We're moving on to the ninth motion--only
 18 a couple more to go--motion to dismiss all counts
 19 on grounds the creation of the House Select
 20 Committee and its actions generally violate
 21 Article II, Section 20 of the North Carolina
 22 Constitution. Dr. Joyner?
 23 PROF. JOYNER: We will withdraw--
 24 THE CHAIR: All right.

1 Rule 15 of the disposition--disposition
 2 of cases--Rule 15 of the Rules of the House Select
 3 Committee investigating Representative Wright,
 4 entitled "Disposition of Cases," reads, in part, as
 5 follows: "When the Committee has concluded its
 6 inquiries into alleged violations, the Committee,
 7 by majority vote of those present and voting, shall
 8 do one of the following: Number 1, if the
 9 Committee fails to find the alleged violations are
 10 established by clear and convincing evidence, the
 11 Committee shall report this to the House of
 12 Representatives and the accused legislator." It
 13 further reads, "If the Committee finds by
 14 preponderance of the evidence the accused should be
 15 exonerated of the charges, the Chair shall transmit
 16 that finding to the accused legislator and the
 17 House of Representatives."
 18 Next number. The Rules clearly provide
 19 that the burden of proof by clear and convincing
 20 evidence to show that the accused legislator has
 21 committed any unethical or unlawful conduct lies
 22 with the Committee and its counsel. There is no
 23 burden of proof placed on the charged
 24 representative.

1 PROF. JOYNER: --the--
 2 THE CHAIR: I'm sorry. If you--if you
 3 can speak into the mike so the court reporter can--
 4 PROF. JOYNER: We would withdraw any
 5 other motions which are still pending, except the
 6 motion to continue.
 7 THE CHAIR: Okay. Then Motion Number 9
 8 and Motion Number 10 are withdrawn. Motion Number
 9 11 has already been ruled on in consolidation with
 10 Motions Number 2 and 3.
 11 PROF. JOYNER: Mr. Chairman, let me
 12 just--
 13 THE CHAIR: Go ahead, Dr. Joyner.
 14 PROF. JOYNER: The substance of these two
 15 have already been dealt with--
 16 THE CHAIR: Okay.
 17 PROF. JOYNER: --in essence, so there's
 18 no point in just--
 19 THE CHAIR: Rehash--
 20 PROF. JOYNER: --beating a dead horse.
 21 THE CHAIR: All right. That leaves us to
 22 Motion Number 12, and that is the motion to
 23 continue or hold in abeyance any hearing in this
 24 matter where the failure to do so would possibly

1 prejudice Representative Wright's rights to a fair
 2 criminal trial and prejudice the possible jury
 3 pool. Dr. Joyner or Mr. Harris? All right.
 4 MR. HARRIS: Mr. Chairman, members of the
 5 Committee, I am Doug Harris. I'm the attorney--
 6 THE CHAIR: Mr. Harris, we're having a
 7 hard time, 'cause that mike's not picking you up.
 8 MR. HARRIS: All right.
 9 (DISCUSSION OFF RECORD)
 10 MR. HARRIS: All right. Mr. Chairman,
 11 members of the Committee, I'm Doug Harris. I'm the
 12 attorney who's going to be trying the criminal
 13 case. The criminal case will be tried about four
 14 blocks south of where we sit right now, and it will
 15 be--it will consist of jurors who have been
 16 selected from this very county where you're holding
 17 this hearing. And that is my--that is my concern
 18 here.
 19 I would like to cite a rather unusual
 20 example as to why you don't want to do this at this
 21 particular time. And that example is Dr. Richard
 22 Kimball, he of the Harrison Ford movie *The*
 23 *Fugitive*, the TV series, *et cetera*. Dr. Richard
 24 Kimball, you'll remember, was falsely convicted

1 now.
 2 And--and what happened was Dr. Sheppard
 3 was convicted. And--and we now know that he didn't
 4 do the crime. They--since there have been DNA
 5 tests, it turns out he didn't do the crime. But
 6 here's how it came out. This case went to the
 7 United States Supreme Court, and F. Lee Bailey of
 8 the O.J. Simpson case and many others--F. Lee
 9 Bailey represented Dr. Sheppard, and he
 10 successfully argued to the United States Supreme
 11 Court that the jury pool had been fatally polluted
 12 by--by--by the publicity, all the public
 13 officials--all the public officials talking about
 14 the case, all the public officials saying that he
 15 was guilty, all the public officials saying that he
 16 did the crime. By the time they finally had a jury
 17 pool, there was no jury in the whole area that
 18 could have possibly rendered a fair verdict.
 19 And I respectfully say to you that that's
 20 pretty much what you're doing here, because it's
 21 been--has been said repeatedly here today these
 22 counts are the same as the criminal counts down the
 23 street. These counts that you're considering are
 24 exactly the same as what I'm going to have to argue

1 by--by a jury, and it turned out the one-armed man
 2 had really done it. But what a lot of people don't
 3 realize is that Dr. Richard Kimball was, in fact,
 4 based on an actual famous case, Dr. Sam Sheppard.
 5 Both of them were doctors. Dr. Kimball
 6 was a doctor in Chicago. The real doctor,
 7 Dr. Sheppard, was a doctor in Ohio. Both of them
 8 were accused of killing of their wife. Both of
 9 them got convicted of killing their wife. But here
 10 the reality diverges from the fiction.
 11 In the fiction, you'll remember, the
 12 one-armed man did it, and it was a big plot as to
 13 why he did it, that sort of thing. In the real
 14 case, the real Dr. Sam Sheppard, it was public
 15 officials who caused the problem. Public officials
 16 went out in the papers, and they said that
 17 Dr. Kimball did it, Dr. Kimball obviously killed
 18 his wife, Dr. Kimball was--was guilty, Doc--or
 19 rather, Dr. Sheppard had--had really killed his
 20 wife. This appeared on the front pages of paper,
 21 even as Representative Wright is appearing on the
 22 front page of the paper now. This appeared on
 23 the--this appeared on the TV news, even as
 24 Representative Wright is appearing on the TV news

1 to a jury a month, two months, three months down
 2 the road. I'm going to have to find twelve
 3 unbiased people who haven't made up their mind to
 4 sit in that jury and decide whether it's true or
 5 not true. And how am I going to do that with a
 6 bunch of public officials down here at the
 7 legislature saying my client's guilty?
 8 Now, one of the first questions I ask
 9 when I seat a jury pool--when I'm trying to pick
 10 the jurors, I say, "Have you already made up your
 11 mind on the case?" Well, none of you could
 12 honestly say no, because you already have made up
 13 your mind on the case. I don't mean that as a
 14 criticism. I mean to say that you've already hold
 15 a hear--you've already held a hearing in the
 16 Legislative Ethics Committee, and you've already
 17 concluded that there was probable cause to believe
 18 that Representative Wright did something wrong.
 19 In--in other words, you've formed an opinion on the
 20 case, and that's fine. But that's not fine for a
 21 jury.
 22 And I think what Dr. Joyner was getting
 23 at earlier when he talked about due-process
 24 problems, it's a due-process problem when

1 somebody's already made up their mind and then they
2 decide to hear the facts of the case. That's a
3 due-process problem, because, after all, which one
4 of you would like to hear people were hearing your
5 case that already decided that you probably did it?

6 Now, I'd like to quote from what the
7 Chairman said earlier. He said, "Every institution
8 has concluded there is probable cause of the
9 existence of fraud." That's what the Chairman said
10 in this hearing just--just before lunch.

11 Well, you know, one of the institutions
12 he's talking about is the Legislative Ethics
13 Committee, of which you all are members. You all
14 have committed--you all have concluded that there's
15 probable cause to believe there's an existence of
16 fraud. And now you're getting ready to hold a
17 hearing as to whether or not there is fraud.

18 I respectfully suggest that what the--
19 what the Speaker of the House should have done,
20 rather than--rather than take the very same people
21 off the Committee that had already reached
22 conclusions meeting together with the Senate, and
23 just stripped away the senators and then composed
24 this Committee--what the Speaker should have done

1 to make a whole lot of public pronouncements, and,
2 indeed, the Chairman is already making public
3 pronouncements, that--that my client probably did
4 commit fraud; my client--which we vehemently deny,
5 by the way--and my client--my client probably did
6 commit violations of law, which we also vehemently
7 deny. And the problem is, you see, this is
8 polluting my jury pool.

9 I can't try a case like that. I can't go
10 down there and pick a fair and unbiased jury with
11 the legislature pounding the drum, saying, "He's
12 guilty. He's guilty. He's guilty. We"--you know,
13 "We've already made up our mind. Here's our
14 conclusion." You can see where I couldn't. You
15 wouldn't want to be in that position, either.

16 Now, it so happens that the Sam Sheppard
17 case I was talking about earlier is studied in
18 every law school in America. Professor Joyner and
19 his colleagues teach it. Every law school in
20 America studies how the public officials of Ohio
21 screwed up that case and made it impossible for Sam
22 Sheppard to get a fair trial, even though it turned
23 out he was innocent.

24 And, ladies and gentlemen, unless you

1 was composed a brand-new committee of legislators
2 who had not heard it, who had not reached
3 conclusions, and then held a hearing on these
4 facts, because, unfortunately, you folks have
5 polluted yourselves.

6 I know you didn't mean to. I know
7 you--all you did was listen, which is what you're
8 supposed to do. But you've obviously already
9 reached some conclusions when you say there's
10 probable cause.

11 In the--in the sheet that was passed out
12 to you that was prepared by your staff, you were
13 given the civil-law definition of probable cause.
14 And what it says is--and this is from your staff,
15 not from me--"a reasonable belief--"probable cause
16 is a reasonable belief in existence of facts on
17 which a claim is based and in the legal validity of
18 the claim itself."

19 And that means, I presume, that you have
20 already concluded, because you found probable
21 cause, that there already exists facts upon which a
22 claim is based, and there already is legal validity
23 in the claim itself. How else--how else could it
24 mean? And--and now--and now you're getting ready

1 want to be studied by every law school in America,
2 you ought to be cautious as to what you're doing
3 here, because how would you like every law school
4 in America to be studying the General Assembly
5 about a hearing it conducted just before a criminal
6 trial and how it polluted--how it polluted a trial
7 so that a fair trial could not be had in Wake
8 County on the criminal charges? How would you like
9 every law professor in the United States that
10 teaches Constitutional law talking about you the
11 way they've been talking about Sam Sheppard and the
12 way they've been talking the Ohio officials for the
13 last forty-five years. How would you like that?

14 And this is not a casual thing. This is
15 an important thing. I would suggest to you that we
16 are gradually melding together the three branches
17 of government here in an improper way that you, as
18 legislators, ought to respect. Here we have
19 members of the executive branch who also do
20 prosecutions, and who also do the same kind of work
21 as the district attorney in here in the legislature
22 helping the legislature prosecute one of its own,
23 where we've got a case going on in the judicial
24 branch in which Representative Wright is going to

1 have to stand up to criminal charges, and we're--
2 and we've--we've picked those charges out of there,
3 and we've stuck them in the legislative process.
4 And we've got all three of these things all mixed
5 in together now. Whatever happened to the balance
6 of power?

7 What would be the harm, after all, in
8 letting a jury decide this, letting it go to a jury
9 and letting twelve people who are unbiased, who
10 haven't made up their mind, decide this case for
11 better or worse? And then if you want to revisit
12 it after the jury, depending on what happens,
13 revisit it. There'll be time enough. After all,
14 these things come from 2001, 2002, 2003. You've
15 heard that. What would be the ultimate danger if
16 this is done--if you take your action, shall we
17 say, in July or August of 2008 instead of March of
18 2008? What would be the ultimate harm, as opposed
19 to the almost sure harm you will do to the criminal
20 process if you forge ahead now?

21 Because this will be headlines every day.
22 What you say will be quoted, just like what the
23 Chairman said today will be quoted. And--and in
24 the end, we'll have a jury pool that can't possibly

1 wouldn't all of you look like fools? Wouldn't all
2 of you be subject to embarrassment? Wouldn't all
3 of you be subject to charges you'd--you'd acted
4 prematurely and done something you should not have
5 done?

6 So what I'm asking here for is not for
7 you to say that Representative Wright did no wrong,
8 not for you to say you have no suspicions, not for
9 you to say you're going to sit on your hands and do
10 nothing. I'm asking for you to simply defer this
11 for a few months, long enough for me to try my
12 case. That's all I'm asking.

13 Thank you very much.

14 THE CHAIR: Questions for Mr. Harris by
15 members of the Committee? Representative Stam.

16 REP. STAM: Yes. Mr. Harris, I
17 appreciate your thoughts. This motion actually
18 interests me, maybe for different reasons. And
19 I've heard you and Professor Joyner say several
20 times that the Chair and I have made up our minds.
21 As I understand it, we found probable cause, which
22 is the same thing that the grand jury of Wake
23 County did, a group of twelve people.

24 MR. HARRIS: Uh-huh (yes).

1 consider this case, can't possibly give
2 Representative Wright a fair trial, which he's
3 entitled to under law.

4 So this is not--as some of the
5 hypotheticals have said, this is not a matter that
6 has not come to the attention of the courts. This
7 is not a matter that won't be dealt with if you
8 don't deal with it. This is a matter that is being
9 dealt with by--by no less than the Wake County
10 district attorney. Let him deal with it. Let the
11 Justice Department deal with it. Let the--let the
12 system of justice--let the courts deal with it.
13 Don't embroil yourself in it, because if you do,
14 you're going to create an impossible morass and
15 mess.

16 And, lastly, I want you to think, too,
17 about what would happen if your--if your decision
18 is contrary to the jury. We must consider the
19 possibility that you might vote that Representative
20 Wright is guilty of one or more of these things and
21 a jury might say that he's not guilty of one or
22 more of these things. Who would have the most
23 say-so? Surely the jury would have the last word
24 on who's guilty and who's not guilty. Then

1 REP. STAM: If the finding of probable
2 cause by a group of twelve people in Wake County
3 pollutes the jury pool, then obviously all
4 indictments pollute criminal trials, which is
5 nonsensical.

6 Are you aware that the clear-and-
7 convincing-evidence standard is higher than
8 probable cause?

9 MR. HARRIS: I would ask you if you're
10 aware that all grand jurors are disqualified from
11 sitting on the regular jury, because nobody could
12 reach their--nobody could make up their mind to a
13 degree that a grand jury makes up its mind and then
14 sit around and judge the case. So all of you would
15 be--if--if you sat as a grand jury, which you just
16 did--

17 REP. STAM: Let me--let me just--

18 MR. HARRIS: --all of you would be
19 disqualified.

20 REP. STAM: Let me ask you the question
21 again.

22 MR. HARRIS: Yes.

23 REP. STAM: Are you aware that the clear-
24 and-convincing standard is higher than the

1 probable-cause standard?
 2 MR. HARRIS: Certainly. I'm aware
 3 that--I'm aware that there's a number of different
 4 standards, among them, beyond a reasonable doubt--
 5 REP. STAM: Right.
 6 MR. HARRIS: --is the criminal standard.
 7 REP. STAM: And the second question, if I
 8 might, why should you not make this argument to the
 9 superior court, that that case be held in abeyance
 10 so that those proceedings don't pollute the
 11 deliberations of the House?
 12 MR. HARRIS: The--
 13 REP. STAM: Why--why should the--why
 14 should the superior-court action take precedence
 15 over the actions of the House of Representatives?
 16 MR. HARRIS: The statutes that you passed
 17 establish precedence. And precedence is the first
 18 case--the first case in order is--is the U.S.
 19 Supreme Court. The next case in order is the
 20 federal courts, on down the line. The next
 21 court--case in order is the North Carolina Supreme
 22 Court, the Court of Appeals. The next case in line
 23 is criminal superior. The next case in line is
 24 civil superior. You, sir--

1 Hight has scheduled the criminal trial for March
 2 the 3rd, the same day that we're scheduled for. Is
 3 it your understanding that that trial date is firm
 4 and that you will proceed either by plea or by
 5 trial, absent some extraordinary circumstance, on
 6 that date?
 7 MR. HARRIS: I--I wish to inform you that
 8 I have made a motion to continue that case off that
 9 date. And my reasons are that we are considering a
 10 large volume of evidence, you know, about eight
 11 thousand pages, and dozens of witnesses and things
 12 that the State had to consider over about a year
 13 and we've had about two months, I guess, now. And
 14 I have represented to the Court that we simply need
 15 more time. In truth, that applies in this hearing,
 16 as well, as Dr. Joyner alluded earlier. It's--it's
 17 an extraordinary volume of evidence and witnesses.
 18 I--I--I don't think that Dr. Joyner and
 19 myself--I don't think that Dr. Joyner and myself
 20 aided by the Dream Team out in California or any
 21 group of attorney--attorneys could prepare properly
 22 this case in this short amount of time.
 23 THE CHAIR: Has the--has the State
 24 responded to that motion to continue yet?

1 REP. STAM: But we're not--
 2 MR. HARRIS: --you, sir--
 3 REP. STAM: Let me--
 4 MR. HARRIS: --are way on down the line--
 5 REP. STAM: The U.S. House is--
 6 MR. HARRIS: --in superiority.
 7 REP. STAM: The U.S. House is not in
 8 that--I mean, the North Carolina House is--those
 9 are court proceedings you're talking about. And
 10 I--you're talking about the Rules of Practice?
 11 MR. HARRIS: Well, this is surely a civil
 12 proceeding, and a civil proceeding is ranked below,
 13 by you, by--by the legislature, below all criminal
 14 proceedings, all.
 15 REP. STAM: All right.
 16 MR. HARRIS: Even if I were to be in
 17 North Carolina District Court today, and I also had
 18 to be here, my duty would be in the North Carolina
 19 District Court. So there is no question that--that
 20 Wake County Superior Court is superior to your
 21 proceedings here, and that's by the laws that you
 22 have passed.
 23 THE CHAIR: Let me ask a question, and
 24 this is a practical one. I understand that Judge

1 MR. HARRIS: They have not. I have not
 2 seen a formal response.
 3 THE CHAIR: Do you have that motion
 4 scheduled for argument?
 5 MR. HARRIS: Yes. It's scheduled on
 6 February 25th, along with some other motions.
 7 THE CHAIR: Is that your motions deadline
 8 date for--
 9 MR. HARRIS: That's correct. I've
 10 already filed that motion along with some motions
 11 to dismiss and some other motions.
 12 THE CHAIR: All right.
 13 MR. HARRIS: And that, along with
 14 Mr. Willoughby's motion to consolidate, are all on
 15 the 25th.
 16 THE CHAIR: If the criminal trial does go
 17 on--
 18 MR. HARRIS: Yes.
 19 THE CHAIR: --the 3rd, then that--and--
 20 and--and, obviously, if we're both scheduled on the
 21 3rd, that clearly--and I agree with your point--
 22 MR. HARRIS: Yes.
 23 THE CHAIR: --takes precedence, and you
 24 and--and Representative Wright would need to be in

1 the criminal trial.

2 MR. HARRIS: That's right.

3 THE CHAIR: That would effectively moot

4 the issue we're facing if that happens. Correct?

5 MR. HARRIS: That's true.

6 THE CHAIR: All right. Thank you.

7 MR. HARRIS: All right.

8 THE CHAIR: All right. Mr. Hart?

9 MR. HART: Mr. Chairman, I have spoken

10 with Colon Willoughby, the district attorney of the

11 10th Prosecutorial District. The--what--much of

12 what Mr. Harris just said is what Colon Willoughby

13 also told me. In fact, I believe it was--last

14 Friday was the deadline for filing motions. I was

15 not aware of what motions had been filed, but he

16 told me that the motions will be heard on February

17 25th before Judge Hight, who was also the judge who

18 was set to try the case on March 3rd.

19 Mr. Willoughby informed me last week that

20 his intention is to proceed forward with trial on

21 March 3rd, and will be urging the trial court to do

22 so. He indicated to me also that he had provided

23 discovery to Representative Wright back on the 1st

24 of January, I believe, or just--right--right during

1 Chair and the Committee on a motion to continue and

2 to hold in abeyance the ethics proceedings with

3 regard to Representative Wright. The issue has

4 been briefed and argued by counsel and is ready for

5 disposition in large part today.

6 Number 2. It is the Chair's

7 understanding that the current criminal trial is

8 scheduled by Superior Court Judge Hight for March

9 3rd. Further, my understanding is that there are

10 motions to be heard on February 25th in the Wake

11 County Superior Court, with one of those motions

12 having been filed by Representative Wright to

13 continue the trial date due to the large volume of

14 evidence in the case.

15 Next numbered paragraph. The rights at

16 issue in the ethics proceeding are complex. There

17 are absolutely the rights of Representative Wright

18 to a fair hearing and full due process of law.

19 Likewise, there is the significant interest in the

20 public to an assurance that all of the legislators

21 in the House and the Senate are conducting the

22 affairs of their office and are conducting their

23 time in office in an ethical manner, that the

24 perception of the public that any legislator may

1 that time period. And so they are--as far as the

2 State--that is, the district attorney is concerned,

3 he is--he is ready to proceed to trial on March

4 3rd.

5 I would say one thing that is--that I

6 believe I disagree with Mr. Harris about, and that

7 is that regardless what a jury does, this Committee

8 still has valid charges before it. And even if a

9 jury were to fail to find beyond a reasonable doubt

10 that Representative Wright is guilty of the

11 charges, that does not mean that this Committee

12 could not find by clear and convincing evidence, a

13 lesser burden, that--that Representative Wright is

14 guilty of unethical conduct involving the same

15 conduct alleged in--in the indictments.

16 And so the--the fact that a jury were to

17 find him not guilty either before or after this

18 Committee takes--takes action is simply irrelevant.

19 THE CHAIR: All right. Thank you.

20 Questions for Mr. Hart from any member of the

21 Committee? All right. I understand the motion

22 and--and the position of the lawyers and the

23 parties.

24 All right. This matter is before the

1 be--or series of legislators may be unethical can

2 very quickly destroy the confidence of the public

3 in the institution of government. And that is a

4 substantial right at issue in any ethics

5 proceeding.

6 Yet another interest are the interests of

7 the constituents in Representative Wright's

8 district to have a representative who does not have

9 over his head ongoing ethics charges of which there

10 is a question of whether or not he committed any

11 violation so that they can have the full effort of

12 that legislator to represent that district.

13 All of these rights are at issue in the

14 balancing--and I think that's what it is--the

15 balancing of how to proceed in these cases.

16 Next numbered paragraph. The history of

17 this ethics proceeding is not one that has moved at

18 anything other than a very deliberate rate of speed

19 in order to protect all of the rights involved and

20 most particularly and supremely that of

21 Representative Wright. The ethics--the ethics

22 proceedings began, as you alluded to, Mr. Harris,

23 in the Legislative Ethics Committee, and the

24 Legislative Ethics Committee determined--after

1 withholding any movement in the ethics case for a
 2 number of months to allow the criminal prosecution
 3 to make its determination of whether to proceed,
 4 the Legislative Ethics Committee determined that
 5 there was--there were grounds to refer this matter
 6 to the House of Representatives for disciplinary
 7 considerations in December of 2007, and withheld
 8 judgment on one count that it retained jurisdiction
 9 over.

10 This matter came to the House, and the
 11 Speaker appointed this Committee in December of
 12 2007. The Committee then met to establish its
 13 rules in two thousand--December of 2007, and a
 14 probable-cause hearing was scheduled and held on
 15 January 9th, 2008.

16 The Rules that have been established by
 17 the House Select Committee detail a time frame for
 18 the exchange of witnesses, the exchange of a
 19 summary of their testimony, the exchange of
 20 documents, the subpoenaing of witnesses, and the
 21 time to prepare for any hearing. Those rules are
 22 consistent with or more generous in every respect
 23 than nearly every set of state ethics rules that we
 24 could find in the United States of America.

1 our own individual knowledge, the press that has
 2 occurred in this area, which would be a minimum
 3 showing required to even look at this motion in the
 4 criminal context.

5 Finally, my concern on this is to agree
 6 with this motion in a vacuum and to say essentially
 7 that we will continue the ethics hearing, and then
 8 to have the criminal case continued and not to have
 9 any proceedings that try to get at what occurred
 10 here in March on a matter that was first brought to
 11 the attention of the State Board of Elections
 12 almost a year ago and that has been pending in
 13 multiple forums for the better part of that year,
 14 creates a perverse policy to me, that the more
 15 egregious the alleged misconduct, the more that it
 16 verges on criminal conduct, the more control the
 17 alleged actor has over the ethics process and its
 18 timing.

19 That is, if we had no criminal charges
 20 pending, there would be no argument that the House
 21 could proceed to its ethics hearing.

22 The fact, however, that the conduct is
 23 alleged to have criminal possibilities suggests in
 24 your argument that the person who has a criminal

1 Next numbered paragraph. If the criminal
 2 case is in trial or plea on March the 3rd, this
 3 case--the motion will be granted to that extent,
 4 and this case would be continued in the ethics
 5 committee on a week-to-week basis to be rescheduled
 6 on Monday, March the 10th, and again, if you were
 7 still in trial or in plea on that date, the
 8 following Monday.

9 If, however, the criminal trial is
 10 continued or for matters unrelated does not take
 11 place on March the 3rd and this issue is still
 12 pending, the motion to continue the ethics hearing
 13 on that date is denied. I believe that, number
 14 one, the protection of the criminal case can be
 15 assured, as it is in many cases with publicity, by
 16 change of venue, by curative or limiting jury
 17 instructions, by individual *voir dire*, and by
 18 continuation which would have occurred, obviously,
 19 by definition of the trial date.

20 There has been no evidence at all
 21 presented to this Committee beyond argument and
 22 pure conjecture and speculation that any holding by
 23 this body would in any way affect the criminal
 24 trial. We do not even have before us, other than

1 case pending therefore gets to delay in the ethics
 2 process simply because the criminal charges are
 3 pending, and therefore, the more dilatory tactics
 4 that might be taken to extend out each process
 5 circularly extends the other. I do not think--I
 6 believe that that policy is as unsound in practice
 7 as it would be unwise and unnecessary.

8 I believe that the balancing of the
 9 rights that must occur here include not only the
 10 rights of Representative Wright to a fair trial and
 11 a fair hearing in this jurisdiction, but the rights
 12 of the institution, the rights of the public, and
 13 the rights of the constituents in Representative
 14 Wright's district.

15 So because this matter has been pending
 16 for many months, counsel could have been retained
 17 many, many months ago. I feel for the amount of
 18 work that has been done. I have been there. But I
 19 am not going to continue this hearing unless
 20 Representative Wright is in trial or in plea. But
 21 one way or another, he will be one of those two
 22 places on March the 3rd. The motion is denied.

23 Exception is noted. Does any member of
 24 the Committee seek to overrule the decision of the

1 Chair?

2 REP. STAM: Mr. Chair?

3 THE CHAIR: Representative Wright--or

4 Representative Stam.

5 REP. STAM: I didn't know how you would

6 handle this, but I think you've hit exactly the

7 right resolution, and I have no motion.

8 THE CHAIR: All right. Thank you. All

9 right. That is, at this point, all the motions I

10 have pending at the Chair. Let me ask--and I'm

11 going to kind of circle--Mr. Peters, Mr. Hart--I

12 know we've got discovery matters that we've got to

13 deal with. Are there any other motions outside the

14 discovery pending that you're aware of?

15 MR. HART: No.

16 THE CHAIR: Professor--Dr. Joyner,

17 Mr. Harris, are there other motions besides the

18 discovery ones, which we're going to deal with

19 after a short recess, to get those resolved--are

20 there any other motions that I have neglected to

21 cover?

22 PROF. JOYNER: No, there's not--there are

23 no motions that you've neglected. We would make an

24 additional motion that--that--that the House

1 not making that motion now, is he? Or he--

2 THE CHAIR: No, I understood it to be a

3 motion.

4 REP. STAM: Oh. Well, I would like to

5 hear a response--

6 THE CHAIR: I'm sorry. Mr. Hart?

7 MR. HART: One thing that has occurred to

8 Mr. Peters and myself is that--is that this

9 Committee and this--and the Chair may not be the

10 appropriate person to address this motion to. It

11 may be that--that the motion can only be properly

12 addressed to Representative Hackney, the Speaker of

13 the House.

14 THE CHAIR: I think that the Chair is

15 going to address the motion today, and then I'm

16 going to refer it--the Committee's ruling by letter

17 to the Speaker to see if he is inclined to hear it

18 independently. But I think he would want at least

19 a ruling by us and a decision, and may choose under

20 the circumstances not to.

21 I think, again, ultimately any House

22 committee as appointed by the Speaker is under the

23 Speaker's direction, and the Speaker can certainly

24 decide to change and to listen to that motion and

1 appoint a different fact-finding committee to

2 review the factual allegations in this matter, in

3 the sense that those persons who have engaged in

4 the grand-jury process, those people who have

5 already reached conclusions regarding probable

6 cause are not impartial jurors to determine what

7 the facts are, particularly in the next phase of

8 this matter, or in the alternative, that--that

9 Representative Wright be allowed to make his claim

10 and present his evidence before the full House of

11 Representatives, since they are to be the ones that

12 will determine whether he is to be disciplined or

13 expelled from this body.

14 THE CHAIR: I understand the motion.

15 Questions by any member of the Committee to

16 Dr. Joyner? Mr. Hart? Mr. Peters? And since this

17 a new motion, do you need a moment to respond for

18 any reason?

19 MR. HART: No. No reason for a response.

20 I'll leave it up to the Committee to decide.

21 THE CHAIR: All right.

22 REP. STAM: Well, he said he--

23 THE CHAIR: Representative Stam.

24 REP. STAM: He said he will make a--he's

1 to come to a different result. But I'm going to go

2 ahead and rule on it, Mr. Hart.

3 MR. HART: In that case, I would like to

4 just respond briefly.

5 THE CHAIR: Yes, sir.

6 MR. HART: There have been a lot of

7 allegations thrown at the Committee by Mr. Joyner

8 and Mr. Harris today about the fairness issue. And

9 I think there have been mischaracterizations made

10 about the role of the Committee and what it has

11 done so far.

12 As special counsel, Mr. Peters and I have

13 been involved in--in this case all along, and we

14 have seen, as the Chair noted, that it--it has

15 proceeded at a very deliberate pace. Both the LEC

16 and the House Select Committee have done everything

17 possible to await the outcome of the SBI

18 investigation and the action by the district

19 attorney, have been very careful to make sure that

20 due-process provisions were put into the Rules, and

21 that time was appropriately set out to deal with

22 every aspect of the hearings before this Committee.

23 As--everything that has been done is--has

24 been afforded the same kind of protections as have

1 been afforded a criminal defendant in--in criminal
 2 court, and we see no reason that this Committee
 3 should not move forward.
 4 As was noted earlier, the only thing that
 5 this Committee has done is make a finding of
 6 probable cause. This Committee has not reviewed
 7 all of the evidence that will presented at the
 8 hearing. It has simply made a preliminary
 9 probable-cause determination.
 10 THE CHAIR: All right. And--
 11 PROF. JOYNER: Mr. Chairman, may I now
 12 respond?
 13 THE CHAIR: Yes, Dr. Joyner, you may.
 14 PROF. JOYNER: I know it's been a while
 15 since Mr. Hart's been in criminal court, so he may
 16 have forgotten some of the procedure over there.
 17 This--this Committee, this House Select
 18 Committee is--has been in charge of the prosecution
 19 of this matter, the Attorney General's staff is
 20 assigned to this Committee to be the prosecutor.
 21 Members of this Committee have served as the grand
 22 jury to find probable cause. And there is simply
 23 no way that they could have been engaged in these
 24 roles without reaching some conclusion about the

1 making any type of presentation to the House of--to
 2 the full House of Representatives as to whether any
 3 disciplinary actions should be taken or
 4 Representative Wright should be expelled. And that
 5 is a clear violation of every rule of--that I know
 6 of under the federal and the state Constitution.
 7 Now, if you want to call it fair, you can
 8 call it anything you want to. But the public will
 9 see it is not fair.
 10 THE CHAIR: Dr. Joyner, my question--and
 11 I understand the eloquence of the argument. My
 12 question is, do you have any evidence today that
 13 you wish to present that you have any evidence that
 14 any member of this Committee is biased, prejudiced,
 15 or has otherwise made a final decision with respect
 16 to your client and is impaired from doing so?
 17 And my question is evidence. I'm not
 18 talking about the fact that we may have heard
 19 probable cause. I'm asking so that I know is there
 20 a piece of evidence that you have that you want to
 21 present that members of the Committee, individually
 22 or combined, are prejudiced, biased, or otherwise
 23 impaired in their judgment with respect to the
 24 merits of this action?

1 probable guilt of--of Representative Wright.
 2 Now, this same Committee that is
 3 prosecuting it, that serves as grand jurors, will
 4 now sit as petit jurors where they will then make a
 5 finding of fact, a definitive finding of fact,
 6 which can either include or exclude any information
 7 that we provide or we present as evidence. And it
 8 is that finding of fact which will go before the
 9 full body for them to make a determination with any
 10 recommendations which they made.
 11 Now, Stevie Wonder can see that there is
 12 a little problem with that. It is not a far
 13 stretch to conclude that the skids are already
 14 greased and the outcome--outcome of this matter is
 15 predetermined.
 16 THE CHAIR: Dr. Joyner--
 17 PROF. JOYNER: And we--we would think
 18 that the--fair--fairness would allow us, if nothing
 19 else, to present our evidence before an impartial
 20 body or to the full House of Representatives, since
 21 the full House of Representatives will make a
 22 decision about this matter upon recommendation from
 23 this Committee. As the Rules are now established,
 24 this--this side of the aisle is precluded from ever

1 PROF. JOYNER: Mr. Chairman, I've
 2 presented the procedural history, the involvement
 3 of members of this Committee in bringing us to
 4 where we are now, and I think that that evidence
 5 speaks for itself. I don't need to present
 6 anything else.
 7 THE CHAIR: That's not my question,
 8 Dr. Joyner. My question--
 9 PROF. JOYNER: Now, just--
 10 THE CHAIR: --to you--no--no, sir. My
 11 question is yes or no, do you have any evidence
 12 that a member of the Committee is biased,
 13 prejudiced, or substantially impaired--I understand
 14 the legal argument. My question is whether there
 15 is a piece of evidence, because if there is, we
 16 need to consider that.
 17 PROF. JOYNER: And I just said that the
 18 fact that these members of this Committee,
 19 including yourself, have sat through all of these
 20 proceedings and listened to all of these
 21 allegations and reached the conclusion--that that
 22 is evidence in and of itself. No, we do not have
 23 anything else to present, but I don't think we need
 24 to present anything else.

1 THE CHAIR: All right. I appreciate
2 that.
3 MR. HARRIS: I'd like to speak to that,
4 Mr. Chairman, if I may.
5 THE CHAIR: Well, now, I'm trying to--oh,
6 Mr. Harris, I'm sorry. And then I'll get with
7 Mr. Hart.
8 MR. HARRIS: Oh, pardon me, Mr. Hart.
9 Mr. Chairman, I wanted to make it clear to all the
10 members that I am in--since I was the one quoted, I
11 am in no way, shape, or form impugning the
12 integrity or the good intentions of anyone on this
13 Committee. That's--I wouldn't want anyone to think
14 that that was anything that I was saying.
15 What I was saying was merely this, that
16 if you were now sitting in a jury box, potentially
17 to be selected in a jury, and you were asked the
18 question that every defense attorney asks, "Have
19 you reached some conclusions about this case? Do
20 you have some opinions about this case," all of
21 you, I presume, would have to say yes, and that
22 conclusion is that probably--just as the Chairman
23 said earlier, probably some fraud has been
24 committed here, probably there has been some

1 matter--and you are all members of it--and then
2 when it came time the Joint Legislative Committee
3 said they had no jurisdiction to go any further on
4 this, then what should have happened was instead of
5 selecting a subgroup of that committee, of which
6 you are, and all the very same members who had
7 already voted and already reached conclusions--
8 instead of selecting that subgroup, he should have
9 selected a brand-new group out of the House that
10 were unbiased, had not heard--had heard nothing and
11 had reached no conclusions. So that is the point
12 I'm making.
13 I hope no member of this Committee,
14 including the Chair, thinks that I'm suggesting
15 you're--that you are, you know, acting in some
16 unethical or improper way. And I mean it in no
17 improper way, but simply that all of you, including
18 the Chair, have obviously reached certain
19 conclusions. And the Chairman actually said so.
20 So that's where we are. Thank you.
21 THE CHAIR: Thank you, Mr. Harris.
22 Mr. Hart?
23 MR. HART: Thank you, Mr. Chairman.
24 First of all, I want to set the record straight on

1 wrongdoing here. In the words of the--Black's
2 legal dictionary, probably there is some foundation
3 of fact and some--some reason to believe that
4 this--this does exist. That doesn't render you a
5 bad person, any more than it renders a member of
6 a--of a grand jury a bad person. That is the grand
7 jury's honest opinion. That is your honest
8 opinion.
9 The question before you now is quite
10 different. It is whether having reached your
11 conclusions--your preliminary conclusions, could
12 you honestly reply that you don't have an opinion
13 on this matter. I presume you could not say that.
14 You would have to hold up your hand and say, "I'm
15 sorry, Your Honor, I actually do have some
16 conclusions." And at that point, the superior
17 court judge would say, "Well, thank you very much
18 for being so honest. You're excused for having an
19 opinion." And that's where we are.
20 The fault does not lie with this
21 Committee or any member. The fault lies--and I
22 mean it in no mean way, but the fault lies with
23 Speaker Hackney, because when he let the Joint
24 Legislative Committee on Ethics investigate this

1 something. Mr. Joyner has indicated that the
2 special--that the House Select Committee is
3 prosecuting Representative Wright. That's not my
4 understanding of the process. At the request of
5 the Committee, the Attorney General has assigned
6 Mr. Peters and myself to prosecute the matter for
7 the--for the House Select Committee.
8 And I want to also state for the record
9 that we are--have not been under your direction.
10 In fact, there are many--been many times where we
11 said we couldn't do some of the things that you
12 wanted to do by the times you wanted to do them.
13 We--we have been operating independently as special
14 counsel, and it's my understanding that we are the
15 ones who are prosecuting this case, not the
16 Committee.
17 Second of all, Mr. Harris' point about
18 jurors--there are many jurors who come into jury
19 box having formed opinions. That's not the issue.
20 The issue that the superior court judge must delve
21 into is whether or not jurors can set aside
22 opinions--any opinions that they have formed and
23 make a decision based on the facts presented in the
24 case. That's the ultimate determination. That's

1 what this Committee must do, and I believe that
2 this Committee can do that.

3 The procedure that's involved in the
4 hearings in this Committee is the same as--as it is
5 in the Judicial Standards Commission. The Judicial
6 Standards Commission takes complaints from the
7 public involving judges, makes a determination as
8 to whether there's some probable cause to proceed
9 with an investigation and charging, and then sits
10 as a investigatory and fact-finding body to make
11 decisions about whether or not facts have been
12 proved, then makes its recommendations to the North
13 Carolina Supreme Court. And the Supreme Court
14 either adopts the findings or makes new findings
15 and takes appropriate action, but it only does so
16 based on the recommendations of the Judicial
17 Standards Commission.

18 THE CHAIR: Thank you. All right. I
19 think I understand the arguments. The Chair is
20 ready to rule on the motion.

21 The motion that is now before the Chair
22 and the Committee is to request that a different
23 group of legislators be appointed to hear the
24 merits of the evidentiary hearing in this case or

1 that the process be bypassed and that the full
2 evidentiary hearing be presented to the full House
3 of Representatives. That is the motion, as I
4 understand it, and the position of Representative
5 Wright.

6 The response to the motion, now having
7 been argued by Mr. Hart, is that the Attorney
8 General's office, through the appointment of
9 Mr. Hart and Mr. Peters, has been asked to
10 prosecute the case, that the Committee function is
11 to be a fact-finder in this process and make its
12 determination of fact and recommendations to the
13 House, and third, that the question is not whether
14 or not any Committee member has an opinion, but
15 whether they can make a decision based on all of
16 the facts as presented at the hearing, such that
17 their judgment can be fair, impartial, and not
18 impaired by matters outside of the proceeding.

19 All right. The Chair denies the motion
20 for the following reasons. First, the Attorney
21 General's--Deputy Attorney General Mr. Hart is
22 correct: The role of this Committee, as set out in
23 the Rules, is a fact-finding and investigative role
24 that has multiple levels of fact-finding in order

1 to protect the charged representative; to ensure,
2 first, that no charge proceeds past a private
3 discussion if there is not probable cause; and
4 second, once probable cause may be determined, to
5 set in place an evidentiary hearing to look at all
6 of the evidence, much of which, of course, is not
7 presented necessarily at the probable-cause
8 hearing.

9 Second, the recommendations of the
10 Committee are simply that. The full transcript,
11 all of the evidence presented, all of the
12 documents, if there is a finding by the Committee
13 adverse in any manner to Representative Wright,
14 will go to the full House of Representatives. The
15 full House of Representatives makes the
16 determination in this case and is the judge and
17 jury in this case, not the fact-finding committee.

18 Third, this process mirrors the Judicial
19 Standards Commission and, in fact, was created to
20 effectively mirror the Judicial Standards
21 Commission, who acts in exactly the same role on
22 its recommendation to the North Carolina Supreme
23 Court.

24 Next, I know of no evidence, none has

1 been presented, and Representative Wright's counsel
2 concedes that they have no evidence that any member
3 of the Committee is biased, prejudiced, or
4 otherwise impaired, other than their concern that
5 the Committee members have already heard some
6 evidence of probable cause and formed the probable-
7 cause opinion at that stage of the proceedings.
8 That in and of itself is hardly insufficient--or
9 hardly sufficient to create a substantial
10 impairment of legislators hearing this matter.

11 Finally, this process of the Committee
12 fact-finding is mirrored in the process of at least
13 forty other states and the United States Congress.
14 It is not my understanding that any of those
15 states--and you have not and Representative Wright
16 has not pointed to any state or any other
17 institution where the fact-finding committee
18 changes simply because there's a probable-cause
19 first step before the final evidentiary
20 determination. If it is good enough in all of
21 those other states, in Congress, and during the
22 history of the United States, it is sufficient for
23 the process to be fair here in North Carolina.

24 And finally, a personal note in the--in

1 this: I understand fully the legal argument, and I
 2 do not take it that you made any personal--I
 3 understand completely. But I make this
 4 observation. I have dealt now with these five
 5 other members, and I have--and across partisan
 6 bounds--there are three Republicans and three
 7 Democrats who represent various geographic areas of
 8 the state--and the goal here--and I cannot state it
 9 enough--has been to create a process that is as
 10 fair as it could possibly be to Representative
 11 Wright, or to any charged representative, but to
 12 Representative Wright, and to assure that this
 13 Committee will act deliberately and fairly and
 14 thoroughly in its decision-making, however long
 15 that takes for us to do. The goal here is to
 16 restore public confidence across the board in
 17 whatever our decision and in the decision-making
 18 process, and this Committee intends to fulfill that
 19 responsibility.

20 The motion is denied. Exception is
 21 noted.

22 Do the Chair's comments or ruling seek to
 23 suggest to any member they wish to overrule the
 24 Chair? There is none.

1 I'm going to suggest--just the way it breaks up in
 2 terms of who's kind of got material, going to
 3 ask--I guess the easiest thing is Bill and Alec, if
 4 you're prepared to respond to Requests 1 through 4,
 5 because I had previously directed Staff to be
 6 prepared to respond to Requests 5 through 7, since
 7 that material's really within their reach--so if
 8 you would start by responding to requests and go
 9 through them 1 through 4, please--that would be
 10 helpful. Just--thanks.

11 MR. HART: I had previously talked with
 12 Walker about this--

13 THE CHAIR: The discovery request is
 14 attached to Representative Wright's response in
 15 your--after--after the motion--after the motion to
 16 continue in your notebook. Thank you. I'm sorry,
 17 Mr. Hart. Go ahead.

18 MR. HART: Thank you, Mr. Chairman. I
 19 had previously spoken with Walker Reagan about the
 20 discovery request, and we had--had discussed that
 21 Alec and I would be the best ones to talk about 1
 22 through 4, and that the staff would really be more
 23 appropriate for 5 through 7.

24 As I have informed this Committee before,

1 I will, however, refer this motion as
 2 well as our finding immediately to the Speaker's
 3 office, should he decide to act independently on
 4 your motion. And I think that should be done.

5 All right. Now, I'm going to suggest
 6 that we take about just a five-minute, stand-up-
 7 and-get-something-to-drink break and come back. We
 8 have the discovery request to deal with and a few
 9 definite [phonetic] matters that we want to take up
 10 on the discovery request to finish up today.

11 Thank you. We'll be back in five
 12 minutes.

14 (TEN-MINUTE RECESS)

16 THE CHAIR: All right. We are back
 17 in--in session, and I appreciate everyone coming
 18 back quickly.

19 The remaining matter that we have for
 20 this that I'm aware of, other than an announcement
 21 of sort of the timelines at the end, is
 22 consideration of the discovery requests. And just
 23 so I'm clear, Dr. Joyner has filed the discovery
 24 requests, and there are seven discovery requests.

1 this is an unusual situation for me in that
 2 Representative Wright, Mr. Harris, and Professor
 3 Joyner have more discovery material than--than I
 4 have, and I actually ought to be here asking for
 5 discovery from them. And I'd be happy to make
 6 whatever provisions necessary to go and get their
 7 seven thousand pages of documents and make the
 8 copies at--at our expense. But they--they have
 9 more than we do. I haven't talked to Mr. Harris
 10 about this, but I have talked to Professor Joyner
 11 on the phone about this.

12 As--as I informed the Committee on
 13 January 9th, we do not have what the district
 14 attorney of Wake County has. We do not have the
 15 SBI investigation. We do not have what was turned
 16 over to the defense.

17 What we do have--we--we have had an
 18 opportunity to look at some of the interviews
 19 contained in the SBI investigation. We do have
 20 some documents that we requested and were turned
 21 over to us. And certainly we will be providing any
 22 documents that we intend to introduce at the
 23 hearing. Even though they already have copies of
 24 those, we will provide additional copies of--of

1 whatever we do have and intend to introduce.
 2 The interviews, we do not have copies of.
 3 They do. What we will be providing tomorrow is--my
 4 understanding of the timeline--we will be mailing
 5 to them and e-mailing each attorney a copy of our
 6 witness list and a summary of what we understand
 7 the testimony of that witness is likely to be. And
 8 that's based, again, upon our reading of some
 9 interviews and discussions with investigators and
 10 discussions with Colon Willoughby. But we do not
 11 have copies of those interviews, so we cannot
 12 provide them to them. As I said, though, my
 13 understanding is that all of that has been provided
 14 to--to Representative Wright.
 15 Through a newspaper account, I saw that
 16 Mr. Harris said that he read those over January
 17 1st. I can't remember what he said he was eating
 18 and drinking at the time, but there was a comment
 19 in the paper that he had had a day on January 1st
 20 where he had been reviewing some seven thousand
 21 pages of documents.
 22 Again, we don't--we don't have interviews
 23 to turn over. We do have copies of the same things
 24 they do, that is, the Board of Elections report

1 counts.
 2 MR. HART: Yes, sir. So far we have not
 3 found any such information. And again, to the
 4 extent that there may be some of that type
 5 information in the SBI report that we have not
 6 examined, we assume that they have that, and
 7 so--so they--that would be available to them.
 8 THE CHAIR: I understand.
 9 MR. HART: But we--we do not have
 10 anything at this point.
 11 THE CHAIR: All right. And as to
 12 Number 3, as to any--you have not interviewed any
 13 individuals as Committee counsel that you've got
 14 statements to turn over to Representative Wright's
 15 counsel?
 16 MR. HART: We have--we have not.
 17 THE CHAIR: All right.
 18 MR. HART: We have discussed the matter
 19 with investigators. We have discussed it with
 20 Mr. Willoughby. We have, again, read some
 21 interview notes, but that's--those are the only
 22 folks that we have--have spoken with.
 23 THE CHAIR: All right. And Number 4, you
 24 would certainly--again, to the extent that you had

1 that was included in the discovery that they
 2 had--we also had the DHHS audit, which was part of
 3 the discovery materials that were turned over to
 4 them. And so they already have everything that we
 5 have and more.
 6 But we certainly will be providing a--a
 7 witness list and summary of our witnesses tomorrow.
 8 And we will provide them--I believe it's on--the
 9 deadline is on the 22nd of February--we will be
 10 providing them copies of any documents that we have
 11 that we'll be introducing.
 12 THE CHAIR: Just so I'm clear, then, for
 13 Number 1 on the discovery request, that, I think,
 14 tracks exactly what you're required to disclose
 15 under the Committee rules. And so you will be
 16 disclosing--
 17 MR. HART: We will be complying with
 18 that.
 19 THE CHAIR: You will be complying with
 20 Number 1. Number 2 also tracks essentially what is
 21 in the Committee rules, and you would--and--and
 22 would therefore be turning over to Representative
 23 Wright any information that a reasonable person
 24 might believe would exculpate him on any of the

1 any interviews or you had statements for anyone who
 2 was going to be either testifying here or where the
 3 statement could be in any way thought to be
 4 exculpatory, you would have to turn that over. But
 5 there have been none to this point; is that what I
 6 understand?
 7 MR. HART: Right. No question as to
 8 anything exculpatory. The--my understanding of
 9 Number 4 is that it actually exceeds the Rules,
 10 that if--that is, if we should talk to a witness
 11 and that witness simply gives us an oral statement
 12 and we don't prepare a report, I don't believe we
 13 have any obligation under the Rules to turn that
 14 over. To the extent that there's anything
 15 exculpatory, however, we certainly would do that.
 16 THE CHAIR: All right. All right. Now
 17 let me turn to Dr. Joyner and--and Mr. Harris.
 18 You've obviously had conversation with Mr. Hart and
 19 heard his responses. Is there anything that I need
 20 to rule on on Numbers 1 through 4 that he hasn't
 21 either replied to or that you have concerns about?
 22 PROF. JOYNER: Well, let me just say
 23 Mr. Hart's very generous in terms of what I've
 24 received. I've not received--Mr. Harris has

1 received some information that's part of the
 2 criminal case. I have not received that
 3 information, nor have I reviewed it, so I'm trying
 4 to get the information that has been--that serves
 5 as the basis for these claims--the claims that have
 6 been made in--before this body. And Mr. Hart has,
 7 indeed, sent some information to me.

8 The exhibit--or the documents that was
 9 just handed out today with the Exhibit 9 in it--and
 10 I believe there was another document, as well--but
 11 we would certainly want that to be a continuing
 12 obligation on them to provide to me this
 13 information that will be specifically used and
 14 introduced in these proceedings to--to the extent
 15 that--and I'm not hung up with what's going to be
 16 presented in the criminal proceeding--

17 THE CHAIR: Right.

18 PROF. JOYNER: --you know, because they
 19 may not be the same.

20 I just need to know and receive that
 21 information that is--that serves as a basis for
 22 these claims and that will be introduced in--in
 23 these proceedings.

24 THE CHAIR: All right. I don't--

1 MR. HART: My response--
 2 THE CHAIR: Mr. Hart?
 3 MR. HART: --Mr. Chairman, is this.
 4 And that is if they want to play some
 5 kind of a Chinese wall game where Mr. Joyner says
 6 he doesn't have what Mr. Harris has, then I say
 7 that's not correct. The--the State of North
 8 Carolina, through Mr. Willoughby, has served
 9 Representative Wright with seven thousand pages of
 10 documents of what's in an SBI report, the Board of
 11 Elections, DHHS. If Mr. Joyner chooses not to
 12 avail himself of that to prepare for this hearing,
 13 I can't help that.

14 THE CHAIR: Well, I do agree that--that--
 15 and I want to be understood. I mean, both of you
 16 are Representative Wright's counsel. It's
 17 Representative Wright that the obligation is owed
 18 to to turn over the evidence, not to a specific
 19 attorney, but to Representative Wright. You both
 20 have functioned as his counsel here today.

21 I assume that when documents are sent to
 22 Mr. Harris, that Mr. Harris will share them with
 23 Dr. Joyner, and vice versa, since you are his
 24 counsel across the board and certainly have

1 represented yourself in documents here and in the
 2 proceedings today.

3 PROF. JOYNER: Mr. Chair--

4 THE CHAIR: So I'm at a--I do agree with
 5 Mr. Hart on that point. Dr. Joyner?

6 PROF. JOYNER: Let me--let me--let me be
 7 clear. There are items included in these protocol
 8 for proceedings in terms of the discovery items
 9 that we have requested, and we're asking that those
 10 items be turned over, irrespective of what Colon
 11 Willoughby has provided. That has nothing to do
 12 with this. The--you know, Colon Willoughby is not
 13 responding to the protocol for the House Select
 14 Committee. We are asking for the documents that
 15 buttress the claims here, not that buttress the
 16 claims in--in criminal court.

17 THE CHAIR: Sure.

18 PROF. JOYNER: So those two things are
 19 different. And so we--we're not trying to confuse
 20 them or get them mixed up or play Chinese wall
 21 games or anything like that. We're--if the
 22 protocols say that we are entitled to receive it,
 23 whether it's duplicatous [phonetic] or not, we
 24 ought to receive it, and that's what we're asking

1 for.

2 THE CHAIR: Well, I--I understand. And
 3 again, I'm going to reiterate--the Chair
 4 understands that the--that the Rules--and I think,
 5 Mr. Hart, you understand that the Chair intends for
 6 the Rules to be explicitly complied with. But
 7 the--that--that compliance occurs when the
 8 documents, the witness list, the information, is
 9 disclosed to Representative Wright through his
 10 counsel. That is, the compliance is to
 11 Representative Wright.

12 So if those documents--and I've ordered
 13 from the beginning that they be--that things be
 14 sent--for example, e-mailing documents to both of
 15 you, so that there's not a--but if a set of
 16 documents is handed to you, one will assume if it
 17 is handed to you it is handed to Representative
 18 Wright, and that secondly, that information that
 19 you possess you possess as a team for
 20 Representative Wright. We can't do it any other
 21 way. You clearly both represent Representative
 22 Wright.

23 Nonetheless, in terms of the substance of
 24 what you're asking for, I don't disagree at all.

1 And I understand--and again, I'm going to ask if
 2 there's anything to rule on, but I understand that
 3 as to Number 1 and Number 2, those are tracking the
 4 Committee rules and the requirements that you get
 5 that information, regardless of whether you have it
 6 from another source. Any document, statement, or
 7 recorded evidence that this Committee's counsel
 8 intends to introduce, you need to be notified of,
 9 and will. Any exculpatory information that they
 10 possess, they have a duty to turn it over to you in
 11 that regard.

12 And Number 3, to the extent that they've
 13 interviewed anyone--and they've indicated they've
 14 not, so there's nothing at this point for me to
 15 rule on. And Number 4, as to the copy of every
 16 written or--statement--again, since there hasn't
 17 been any, there is again nothing to rule on, but
 18 again, to the extent it is information to be
 19 presented, it is a witness to be presented, or it
 20 is exculpatory, you are entitled to it. Your
 21 client is entitled to it. And my understanding is
 22 that that is the rules that Committee counsel
 23 understand to be operating under. Am I correct?

24 MR. HART: That's correct.

1 ourselves in a real mess here if--if we--if any of
 2 us assumed that something's been given by
 3 Mr. Willoughby when, in fact, it hasn't.

4 And so I'm--I--I don't know all the
 5 gentlemen, but they have excellent reputations. I
 6 know both of them do, and I'm not--I'm not looking
 7 for any intentional withholding, but I am looking
 8 for accidental withholding where they assume, just
 9 as Mr. Hart has said, that Mr. Willoughby had given
 10 it up. So I'd--I'd like the Chair to instruct both
 11 of the Special Counsel that should they run across
 12 things in preparing for this case, that fit these
 13 categories that they provide it and not assume that
 14 Mr. Willoughby has.

15 THE CHAIR: Well, and--and I think the
 16 instruction does exist that to the extent that you
 17 have information that meets the Committee rule
 18 requirements with regard to witnesses, documents,
 19 or exculpatory information that you view as
 20 exculpatory, regardless of whether the district
 21 attorney did, that that--that those all will be
 22 turned over consistent with the timeline. And I'm
 23 getting ready to set that timeline, as well, with
 24 those instructions. Okay.

1 THE CHAIR: All right. So again, is
 2 there anything--given that, is there anything I
 3 have to rule on or the Committee has to rule on
 4 today on Numbers 1 through 4?

5 MR. HARRIS: Mr. Chairman--

6 THE CHAIR: Mr. Harris?

7 MR. HARRIS: --there is this point.

8 I heard several times Mr. Hart say
 9 that--that he assumed that Mr. Willoughby had--had
 10 given me certain things. And the difficulty in
 11 that would--would come about if--if it turned out
 12 that he assumed that and Mr. Willoughby hadn't.

13 And so I think what we're looking for
 14 here is independent assurances from--from Mr. Hart
 15 and from Mr. Peters that if they have come across
 16 something that fits in these categories, that they
 17 will supply it, because by its very nature,
 18 different opinion--different attorneys have
 19 different opinions. And it may be that Mr. Hart
 20 will look at something or Mr. Peters will look at
 21 something and he'll say, "Oh, that fits thus-and-
 22 so," and maybe Mr. Willoughby didn't. And so--

23 THE CHAIR: I understand.

24 MR. HARRIS: It--it--I think we'd get

1 Now, as to Numbers--thank you. And as to
 2 Numbers 5, 6, and 7, I think those are materials
 3 that actually are better left to the Committee
 4 counsel. And I asked them to prepare responses for
 5 you, since they--we have that access at the General
 6 Assembly better than Mr. Peters and Mr. Hart. So
 7 I'm going to turn that response over to Mr. Reagan.

8 MR. REAGAN: Thank you, Mr. Chairman.
 9 Yes, at your request, we have put together a packet
 10 that we're prepared to give to Mr. Joyner and
 11 Mr. Harris today. As to Item Number 5, I would
 12 point out that there have been no rules of conduct
 13 adopted by either the General Assembly or the House
 14 or the Senate during the period of time 2001
 15 through 2007. And this transmittal memo that we've
 16 got prepared to go with this information today will
 17 say that for them.

18 As to requests Number 6 and 7, it's a
 19 fairly broad request, asking for any information
 20 that any individual legislator has been given with
 21 regards to ethics information. I would point out
 22 that those are covered--many of those
 23 communications may be covered by legislative
 24 confidentiality as it relates to individual

1 legislators, and we're not allowed to disclose that
2 information unless the individual legislator
3 themselves waives that or in the event that a court
4 orders us to turn that over.

5 But what we are provided--able to provide
6 to them today would be all public documents that we
7 may have been able to identify that we can give to
8 them with regards to those specific questions. And
9 I think we've got a list of approximately twenty-
10 four items that are documents that we're prepared
11 to turn over today. Most of these are typical
12 documents that we've given to legislators in the
13 past, that we give as part of the ethics training.
14 They include the ethical principles and guidelines
15 that have been adopted by the LEC and the redacted
16 versions of advisory opinions that have been handed
17 out over the years since 1975-76, up to those that
18 have been handed out through 2007.

19 Anyway, Mr. Chairman, that's the
20 information we're prepared to turn over today.

21 THE CHAIR: All right. And if you would
22 at this point, would you please pass out the packet
23 to Representative Wright and his counsel? And if
24 we--do we have copies?--excuse me? If we could go

1 Commission has just finished redaction and has
2 posted on their Web site those opinions they issued
3 last year, and including some that we adopted. So
4 those are on Web site and available to the extent
5 they're redacted.

6 But there are--most of the advisory
7 opinions issued this year are in the process of
8 being redacted. They haven't issued, and therefore
9 they're not guidance to anyone except that
10 individual legislator until we get to that point.

11 PROF. JOYNER: Is--is there any way to
12 list out the categories of those opinions over the
13 time frame that we're requesting them?

14 THE CHAIR: Representative Stam? I'm
15 sorry.

16 REP. STAM: Or would it violate anything
17 if I were to inquire whether any of them have
18 anything to do with anything remotely related to
19 what Representative Wright is allegedly accused of
20 doing?

21 THE CHAIR: Well, let's--let's just--
22 first let me ask the predicate question that
23 Dr. Joyner asked. Would it violate the
24 confidentiality provision to give Representative

1 ahead and--okay. Let's go ahead and do that and
2 get those handed out, and then what I'm going to
3 ask you to do for a minute is look at the response
4 and make sure that it--it is what you are seeking,
5 so that if there's anything else that isn't on
6 there, we can resolve that as--at least as fast as
7 we can.

8 (DISCUSSION OF RECORD)

9 THE CHAIR: And I know you obviously
10 can't sit and look through all that material now,
11 but if you'll just look at the transmittal letter
12 for a moment, and--and make sure that that's
13 getting at the generic items that you wanted, and--
14 and so that we haven't missed anything.

15 PROF. JOYNER: Mr. Chairman, I understand
16 that--from Attorney Walker that the individual
17 opinion or advisory explanations provided to
18 individual legislators is not included--are not
19 included here because of confidentiality.

20 THE CHAIR: And under the requirement of
21 statute, that's right. The advisory opinion only
22 goes back to that legislator. And until it's
23 redacted, it is not published. We are in the
24 process of redacting now. The State Ethics

1 Wright the generic category of what advisory
2 opinions were on? And I--I'm just asking that--

3 MR. REAGAN: No, I don't think it would.
4 I think we can go through those--we have not done
5 that, but we can certainly give him a list of those
6 seven or eight that are waiting for redaction right
7 now by title, 'cause I think the title of the
8 opinion at this point is not identifying any
9 particular person. And to the extent it does, we
10 can redact that or the particular subject matter.

11 THE CHAIR: Then that's ordered, and
12 we'll do that.

13 All right. Anything else that--that's--
14 that you have a question about assessment a result
15 of the--the list?

16 PROF. JOYNER: No, that's all.

17 THE CHAIR: Thank you. Then that--that
18 resolves--and I appreciate the staff's work on
19 that. That resolves Numbers 5, 6, and 7 of the
20 discovery request. That does resolve the
21 consideration of the discovery requests today.

22 The next thing that we need to take up
23 for a moment is the announcement of timeline in
24 preparation for the evidentiary hearing. Although

1 we're holding it--the lawyers will discuss a little
 2 bit afterwards some of the mechanics, but for
 3 public purposes, the date of the evidentiary
 4 hearing is scheduled--pending, again, being trumped
 5 by the--by the criminal proceeding, for March 3rd,
 6 and as needed, March 4th, 2008.

7 Based on that hearing date, under the
 8 Committee Rules, Mr. Hart, Mr. Peters, you've been
 9 asked to turn over to Representative Wright by
 10 tomorrow a list of all witnesses the Committee's
 11 Special Counsel will recommend that the Committee
 12 hear from, together with a summary of their
 13 expected testimony. Also, in accordance with the
 14 Rules, I'm directing that you--and I've already
 15 done that--that you provide Representative Wright a
 16 copy of all documents you plan to offer at the
 17 hearing no later than February 22nd.

18 In accordance, as well, with the Rules,
 19 Representative Wright, you have already received
 20 notice and are asked to turn over to the Committee
 21 no later than February 22nd the list of witnesses
 22 you would like to call to testify at the hearing.

23 In accordance with the Rules and statute,
 24 the Committee will then have to approve the

1 witnesses that will be called to testify. And I
 2 intend to do that--since we'll have to have another
 3 meeting--but I intend to do that by teleconference
 4 as opposed to having everybody have to reconvene
 5 here and interrupt schedules. So we'll try to make
 6 a convenient teleconference time, since that--that
 7 may be--I don't know, but hopefully will be a
 8 fairly formal matter to approve the witnesses. If
 9 we have a problem, we'll deal with it on the phone.

10 The names of all witnesses that need to
 11 be subpoenaed are to be turned over to the
 12 Committee by counsel no later than February 22nd.
 13 We have to do that to meet the requirements of law
 14 and particularly the requirement that any witness
 15 in the state's entitled to five days notice prior
 16 to being compelled to testify.

17 So those are the guidelines, and they're
 18 set out in the Rules, and they have already been
 19 sent to you both by--by notice earlier, no changes
 20 in any of that. All right.

21 PROF. JOYNER: Mr. Chairman?

22 THE CHAIR: Dr. Joyner.

23 PROF. JOYNER: We have--I would have a
 24 problem with that. In some--in some--some part,

1 our ability to identify and determine or decide on
 2 particular witnesses would have to be in response
 3 to the witnesses that the Committee lists as
 4 possible witnesses.

5 THE CHAIR: Uh-huh (yes).

6 PROF. JOYNER: Since we're not going to
 7 get that until sometime after the 22nd--

8 THE CHAIR: No, sir. No, sir. The
 9 witnesses--they must turn their witnesses over
 10 tomorrow to you. You don't have to identify your
 11 witnesses till ten days later, till the 22nd.

12 PROF. JOYNER: Okay. All right. All
 13 right. I misunderstood the Chair.

14 THE CHAIR: All right. With that, I'm
 15 going to ask the question with some trepidation:
 16 Is there any further business to come before the
 17 Committee from Mr. Harris or Dr. Joyner?

18 MR. HARRIS: No, not from me.

19 PROF. JOYNER: Mr. Chairman, I won't say
 20 anything else.

21 THE CHAIR: Thank you. The Chair
 22 appreciates that. Mr. Hart, Mr. Peters, anything
 23 further? Mr. Reagan?

24 MR. REAGAN: No, sir, Mr. Chairman.

1 You're good.

2 THE CHAIR: All right. Thank you. I
 3 appreciate everyone being here. This case was
 4 scheduled for March the 3rd. And thank you all
 5 very much. We're adjourned.

7 (WHEREUPON, THE PROCEEDINGS WERE CONCLUDED AT 4:56 P.M.)

STATE OF NORTH CAROLINA

-205-

A L S O I N A T T E N D A N C E

COUNTY OF WAKE

C E R T I F I C A T E

I, Katherine M. Becker, a Notary Public in and for the State of North Carolina, duly commissioned and authorized to administer oaths and to take and certify hearings, do hereby certify that these proceedings were held before me at the time and place aforesaid, that all parties were present as hereinbefore stated, and that the record as set forth in the preceding Pages 2 through 204 represents a true and accurate transcription of the proceedings, to the best of my ability and understanding.

IN WITNESS WHEREOF, I have hereto set my hand this the 14th day of February, 2008.

Notary Public
Notary Public No. 20023570191

My Commission Expires 12-29-2012

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Ms. Kory Goldsmith, Staff Attorney
Mr. Brad Krehely, Staff Attorney
Ms. Heather Fennell, Staff Attorney
Ms. Denise Huntley, Research Assistant
Ms. Amanda Smith, Research Assistant

Mr. William Hart, Counsel to the Committee
Mr. Alexander Peters, Counsel to the Committee



America's
FEB 25 2008
12:20pm

North Carolina House of Representatives

House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright

REPRESENTATIVE RICK GLAZIER, CHAIR
REPRESENTATIVE PAUL STAM, VICE-CHAIR
REPRESENTATIVE MARVIN LUCAS

REPRESENTATIVE BILL MCGEE
REPRESENTATIVE EDITH WARREN
REPRESENTATIVE LAURA WILEY

February 25, 2008

Rulings of the Chair on Representative Wright's Dispositive Motions

Representative Wright, by and through his legal counsel, filed and made various dispositive motions with the Committee in response to the Notice of Charges of Unethical Conduct by Representative Thomas E. Wright adopted by the Committee on January 9, 2008. Counsel for Representative Wright and Outside Legal Counsel for the Committee (Committee Counsel) were asked to and did file legal briefs with regard to most of the motions. Oral arguments on the motions were heard by the Chair and the Committee on February 11, 2008. After reviewing the briefs and hearing oral arguments, the Chair has ruled on all outstanding motions not otherwise consolidated or withdrawn by Representative Wright. This document sets out the Chair's findings, conclusions of law, and dispositions on all outstanding dispositive motions.

MOTION 1

MOTION TO DISMISS ALL COUNTS GENERALLY FOR LACK OF JURISDICTION

Findings

1. This matter is properly before the Chair and the Committee on motion by Representative Wright to dismiss all counts pending before the Committee generally for lack of jurisdiction. The issue has been expertly briefed by attorneys for both sides and argued orally. The motion is ripe for disposition.
2. The issue is whether the Committee has jurisdiction to consider disciplinary action against Representative Wright on the eight counts pending before the Committee.
3. Representative Wright's argues that no constitutional provision or statute allows the General Assembly to discipline or expel a member. He argues that no inherent power of the General Assembly exists, and no explicit statutory or constitutional authority is available to authorize the General Assembly to proceed or to provide a basis for jurisdiction to act.

4. Representative Wright argues an inherent power can only flow from an express power, and since there is no express grant of such authority in the North Carolina Constitution or exercised by the General Assembly, no inherent authority can exist. He argues that in the absence of legislation, this Committee and the House of Representatives is without authority to discipline him.
5. Committee Counsel argues that the North Carolina Constitution, unlike the United States Constitution, is a limitation on the General Assembly's authority, not a grant of that authority, and therefore no specific constitutional power needs to exist to allow the General Assembly to exercise those implied or inherent powers necessary and proper to govern under the Constitution or statutes of the State. Specifically, Committee Counsel argues there is no constitutional provision or statute limiting jurisdiction in this matter.
6. The inherent authority of legislative bodies to discipline their members requires a review of the historical practice of the English Parliament, the practice of the common law in the United States, and the practice of this State previously.
7. The House of Commons, under the English parliamentary practice, always had the exclusive right to control its own proceedings, including the power to discipline its members. Criminal conduct and noncriminal conduct warranted expulsion. See Bowman and Bowman, Article I, Section 5: Congress' Power to Expel, 29 Syracuse Law Review 1072, 1073-76 (1978). No statute defined the circumstances in which expulsion was appropriate, and Parliament enacted no rules defining the acts which warranted expulsion. "The only limit to the exercise of the power to expel was Parliament's discretion." Id. at 1075. Several hundred members of Parliament were expelled in a 200-year period between 1581 and 1781. Members were expelled when they had been convicted of a crime or when their actions were viewed as criminal by the House of Commons, and specifically in the areas of corruption in office or bribery. See the cases of John Trevor, 1621, John Hungerford, 1621, Edward Lord Howard, 1632, John Ashburnham, 1667, Robert Walpole, 1712, Adam Cardonell, 1712, Thomas Vernon, 1721, and Robert Sutton, 1732. In addition, members of Parliament were expelled for conduct which was private in nature and which merely reflected upon the member's character as a whole, including private torts and fraudulent business practices. See the cases of John Lord Barrington, 1723, and John Griffin, 1642. The scope of Parliament's power to expel its members was not confined by statute or rule. Parliament recognized no substantive limit on that power.
8. Colonial legislatures had broad discretion to expel members as had the English Parliament. The colonial legislatures expelled for whatever they considered misconduct of sufficiently grave proportions, including at least one hundred persons who were expelled from legislatures in the Continental colonies. See M. Clarke, Parliamentary Privilege in the American Colonies, pg. 195, note 58 (1943). As was true in England, the basis of expulsion was not defined by statute or rule, and in practice, the grounds for expulsion ranged from commission of a crime to religious

- preference. Colonial legislatures adopted the parliamentary view of the power to expel as a matter within the absolute discretion of the legislative body without regard to freedom of opinion. See 29 Syracuse Law Review at 1083-85.
9. The colonial legislatures also exercised the power to expel members even though the power was not enumerated in their charters. The charters of Massachusetts and Virginia, for example, contain no reference to the power to expel, yet the legislatures of those colonies freely and repeatedly expelled offending members. See 3 F. Thorpe, Federal and State Constitutions 1827 (1909).
 10. Furthermore, the Framers of the U.S. Constitution clearly "accepted the traditional assumption of Parliament and the colonial legislatures that a legislature's inherent power to expel its own is wholly discretionary and that the determination of what conduct justifies imposition of this severe sanction is to be made by the legislature itself." 29 Syracuse Law Review at 1090. See also T. Cooley, The General Principles of Constitutional Law 55 (4th ed. 1931); McLaughlin, Congressional Self-Discipline: The Power to Expel, to Exclude and to Punish, 41 Fordham Law Review 43 (1972).
 11. The U.S. Congress has held that criminal conduct that has not yet led to conviction did not preclude expulsion or disciplinary action. Congress has assumed that the power to expel is not limited to punishing misconduct in office, and Congress has proceeded in a number of instances to discipline and censure members under the United States Constitution and its statutory powers. 29 Syracuse Law Review at 1100-1101.
 12. The practice in states that do not have a constitutional provision providing for disciplinary action for their members and do not have a two-thirds voting provision has been to discipline their members, including recently, censure in Hawaii in 1989 of a member, and in 1983, the resignation of a member in the State of New York following committee recommendations for disciplinary proceedings.
 13. In the most recent case available, Gray v. Gienapp, 727 NW 2d 808 (2007) from the South Dakota Supreme Court, a state senator, who was facing disciplinary proceedings in the State applied for a writ of prohibition seeking to order the Senate to refrain from holding any hearings and disciplining the senator regarding alleged sexual misconduct with a Senate page. The Supreme Court of South Dakota declared, consistent with the exact argument made by Committee Counsel, that "[t]he South Dakota Constitution, unlike the Constitution of the United States, does not constitute a grant of a legislative power. Instead, our Constitution is but a limitation upon the legislative power, and the legislature may exercise that power in any manner not expressly or inferentially proscribed by the federal or state Constitutions. Thus, except as limited by the state or federal Constitutions, the legislative power of the state legislature is unlimited. What the representatives of the people have not been forbidden to do by the organic law, they may do." Gray, 727 SW 2nd at 813. In that case, the Supreme Court held the trial court had no jurisdiction to halt the legislative disciplinary process or any authority to preclude disclosure of that process.

14. In North Carolina there have been a number of members expelled from the House and the Senate. They are listed in the brief of Committee Counsel and include James Carter, 1757, Francis Brown, 1758, Hermon Husband, 1770, William Gilbert, 1779, Edward Clay, 1784, Henry Montfort, 1786, John Bonds, 1787, John Roberts, 1816, Robert Porter, 1835, and importantly, J. William Thorne, 1875, and a censure that occurred followed by expulsion of Josiah Turner in 1880, both following ratification of the 1868 Constitution.
15. In 1996, the North Carolina House of Representatives determined it had the capacity and jurisdiction to discipline one of its members when it censured Representative Ken Miller.
16. North Carolina practice makes clear the General Assembly has always considered, under any of our constitutions enacted, that the power exists for the House and the Senate to discipline its respective members, including the right to expel a legislator.
17. Decisions of the North Carolina Supreme Court establish “[a]n act of the General Assembly is legal unless the Constitution contains a prohibition against it.” Plemmer v. Matthewson, 281 N.C. 722, 726, 190 SE 2d 207 (1972). See also In re Spivey, 345 N.C. 404, 413, 480 SE 2d 693, 698 (1997). This is consistent with Article I, Section 2 of the North Carolina Constitution which provides, in pertinent part, “[a]ll political power is vested in and derived from the people....”
18. Similarly, courts in other states have held that legislative bodies have implied and inherent authority to investigate and discipline members. E.g., French v. Senate, 146 Cal. 604, 606, 80 P2d 1031, 1032 (1905) and Hiss v. Bartlett, 69 Mass. 468, 473, 3 Gray 468, 473 (1855). See also Justice Joseph Story, Commentaries on the Constitution of the United States, Vol. II, Section 835 (1833); Cushing, The Law and Practice of Legislative Assemblies, Section 625, pages 250-51 (1874) (“[t]he power to expel a member is naturally and even necessarily incidental to all aggregate, and especially all legislative bodies; which without such power, could not exist honorably, and fulfill the object of their creation”).
19. The General Assembly further acknowledged its inherent power to discipline its members in the enactment of Article 14 of Chapter 120 of the General Statutes, the Legislative Ethics Act, wherein G.S. 120-103.1(m), in spelling out the investigative authority of the Legislative Ethics Committee, the General Assembly specifically said “[a]ny action or lack of action by the Committee under this section shall not limit the right of each house of the General Assembly to discipline or expel its members.” Clearly the legislature understood when it first enacted the Legislative Ethics Act in 1975 that the right to discipline or expel its members was part of the process that existed under the law of the State of North Carolina. Moreover, G.S. 120-103.1(m) provides a statutory basis for allowing each house of the General Assembly to discipline or expel its members.

Conclusions of Law

1. An inherit power exists for the legislature to do all things that are reasonably necessary for the proper administration of justice.
2. Legislative bodies have the inherent authority to investigate and discipline their members, similar to the holdings in California, Massachusetts and South Dakota, decisions of Parliament, colonial legislatures, and as evidenced by the practice of the General Assembly and the passage of the Legislative Ethics Act.
3. The North Carolina House of Representatives has the inherent authority to investigate and discipline, including the right to expel from the body, one of its members for unethical, criminal or corrupt behavior.
4. Neither the North Carolina Constitution nor state statutes limit the authority of the House of Representatives to discipline its members consistent with the constitutional rights to due process.
5. G.S, 120-103.1(m) provides a statutory basis for allowing each house of the General Assembly to discipline or expel its members.

Disposition

Motion 1 to dismiss all counts generally for lack of jurisdiction is DENIED.

MOTION 2

MOTION TO DISMISS ALL COUNTS AS BARRED BY THE STATUTE OF LIMITATIONS, LACHES, AND THE DUE PROCESS PROHIBITION AGAINST THIS GENERAL ASSEMBLY INVESTIGATING AND ACTING ON CONDUCT THAT OCCURRED IN A PRIOR GENERAL ASSEMBLY

Findings

1. This matter is properly before the Chair and the Committee on three separate, yet intertwined motions by Representative Wright to dismiss all counts pending before the Committee generally on grounds the statute of limitations has run, the doctrine of laches precludes these proceedings, and the General Assembly is not constitutionally empowered to investigate, prosecute, and discipline a legislator for conduct committed while a member of a previous General Assembly. The issue has been expertly briefed by attorneys for both sides and argued orally. The motion is ripe for disposition.
2. The issue is whether the counts before the Committee are barred by the statute of limitation, laches, or constitutional grounds, and would therefore deprive the Committee or the House of Representatives of any jurisdiction to proceed.
3. Representative Wright argues that the General Assembly may not look back to conduct committed by a member during a previous General Assembly. He relies primarily on the Supreme Court's decision in Powell v. McCormack, 395 U.S. 486 (1969).

4. Committee Counsel argues that no State or federal statute of limitations applies that bars proceeding, that the doctrine of laches is not available as an equitable doctrine in this case, and that Powell is fully distinguishable and does not bar or control these proceedings.
5. Adam Clayton Powell had been regularly elected as a congressman from New York's 18th Congressional District and had been Chairman of the House Committee on Education and Labor. Powell, 395 U.S. at 495. Powell completed his service to the 89th Congress and was returning to be sworn for the 90th Congress following his re-election. Id. at 490. During the 89th Congress, claims arose regarding illegal salary payments to his wife and inappropriate use of congressional funds for travel by Powell's staff. Id. Based upon that alleged conduct, hearings were conducted in the 89th Congress to expel Powell, but they were not completed. Subsequently, there was an effort within the 90th Congress to prevent Powell from being sworn in. Id. at 491. That exclusion by the U.S. House of Representatives gave rise to the action in federal court that was then decided by the United States Supreme Court. Id. at 493.
6. Powell is distinguishable from this case for at least four reasons; first, it solely dealt with the issue of exclusion of a member in a subsequent session, not expulsion of a member in the present session in which the investigation arose, which is the issue in this case. Second, Powell dealt with an interpretation of the United States Constitution regarding Congress and congressional rules. It did not attempt to apply federal constitutional principles to state legislatures to interpret state law and state constitutional provisions. Third, the discussion in Powell regarding whether Congress' expulsion powers extend to conduct committed by a member during previous sessions interpreted authority granted under the rules of the United States House of Representatives, not state law or federal constitutional principles to be applied to state law, and was dicta in that the Court did not have to address that issue because the action before the Court was one of exclusion and not expulsion. Fourth, the conduct that is the subject of this Committee's investigation was not made public on any of the counts until after Representative Wright's re-election in 2006. Therefore, the first action that could be taken would have been by this General Assembly and action has been promptly taken in this session.
7. The electorate in Representative Wright's district has not had an opportunity to determine how it views the facts that are the subject of the alleged misconduct. Adam Clayton Powell's constituents knew of his misconduct and re-elected him. Representative Wright is not in that same position at this time. Therefore, Powell is fully distinguishable.
8. Many of the claims alleged in the counts are ones that have a continuing duty, such as a continuing duty to report campaign contributions and a continuing duty to correct erroneous campaign reports. If it is found by clear and convincing evidence that there has been a pattern-and-practice of not reporting campaign contributions, the failure to properly report would constitute continuing misconduct.
9. Count 1 alleges an active attempt to conduct a transaction where there was an understanding from the beginning that the money being sought was not legally available, would be going to an organization that did not

- have legal viability, would be used for a purpose that it was not intended to be used, and was being solicited from a State official who had no authority to issue the letter.
10. For purposes of motions, the allegations found at the probable cause hearing are assumed to be true. Those allegations suggest that the conduct would constitute fraud and is conduct that, even with reasonable diligence, would not have been known sooner by this House of Representatives.
 11. No statute of limitations has been cited nor argued by Representative Wright and the Chair finds none exist under the North Carolina Constitution or statute which would bar this proceeding.
 12. The doctrine of laches is an equitable defense that precludes an action if a party is meaningfully prejudiced from defending against the action because of the significant passage of time. The goal of the doctrine is to discourage stale claims.
 13. Representative Wright has not shown that he has been prejudiced by any lost witness, lost document, expired witness, or faded memory.
 14. Disciplinary actions have occurred in a number of states, and previously in North Carolina, against legislators for acts committed during prior sessions or before taking office. E.g., Alzo Riddick (reprimand by Florida House in 1997 for 6 years of violations of financial disclosure laws); Frederick Lippman (admonishment by Florida House in 1991 for failure to supervise staff of a committee, violating statute prohibiting outside employment of a full time staff, and improper behavior with a House staff member from 1983-86); Arnold Ragas (reprimand by Georgia House in 2000 for 4 years of failure to file mandatory campaign finance reports indicating personal wealth and campaign contributions and ignoring fines by the State Ethics Committee); Monte Gerald (expelled from Michigan House in 1978 for embezzling funds from a legal client before becoming a legislator); Speaker Gene Chandler (censured by the New Hampshire House in 2005 for 7 years of soliciting gifts from individuals with business before the legislature, using public position to obtain gifts, and failing to report gifts); Benjamin McCulloch (expelled from North Carolina Senate in 1786 for previous fraud in disbursement of army accounts); John Roberts (expelled from North Carolina Senate in 1816 for forgery and fraud committed during the War of 1812).

Conclusions of Law

1. Statutes of limitations are statutory creations that superimpose a time limit on the privilege to litigate or act. Representative Wright has not identified in his brief or oral argument any statute of limitations under the State or federal Constitution or State law that bars this action, and the Chair concludes none exist that would prohibit this action.
2. The doctrine of laches is an affirmative defense in the civil law that bars proceeding if an unreasonable delay in prosecuting a claim unduly prejudices the opposing party in the case. See generally Larsen v. Sedberry, 54 N.C. App. 166, 167 (1968).

3. The moving party always has the burden to establish that laches exists.
4. Laches is a doctrine that mandates balancing of equitable circumstances and requires that the asserter of the doctrine come to the doctrine with clean hands.
5. Laches requires that the party asserting the doctrine show that the party is prejudiced in that witnesses no longer exist, memories have faded, documents are lost, or the party is unable to fairly defend himself or herself against the claim.
6. The doctrine of laches is not applicable to this matter since Representative Wright has not argued or proven prejudice.
7. In addition, allegations of fraud and a failure to disclose contributions as required by law, would bar as an equitable matter the doctrine of laches, particularly where there is no evidence of prejudice.
8. If conduct by a member in a prior General Assembly is known, not concealed, and with reasonable diligence could and should have been found, there may exist potential constitutional issues in a subsequent General Assembly going back and taking action on that conduct.
9. However, in a case where conduct is concealed or not disclosed when the law required full disclosure, and that is the genesis of the crime or the charge, then neither the federal nor State Constitution would prohibit this General Assembly from acting once it has made efforts with reasonable diligence to know and to proceed promptly. This patently is the case before the Committee.
10. Finally, Powell is fully distinguishable from this action on the grounds set forth above.

Disposition

Motion 2 to dismiss all counts on grounds that the statute of limitations has run, laches, and this General Assembly is not constitutionally empowered to investigate, prosecute, and discipline a legislator for conduct committed while a member of a previous General Assembly is DENIED.

MOTION 4

MOTION TO DISMISS COUNT 1 AS NOT ALLEGING CRIMINAL OR UNETHICAL CONDUCT

Findings

1. This matter is properly before the Chair and the Committee on motion by Representative Wright to dismiss Count 1 as not alleging criminal or unethical conduct. The issue has been expertly briefed by attorneys for both sides and argued orally. The motion is ripe for disposition.
2. Representative Wright argues that the allegations in Count 1 and Count 2 overlap and are duplicative. Count 1 charges Representative Wright acted unethically by requesting a false letter from a State employee to assist Representative Wright obtaining a private bank loan for an alleged

community foundation in Wilmington. Count 2 alleges use of the letter by Representative Wright to obtain the loan from the bank for one hundred fifty thousand dollars (\$150,000), which was then converted to personal use and not for the Community Health Foundation. Representative Wright argues that a letter sought by a representative which contains untruthful information from a state employee, even if known to be false by the legislator, may not constitute a criminal violation or unethical conduct. Representative Wright also argues that Counts 1 and 2 should be merged into a single count.

3. Committee Counsel does not argue that Count 1 alleges a crime, but instead alleges unethical conduct in that Representative Wright improperly solicited a letter falsely stating that a State agency would commit one hundred and fifty thousand dollars (\$150,000) to a project knowing that the letter contained false information in that the State agency director had informed Representative Wright it had no jurisdictional basis to commit the funds nor any funds to so commit.
4. Count 1 alleges the fraudulent solicitation of the letter from DHHS, while Count 2, which is criminal in nature, alleges that the letter was then used to obtain a loan by false pretenses. Counts 1 and 2 allege two entirely separate and distinct acts, in that Count 2 did not have to occur as a result of Count 1, but that independently the letter was then allegedly used to obtain the one hundred and fifty thousand dollars (\$150,000) from the bank. The counts as written do not overlap and are not duplicative.
5. Count 1, if proven by clear and convincing evidence, would constitute unethical and fraudulent conduct. Count 2, if proven, constitutes an independent unethical act - obtaining property by false pretenses from the bank. No factual or legal basis exists to merge the counts.

Conclusions of Law

1. Counts 1 and 2 each allege independent acts, stand on their own merits independently, and are not duplicative.

Disposition

Motion 4 to dismiss Count 1 as not alleging criminal or unethical conduct, is DENIED.

MOTION 5

MOTION TO DISMISS COUNT 7, AS AMENDED, AS VAGUE, OVERBROAD, AND A VIOLATION OF DUE PROCESS OF LAW AND THE STATE CONSTITUTION

Findings

1. This matter is properly before the Chair and the Committee on motion by Representative Wright to dismiss Count 7 as vague, overbroad, and a violation of due process of law and the North Carolina Constitution. The issue has been expertly briefed by attorneys for both sides and argued orally. The motion is ripe for disposition.
2. In response to Representative Wright's original motion, the Committee amended Count 7 to identify the specific campaign contributions that were allegedly not reported properly. The parties were asked to argue the motion in light of the amended Count.
3. The issue is (1) whether Count 7, as originally drafted, was vague, overbroad, and provided insufficient notice to Representative Wright regarding what he allegedly violated and (2) that once Count 7 was amended to include approximately 395 specific allegations of a failure to report, as set forth in Exhibit 9 at the probable-cause hearing, that the amended count created an exceptional burden on the defense to investigate 395 specific, independent violations for which there was no significant prior notice.
4. Representative Wright argues that Count 7, as amended, creates an impossible burden because it requires him to defend against 395 specific items for which he just received notice.
5. Committee Counsel argues that although Representative Wright and his counsel were not present at the January 9, 2008 probable-cause hearing, they were invited to attend and received all materials that were presented, including Exhibit 9. Committee Counsel also contends that Exhibit 9 was provided to Representative Wright in discovery by the district attorney prosecuting the pending criminal charges against Representative Wright as that document is the subject of one of the indictments that has been pending against Representative Wright for some substantial period of time. Finally, Committee Counsel argues that even if one of the 395 contributions was unreported, it would meet the language of Count 7.
6. As to the issue of vagueness, that issue was resolved by the amendment to Count 7, which now specifically limits that Count and the evidence related to it to the matters alleged with specificity and particularity in Exhibit 9. Exhibit 9 contains the last name and first name of the alleged contributor, the bank account where the contribution was found, the amount of the check, the deposit date of the check, and the date it should have been reported but allegedly did not appear as a reported contribution by Representative Wright.
7. As to the issue of notice, Exhibit 9 contains information fully available for many months to Representative Wright. Representative Wright could

have accessed this information by simply looking at his personal and campaign accounts and the campaign contribution reports he filed. There is no independent evidence contained in the Count or in Exhibit 9. Exhibit 9 is a work product that should make it easier, rather than more difficult, to defend against the allegations.

8. The information contained in Exhibit 9 in its pure form was available from the Board of Elections hearings process which Representative Wright was able to attend in May of 2007.
9. The information contained in Exhibit 9 was presented in an open hearing on January 9, 2008. Representative Wright and his counsel were invited to the hearing, but chose not to attend. In addition, Counsel to Representative Wright was informed that they would be given copies of all of the material introduced at the January 9th probable cause hearing.
10. On January 14, 2008, at 3:38 P.M., an e-mail was sent to Representative Wright at his legislative email address, and his legal counsel, Irving Joyner at ijoyner@nccu.edu, and Douglas Harris at dharris@triad.rr.com. This email indicated that Committee staff did not have electronic access to Exhibits 1-11. However, hard copies of these exhibits, along with hard copies of all the other materials distributed at the probable cause hearing, were mailed to Representative Wright, Dr. Joyner, and Mr. Harris on the afternoon of January 14, 2008.
11. The information contained in Exhibit 9 and in Count 7 is the subject of a criminal count in the Wake County Superior Court for which Representative Wright stands trial. Count 7 almost identically mirrors the criminal count, and therefore, the information is not new information to Representative Wright and his counsel, since that information would have been contained within the discovery disclosed by the district attorney's office.
12. There should be no confusion over what the one hundred and eighty-five thousand dollars (\$185,000) refers to in the Count and to which checks it applies. Any argument to the contrary is simply not credible.
13. Committee Counsel's argument that even if one of the 395 contributions was unreported, it would meet the language of Count 7 is not consistent with the language in the Count. The Committee drafted Count 7 in an effort to be totally consistent with due process of law for Representative Wright and to not engage in a parsing of single counts. Count 7 specifically says that the Count is violated only if Representative Wright did improperly, fraudulently, and unethically engage in a "pattern of conduct." A "pattern of conduct" suggests that there must be a showing of continuity and pervasiveness.

Conclusions of Law

1. The amended count is not vague and is not overbroad. To the contrary, the count is now concise, particularized, and methodical in its presentation of information on each alleged unreported contribution. It does not violate due process of law or any State constitutional provision.

2. Proceeding on Court 7 as amended does not violate due process or the State Constitution because Representative Wright had adequate notice of the information contained in Exhibit 9, now incorporated into Court 7.

Disposition

Motion 5 to dismiss Count 7, as amended, as vague, overbroad, and a violation of due process of law and the State Constitution is DENIED.

MOTION 7

MOTION TO DISMISS COUNTS 3, 4, 5, 6 AND 7 FOR LACK OF JURISDICTION ON GROUNDS THE CONDUCT ALLEGED WAS NOT COMMITTED IN REPRESENTATIVE WRIGHT'S LAWMAKING CAPACITY

Findings

1. This matter is properly before the Chair and the Committee on motion by Representative Wright to dismiss Counts 3, 4, 5, 6 and 7 for lack of jurisdiction on grounds the conduct alleged was not committed in Representative Wright's lawmaking capacity. The issue has been expertly briefed by attorneys on both sides and argued orally. The motion is now ripe for disposition.
2. Representative Wright argues that Counts 3, 4, 5, 6, and 7 involve conduct by Representative Wright in his work with the Community Health Foundation in Wilmington and not directly in his lawmaking capacity. Representative Wright argues that these counts exceed the scope of the Committee's jurisdiction.
3. Committee Counsel argues that the Committee has the inherent authority to investigate alleged misconduct by a legislator regardless of whether the misconduct occurred in the legislator's official capacity.
4. Based on precedents established by the English Parliament, in the American colonies, in Congress, as well as in other states, in every jurisdiction that has engaged in any discussion of the issue of legislative misconduct, legislators have been disciplined by legislatures for private misconduct, fraud, corruption and criminal misconduct unrelated to their office. Legislative discipline is not limited to actions committed in the lawmaking capacity. See cases collected in 29 Syracuse Law Review 1071 (1978) and the dozens of cases collated by staff counsel Kory Goldsmith, particularly from the states of Alabama, Arkansas, Delaware, Florida, Georgia, Hawaii, Maryland, Massachusetts, Michigan, Minnesota, New Hampshire, New Mexico, Pennsylvania, Tennessee and Utah that were disclosed to the Committee and counsel showing disciplinary actions, including expulsion, for the categories of misconduct set forth above. A copy of the Goldsmith charts are incorporated by reference to this ruling and attached to these final rulings as Exhibit A.

Conclusions of Law

1. The House of Representatives can discipline a member of the body for conduct unrelated to the member's office or position.

Disposition

Motion 7 to dismiss counts 3, 4, 5, 6 and 7 for lack of jurisdiction on grounds the conduct alleged was not committed in Representative Wright's lawmaking capacity is DENIED.

MOTION 8

MOTION TO DISMISS ALL COUNTS ON GROUNDS THAT THE COMMITTEE AND ITS ACTIONS GENERALLY VIOLATE DUE PROCESS AND EQUAL PROTECTION

Findings

1. This matter is properly before the Chair and the Committee on motion by Representative Wright to dismiss all counts on grounds that the Committee and its actions generally violate due process and equal protection. The issue has been expertly briefed by attorneys for both sides and argued orally. The motion is ripe for disposition.
2. The issue is whether the Committee should dismiss all counts on grounds that Rules 14 and 15 of the rules of the Committee violate due process of law.
3. Representative Wright argues that Rules 14 and 15 impermissibly require him to prove his innocence by a preponderance of the evidence.
4. Committee Counsel argues that Rules 14 and 15 do not shift the burden to Representative Wright or force him to prove his innocence by a preponderance of the evidence. Committee Counsel contends that Rules 14 and 15 simply create a third possible disposition allowing Representative Wright to be exonerated of the charges. The three possible dispositions are: (1) the Committee fails to find the alleged violations are established by clear and convincing evidence, (2) the Committee finds the alleged violations are established by clear and convincing evidence, or (3) the Committee finds by a preponderance of the evidence that the accused legislator should be exonerated of the charges.
5. Rule 14 of the Committee's rules, entitled "**Division of Issues**" states: "After hearing evidence on the substantive issues of the alleged unethical or unlawful conduct by the accused legislator, the Committee shall address the following issues: (1) Whether, by clear and convincing evidence, one or more of the charges against the accused legislator is true; (2) If so, what action will be taken by the Committee; (3) Whether by the preponderance of the evidence, the accused legislator should be exonerated of the charges."

6. Rule 15 of the Committee's rules, entitled "**Disposition of Cases**" states in part: "When the Committee has concluded its inquiries into alleged violations, the Committee, by majority vote of those present and voting, shall do one of the following: If the Committee fails to find the alleged violations are established by clear and convincing evidence, the Committee shall report this to the House of Representatives and the accused legislator." It further states, "If the Committee finds by a preponderance of the evidence that the accused legislator should be exonerated of the charges, the chair shall transmit the finding in writing to the accused legislator and the House of Representatives." Finally, Rule 15 provides that if the Committee finds that the alleged violations are established by clear and convincing evidence, the Committee shall do one or both of the following: (1) refer possible criminal violations to the Attorney General for investigation and to the district attorney for possible prosecution or (2) refer the matter to the House of Representatives for appropriate actions, which may include admonishment, censure, or expulsion.

Conclusions of Law

1. Committee Counsel, at the direction of the Chair, has the burden of proving to the Committee clear and convincing evidence exists that an accused legislator has committed any unlawful or unethical conduct.
2. The Rules of the Committee place no burden of proof on an accused legislator to prove the legislator's innocence.
3. There is no shifting of the burden of proof to Representative Wright and, therefore, no violation of due process of law.
4. The rules provide that the accused legislator may be fully exonerated in addition to simply being found not guilty of a charge because the Committee Counsel failed to meet their burden of proof. This option provides an additional and substantive protection for Representative Wright.

Disposition

Motion 8 to dismiss all counts on grounds that the creation of the Committee and its actions generally violate due process of law and equal protection is **DENIED**.

MOTION 12

MOTION TO CONTINUE OR HOLD IN ABEYANCE ANY HEARING ON THIS MATTER WHERE THE FAILURE TO DO SO WOULD POSSIBLY PREJUDICE REPRESENTATIVE WRIGHT'S RIGHTS TO A FAIR CRIMINAL TRIAL AND PREJUDICE THE POSSIBLE JURY POOL

Findings

1. This matter is properly before the Chair and the Committee on motion by Representative Wright to continue or hold in abeyance any hearing on this matter where the failure to do so would possibly prejudice Representative Wright's rights to a fair criminal trial and prejudice the possible jury pool. The issue has not been briefed but has been argued orally. The motion is ripe for disposition.
2. The criminal trial on the six felony counts pending against Representative Wright is scheduled to be heard in Wake County Superior Court beginning on March 3, 2008.
3. A hearing on pending motions in the criminal proceedings against Representative Wright is scheduled in Wake County Superior Court before Judge Hight on February 25, 2008. Included in Representative Wright's motions is a motion to continue the criminal trial to a later date due to the large volume of evidence in the case.
4. The rights at issue in the House ethics proceeding are complex. There are the rights of Representative Wright to a fair hearing and full due process of law in both this proceeding and the criminal proceeding. There is the significant interest of the public to an assurance that all of the legislators in the House and the Senate are conducting the affairs of their offices and their time in office in an ethical manner. The perception of the public that any legislator, or a group of legislators, may be unethical can very quickly destroy the confidence of the public in the institution of government. That is a substantial right at issue in any ethics proceeding.
5. Another interest is the interest of the constituents in Representative Wright's district to have a representative who does not have pending ongoing ethics charges, of which there is a question of whether or not the representative committed any ethical violation, so that the constituents can have the full effort of that legislator to represent that district.
6. This ethics proceeding has moved at a very deliberate pace to protect the rights of all involved, and most particularly and supremely, those of Representative Wright. The ethics proceedings began in the Legislative Ethics Committee. The Legislative Ethics Committee withheld any action in the ethics case for a number of months to allow the criminal investigation and prosecution to make its determination of whether to proceed. The Legislative Ethics Committee determined there were grounds to refer this matter to the House of Representatives for disciplinary considerations and to withhold judgment on one count over which it retained jurisdiction. This matter came to the House, and the Speaker appointed this Committee in December, 2007. The Committee

- met to establish its rules on December 18, 2007, and a probable cause hearing was held on January 9, 2008. Representative Wright was provided a detailed list of the charges against him and a full opportunity to file a written response and prepare for any evidentiary hearing. The rules that have been established by the Committee detail a reasonable time frame for the exchange of witnesses, the exchange of a summary of their testimony, the exchange of documents, the subpoenaing of witnesses, and the time to prepare for any hearing. At the hearing, Representative Wright is assured the right to testify, present evidence, cross examine any witnesses against him and fully defend the charges. Those rules are consistent with or more generous in every respect than nearly every set of state ethics rules that were identified in the United States.
7. No evidence has been presented to this Committee beyond argument, pure conjecture, and speculation that any holding by this body would in any way affect the criminal trial.
 8. Granting this motion at this time, in a vacuum, not knowing if the criminal case will be heard on March 3, 2008, would support an absurd result. Because this matter was first brought to the attention of the State Board of Elections almost a year ago and has been pending in multiple forums for the better part of that year, to grant this motion at this time supports a perverse policy that the more egregious the alleged misconduct and the more the conduct verges on criminal conduct, the more control the accused legislator has over the ethics process and its timing. If there were no criminal charges pending, there would be no argument that the House could proceed to its ethics hearing. To allow the mere existence of pending criminal charges to delay the ethics proceedings would foster a policy that would be as unsound in practice as it would be unwise and unnecessary.

Conclusions of Law

1. Protections from the adverse effects of pretrial publicity in Representative Wright's criminal case can be addressed as they are in any other case with publicity by a change of venue, curative or limiting jury instructions, individual *voir dire*, or by continuation of the trial date.
2. Representative Wright has not shown that these alternatives would be ineffectual and there has been no showing of likely prejudice to trigger any of these possible remedies.
3. The Committee must consider the rights of Representative Wright to a fair trial and a fair hearing in this jurisdiction, the rights of the institution, the rights of the public, and the rights of the constituents in Representative Wright's district as detailed above.
4. On balance, these rights strongly militate in favor of the March 3 hearing date or, if the criminal trial occurs that week, conduct of the ethics hearing the week thereafter.

Disposition

Motion 12 to continue or hold in abeyance any hearing on this matter where the failure to do so would possibly prejudice Representative Wright's rights to a fair criminal trial and prejudice the possible jury pool is denied in part and granted in part as follows:

1. If the criminal case pending against Representative Wright is in trial or for plea on March 3, 2008, this motion will be granted to the extent that this matter will be continued on a week-to-week basis, to be rescheduled on Monday, March 10, 2008, and again, if the matter is still in trial or in plea on that date, continued to the following Monday, March 17, 2008.
2. If the criminal trial is continued or does not take place on March 3, 2008, the evidentiary hearing will be held as scheduled beginning March 3, 2008 at 11 a.m.

MOTION 13

MOTION TO REQUEST THE HOUSE APPOINT A DIFFERENT FACT-FINDING COMMITTEE OR, IN THE ALTERNATIVE, THAT REPRESENTATIVE WRIGHT BE ABLE TO PRESENT HIS CASE BEFORE THE FULL HOUSE OF REPRESENTATIVES

Findings

1. This matter is properly before the Chair and the Committee on motion by Representative Wright to request the House appoint a different fact-finding committee, or in the alternative, that Representative Wright be allowed to present his case before the full House of Representatives. The issue was raised orally at the hearing on February 11, 2008. This issue has not been briefed by the parties, but has been argued orally. The motion is ripe for disposition.
2. The role of this Committee, as set out in its authorization, the statutes, and the rules adopted by the Committee, is a fact-finding and investigative role that has multiple levels of fact-finding to protect Representative Wright. First, the Committee must determine if probable cause exists to ensure that no charge proceeds past a mere accusation if there is not probable cause. Second, once probable cause is determined, the Committee must conduct an evidentiary hearing to look at all of the evidence, much of which is not necessarily presented at the probable cause hearing.
3. The full transcript of the Committee's proceedings, all of the evidence presented before the Committee, all documents offered into evidence, and all findings and recommendations by the Committee adverse in any manner to Representative Wright will go to the full House of Representatives for its consideration.
4. This process mirrors the Judicial Standards Commission and was created to effectively mirror the Judicial Standards Commission process, which acts in exactly the same role on its recommendation to the North Carolina Supreme Court.

5. No evidence has been presented, and Representative Wright's counsel concedes that he has no evidence to show, that any member of the Committee is biased, prejudiced, or otherwise substantially impaired in their ability to fairly hear the evidence in this matter, other than the fact that Committee members have already heard some evidence of probable cause, and formed the probable cause opinion at that stage of the proceedings.
6. This process of the Committee fact-finding mirrors the process of at least forty other states and the United States Congress. Representative Wright has not presented evidence showing that other states created new fact-finding committees simply because the original committee found probable cause before the final evidentiary determination.

Conclusions of Law

1. The House sits in judgment of the qualifications of its members and as such sits as the ultimate judge and jury in this matter.
2. The Committee is a duly authorized committee of the House of Representatives appointed by the Speaker of the House. The Committee is duly authorized under statute and is authorized to conduct an investigation into the conduct of Representative Wright and to report to the House of Representatives its findings and recommendations.
3. The authority of the Committee is limited to making findings and recommendations.
4. Hearing evidence sufficient to find probable cause of unethical conduct is insufficient to create a substantial impairment of Committee members and, in and of itself, will not prevent the Committee from conducting a fair hearing of sworn testimony that will serve as a basis for making a determination of whether there exists convinced by clear and convincing evidence that unethical conduct was committed by Representative Wright.

Disposition

Motion 13 to request the House appoint a different fact-finding committee or, in the alternative, that Representative Wright be allowed to present his case before the full House of Representatives is DENIED. Notwithstanding the denial of the motion, it is directed that a copy of this finding be referred to the Speaker for his consideration as to whether to act independently on the motion.

Issued this the 25th day of February, 2008.

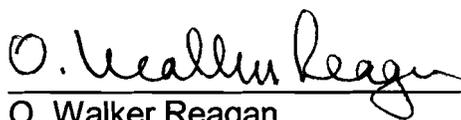


Representative Rick Glazier, Chair
House Select Committee to Investigate Alleged Misconduct and Other Matters
Included in Indictments against Representative Thomas E. Wright

CERTIFICATE OF SERVICE

The Attorney whose signature appears below certifies that a copy of the attached Rulings of the Chair on Representative Wright's Dispositive Motions was duly served upon Representative Thomas E. Wright, and his attorneys, Irving Joyner and Douglas Harris, by depositing a copy of same in the United States mail, first class postage prepaid and addressed to Representative Thomas E. Wright, 322 S. 17th Street, Wilmington, NC 28401, Irving Joyner, Attorney at Law, P.O. Box 374, Cary, NC 27512-0374, and Douglas Harris, Attorney at Law, 1698 Natchez Trace, Greensboro, NC 27455.

This the 25th day of February, 2008.



O. Walker Reagan
Committee Co-counsel
300 N. Salisbury Street, Suite 200
Raleigh, NC 27603

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10:35 AM

STATE OF NORTH CAROLINA
COUNTY OF WAKE

NORTH CAROLINA GENERAL ASSEMBLY
HOUSE SELECT COMMITTEE

FILE NO. _____
HOUSE PRINCIPAL CLERK
NC GENERAL ASSEMBLY
STATE LEGISLATIVE BUILDING
RALEIGH, NC 27601-1096

NORTH CAROLINA GENERAL ASSEMBLY)
)
 V.)
)
 REPRESENTATIVE THOMAS WRIGHT,)
 Respondent.)

RESPONDENT'S RESPONSE
TO NOTICE OF WITNESSES'
REQUIREMENT

Based upon a time-line which has been established by the House Select Committee regarding the hearing of this matter, Respondent is required to provide the names of witnesses and summaries of their expected testimonies by February 22, 2008. Respondent acknowledges receipt of the Notice of Witness List which was filed and provided by its Special Counsel on February 12, 2008. (These summaries were provided without the accompanying written statements which the identified witnesses made and the House Select Committee purportedly reviewed when it determined that probable cause existed to pursue claims against Respondent.) Respondent also notes the widespread news media attention which surrounded the filing of this Committee's witness list and summaries along with the several news articles and television accounts which chose and provided selected portions of the submitted summaries for public consumption. In particular, those news accounts which purported to convey hearsay statements which were attributed to Respondent have had the effect of poisoning public opinion and negatively impacting the jury panel which may be summoned in the next week or so to participate in the criminal trial which this respondent faces in the Wake County Superior Court.

In addition to the hearing which the House Select Committee is aggressively pursuing, this Respondent also faces criminal charges in the Wake County Superior Court. For the most part, the criminal charges are carbon copies of the charges which the House Select Committee is prosecuting. In the criminal cases, Respondent enjoys constitutional protections which are guaranteed by the Fifth Amendment to the United States Constitution and Art. I, Sections 19 and 22 of the North Carolina Constitution. As such, the State of North Carolina and none of its agents or agencies are allowed to force Respondent to become a witness against himself or to prematurely provide the specifics of the defense and/or evidence which he may introduce during these criminal proceedings.

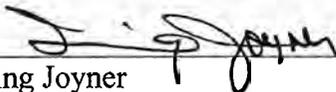
The House Select Committee Rules and time-lines seek to require respondent to provide, in this proceeding, the identities of possible witnesses which may be called in his defense and summaries of their expected testimonies. To compel the disclosure of the identities of witnesses and their expected testimonies, which this House Select Committee Rules require, has the effect, if not the intent, of abrogating Respondent's federal and state constitutional protections. The revelation of this information, at this time, provides the State of North Carolina and the Wake

County District Attorney with discovery of Respondent's criminal case to which it is not entitled to receive. In addition, providing that information, at this time, to be filed with the Principle Clerk of the North Carolina General Assembly converts that, otherwise, privileged and confidential information into a public document which is immediately available to the news media for dissemination to the public-at-large. This media dissemination will further taint any jury pool which may be summoned to adjudicate the criminal charges which are pending against this Respondent in the Wake County Superior Court.

Respondent, an elected member of the North Carolina General Assembly, is the legislative representative from the House District from which he was elected. As such, the people in that House District have a constitutional right to his services as their representative. In addition, this Respondent has a legally protected property interest in that legislative position and can not be deprived of that property interest and position without Due Process of Law. As long as criminal charges are pending, this respondent also enjoy federal and state constitutional protections which can not be sacrificed or violated in the interest of satisfying the unreasonable determination and demands of the House Select Committee to proceed with its charges before the criminal charges have been resolved. The Hobson choice which this respondent now faces is created by the insistence of the House Select Committee in going forward with it prosecution and totally ignoring this Respondent's legal rights by forcing him to relinquish constitutional rights which the State of North Carolina is bound to protect.

As long as criminal charges are pending against Respondent, he is not in a position to provide free and unwarranted discovery directly to the Wake County District Attorney or indirectly through the House Select Committee.

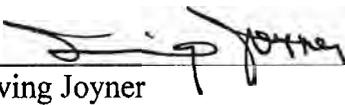
This the 22nd day of February, 2008.


Irving Joyner
Attorney for Representative Thomas Wright
P.O. Box 374
Cary, North Carolina 27512
Telephone:(919)319-8353

CERTIFICATE OF SERVICE

The Attorney whose signature appears below certifies that a copy of the attached Respondent's Response To Notice Of Witnesses Requirement was duly served upon the Clerk of the North Carolina General Assembly by hand-delivering copies of same to the North Carolina Legislature and to Representative Rick Glazier at 300 North Salisbury Street, Suite 200, Raleigh, North Carolina 27603 addressed separately to Attorney O. Walker Reagan and by depositing a copy of same in the United States mail, first class postage prepaid and addressed to Attorney William Hart, North Carolina Department of Justice, P.O. Box 629, Raleigh, North Carolina 27602.

This the 22nd day of February, 2008



Irving Joyner

via fax
RECEIVED
8:59 AM
MAR 2 2008

STATE OF NORTH CAROLINA
COUNTY OF WAKE

NORTH CAROLINA GENERAL ASSEMBLY
HOUSE SELECT COMMITTEE TO
INVESTIGATE ALLEGED MISCONDUCT *Amise Weeks*
COUNTS 1 - 8
FILE NO. C-LEC-07-002

NORTH CAROLINA GENERAL)
ASSEMBLY,)
)
v.)
)
REPRESENTATIVE THOMAS)
WRIGHT)
)

**MOTION FOR CHAIRMAN TO
RECUSE HIMSELF AND FOR
THE COMMITTEE TO STAY THIS
MATTER AND REFER TO THE
SPEAKER FOR FURTHER ACTION**

COMES NOW Representative Thomas Wright and asks the Chairman of this Committee, Rick Glazier, to recuse himself and for the Committee to stay further action and refer this matter to the Speaker of the House for an Appointment of a new Committee to cure the appearance and effects of racial discrimination and disparate treatment of similarly situated individuals who may only be differentiated by race. In support of said Motion, Representative Wright says the following:

1. This motion is based upon new information which came forward last Thursday when former State Representative and former State Senator Fern Schubert came forward and contacted the attorneys representing Thomas Wright saying that she felt compelled to come forward because of the extreme unfairness of what was being done to Representative Wright. Further, she had certain knowledge of information that revealed that Representative Wright was being treated differently than another representative, Pryor Gibson, against whom a complaint had been lodged by Fern Schubert.

2. The unfair treatment Fern Schubert was referring to was that two persons during 2007 had ethics complaints considered by the Legislative Ethics Committee – one

was the Democratic Representative from Union County, Pryor Gibson who is white, and the other is the Democratic Representative from New Hanover County, Thomas Wright, who is black. In each instance, the complaints dated from a period before the current Legislative Session. In Representative Pryor's case, they dated from 2006, and in Representative Wright's case, they dated mostly from 2001 and 2002, but as late as 2006.

3. In each instance the correct determination by the Legislative Ethics Committee would have been that the Committee lacked jurisdiction under the law and under the rules to consider either complaint because the events complained of had occurred in a prior legislative session. This should have been the end of the inquiry by the Legislative Ethics Committee in both the instance of Representative Pryor and Representative Wright.

4. In the case of the white representative, Pryor Gibson, the jurisdictional ruling was the end of the matter. On July 24, 2007, in a decision signed by the current Chairman of this Committee who is also the Co-Chair of the Legislative Ethics Committee, Rick Glazier, it was correctly stated that the alleged conduct "even if true, would not be within the jurisdiction of the Committee."

5. In the case of the black representative, Thomas Wright, however, despite certain knowledge that Thomas Wright's matter would likewise not be within the jurisdiction of the Committee, Co-Chair Rick Glazier instead conducted a full hearing with the Legislative Ethics Committee. Rick Glazier directed the Committee to consider matters "on or about March 13, 2002, and on or about March 15, 2002," despite indicating only five months before in a letter signed by Rick Glazier that the Committee had no jurisdiction for matters that old.

6. Not only did Co-Chair Rick Glazier conduct a hearing for which he acknowledged having no jurisdiction, but on December 11, 2007, he signed "preliminary investigative findings on questions of possible criminal and/or ethical conduct" and found that there was "probable cause" that Thomas Wright had engaged in unethical conduct. There was no jurisdiction to make those findings either.

7. Co-Chair Rick Glazier released this conclusion of unethical conduct to the press and to the members of the General Assembly, despite knowing that the Committee who reached this conclusion had no jurisdiction. This was in vivid contrast to the charge against Pryor Gibson by Fern Schubert which, if left to the Legislative Committee, would have never been known to Thomas Wright or to his attorneys and would have never seen the light of day but for the courageous actions of Fern Schubert. Fern Schubert is a Republican whose interests do not coincide with those of Thomas Wright and her actions can only be seen as an act of decency and a respect for the United States Constitution. Meanwhile, Rick Glazier provided legal precedent to Thomas Wright going back to 1757, but did not see fit to provide legal precedent from 2007.

8. Only on December 12, 2007, after a hearing had been held by the Legislative Ethics Committee, Co-Chaired by Rick Glazier, and after accusatory conclusions had been released to the press did the Legislative Ethics Committee announce, "The Committee has concluded that under the Legislative Ethics Act as it existed at the time that the matters in these documents are alleged to have occurred, the Committee's jurisdiction under the then-existing law would not reach the matters alleged in the indictments." This was virtually the same language which occurs in the July 24, 2007, letter regarding Pryor Gibson which is also signed by Rick Glazier. Both letters

were accurate, but the difference was that one legislator who is black had to go through a full hearing with a decision reached against him whereas the other legislator had the charges against him concealed; there was no hearing and no conclusion was reached. All of these disparate documents, despite the fact that they are diametrically opposed to one another, have one thing in common: they are all signed by Rick Glazier. They also have one dramatic difference. The more severe action with the most effort and trouble taken and the maximum adverse action taken under color of law is taken against a black representative, Thomas Wright, and the least severe and almost totally unobtrusive action is taken against the white representative, Pryor Gibson. The North Carolina Constitution, Article I, Declaration of Rights, Section 19 provides "No person shall be denied the equal protection of the laws; nor shall any person be subjected to discrimination by the State because of race, color, religion, or national origin." 42 U.S.C.A. §1983 prohibits racial discrimination by a State official under color of law.

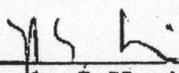
9. A credible source, Fern Schubert, a former State representative and State senator, alleged that Pryor Gibson falsified a written document which was submitted to his colleagues in the House so that a local bill could be considered which would otherwise not be considered. No hearing was held on the truth or falsity of that charge.

10. Comparing Thomas Wright, a black representative, to Pryor Gibson, a white representative, presents a prima facie case of a state official acting under color of State Law treating two similarly situated individuals differently based on race. In each instance, the State Official acting under color of State law who has signed these documents is Chairman Rick Glazier.

11. It is difficult to believe that the rulings of the Chair and therefore the ongoing hearing have not both been tainted. This Committee is composed of exactly the same members as the Legislative Ethics Committee minus the Senate members. This Committee is chaired by the Co-Chair of Legislative Ethics Committee. The actions of this Committee clearly are founded on the prior actions of the Legislative Ethics Committee. It is the charge of this Committee to avoid not only impropriety, but the appearance of impropriety so that the actions of this Committee will not be suspect before the citizens of North Carolina. Unfortunately, that is now impossible.

WHEREFORE, Representative Thomas Wright respectfully asks that Chairman Rick Glazier recuse himself as Chair and that the Committee vote to suspend the current hearing and to refer the matter to the Speaker of the House for the purpose of the Speaker appointing a new Committee which is not connected to the Legislative Ethics Committee or to the errors made by its Co-Chair Rick Glazier. Alternatively, this matter should be referred to the Full House for direction on how to proceed.

Respectfully submitted, this the 4th day of March, 2008.



Douglas S. Harris
Attorney for Respondent

1698 Natchez Trace
Greensboro, North Carolina 27455
Telephone: 336-288-0284

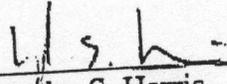
Certificate of Service

This is to certify that I have this day served the foregoing Motion for Chairman to Recuse Himself and for the Committee to Stay this Matter and Refer to the Speaker for Further Action on the House Select Committee to Investigate Alleged Misconduct of Representative Thomas Wright by forwarding same by hand-delivery to the Assistant Attorney Generals representing the General Assembly in this matter as well as to below-listed individuals.

Ms. Denise Weeks
House Principal Clerk
NC General Assembly
State Legislative Building
Raleigh, NC 27601-1096
Facsimile: 919-715-2881

Mr. O. Walker Reagan
Committee Co-Counsel
300 N. Salisbury Street, Suite 200
Raleigh, NC 27603
Facsimile: 919-715-8365

This the 4th day of March, 2008.



Douglas S. Harris
Attorney for Plaintiff

1698 Natchez Trace
Greensboro, NC 27455
Telephone: 336-288-0284

Fern H. Shubert, CPA

North Carolina Senate (Ret)

North Carolina House (Ret)

State Director, National Right to Read Foundation

106 East Main Street
Marshville, North Carolina 28103
704-624-2720
femshubert@alltel.net

January 27, 2007

The Observer Forum
The Charlotte Observer
P. O. Box 30308
Charlotte, NC 28230-0308

Dear Sirs:

According to "Shubert says Gibson violated procedures when he introduced bill" (Jan 27): "Gibson said he regretted not speaking with his colleagues before filing the bill. He said he asked the chairman of the House local government committee to spike it immediately after learning about the opposition."

Gibson now admits he filed a false statement to introduce his bill to postpone the referendum on the Monroe meals tax, but he tries to avoid responsibility by telling a new whopper. If he had really "asked the chairman of the House local government committee to spike it immediately after learning about the opposition," the bill would have been killed at the beginning of June. It would not have been on the House Calendar on June 28th, taken up in the House local government committee, and rolled into a Senate bill in that House committee. Committee chairs do not put bills on the calendar against the wishes of the bill sponsor.

Gibson violated the House rules and filed a false statement so he wouldn't have to defend other lies told about the meals tax when he ran last year. If ethics are important to the leaders of the legislature, what will they do about Representative Gibson?

Sincerely,

Fern H. Shubert, CPA

Copy of article attached-

1. Describe the nature of the violation(s) you believe to be unethical. Be as specific as possible:

On May 17, 2006, Representative Gibson signed a local bill certificate for H2726 which he knew to be false. A copy of the signed document is attached.

(The document itself reminded Representative Gibson that the General Assembly rules prohibited the introduction of any bill that did not meet certain requirements. Representative Gibson signed the certification knowing that he had not obtained the approval of the Senator "whose district includes the area to which the bill applies" and that the bill was highly controversial. There could have even been a request for a public hearing since Representative Gibson had made no attempt to secure the concurrence of the other legislators from the affected county, but Speaker Black originally indicated the bill would not be heard since it was not eligible for introduction and when it was heard the contents were stripped and inserted in a different bill.)

Also attached is a copy of an email from Senator Eddie Goodall which makes it clear that Representative Gibson did not have his approval of the bill when he signed the certificate saying "the bill is approved for introduction" and an email from Representative Curtis Blackwood which clearly states "I want to register my objection in writing to hearing HB 2726, Local ETJs/Delay Monroe Vote."

In addition, attached is a copy of a letter from the Chairman of the Union County Commissioners, stating that he is writing on behalf of the Commissioners to "register with you the Board's strong opposition to Section 1 of House Bill 2726 pertaining to the exercise of extraterritorial jurisdiction.

There is no doubt that Representative Gibson knowingly filed a false certificate in order to introduce a bill that was ineligible for consideration under the Rules of the House.

2. Describe that information relating to the violation(s) which you know of your own personal knowledge:

The bill filed addressed two seemingly unrelated subjects. In my opinion, the first part was merely a smoke screen for the second part.

The first part of the bill granted extraterritorial jurisdiction over an area extending one mile from their respective limits to two towns that had never even filed a formal request with the county commissioners for ETJ or held any public hearings to solicit input from the affected property owners. The bill seemed to materialize with no prior notice to anyone; in fact, to date, the towns have not even sent notices to the owners of property affected by the change.

Regardless of the merits of permitting a small group of people to exercise zoning control over property outside the town limits, owned by people who cannot vote in town elections, it is hard to understand why Representative Gibson would want to arbitrarily give the Towns this control without so much as a public hearing or advance notice to the County Commissioners, the affected property owners or the other members of the delegation. Clearly, the grant was controversial, and it is hard to understand why Representative Gibson would willingly offend his fellow legislators and the County Commissioners without knowing the history of the other part of the bill, which I know from personal knowledge.

The other part of the bill permitted the Town of Monroe to delay a referendum on a prepared food tax to 2007. Even since 2001, the Town of Monroe has sought to obtain a tax on prepared foods. Until 2005, they had sought to obtain the tax without a referendum and without any meaningful restrictions on how the funds could be spent.

In fact, when legislation was originally introduced which would permit the tax, there was no restriction on how the funds could be spent. When I asked why, if the funds were for a civic center as the public was being told, there was not even a mention of a civic center, the bill was amended to mention a civic center, but the funds didn't have to be spent on it.

I opposed the tax, but I had an amendment drafted which would permit a referendum, because I was convinced that the overwhelming majority of Monroe residents would vote against the tax. Representative Gibson told me Monroe didn't want a referendum and would never agree to a referendum. I kept my amendment handy for weeks, and I was told that bill set a record for hanging around on the calendar.

One day I noticed Monroe officials in the balcony and Senator Plyler in the back of the Chamber and not surprisingly, the bill was taken up for debate. Representative Gibson was recognized and offered a referendum amendment, which passed. He had not shared his amendment with me, but I quickly spotted the trick and told the House that they had better take a close look at his "weasel-worded amendment" because if the bill passed with his amendment, there would not be a referendum. I made it very

clear that he had tried to trick them, and a quick reading of the amendment proved my point to enough Representatives that the bill, with his amendment, failed.

For several years, Representative Gibson and his allies tried to slide the tax through without permitting a public vote but they were unable to do so. In 2005, there were people running against the incumbents in the Monroe municipal elections who opposed the tax and suddenly all of the officials who wanted the tax were claiming that they had always wanted a referendum, but they wanted it in 2006. To "prove" their long time desire for a referendum, the Town passed a resolution asking for a bill permitting a referendum (copy attached) and the legislature promptly authorized the referendum for 2006. Unfortunately for Representative Gibson, he found himself facing an unexpected and serious opponent in 2006 and he was desperate to postpone the referendum to 2007.

The people of Monroe have been lied to about the proposed prepared meals tax for five years now. Representative Gibson tried to trick the House of Representatives in 2001, and either he was acting contrary to the Town official's instructions in 2001 when he tried to avoid a referendum, or the public was being told some serious falsehoods in the 2005 municipal election.

In any event, while the extraterritorial jurisdiction issue may seem controversial, I believe the meals tax is really the reason for the whole bill, based on the history of Representative Gibson's attempts to impose the tax without a referendum and his clear desire to keep a vote on the tax off the 2006 ballot.



North Carolina General Assembly
Legislative Ethics Committee

July 24, 2007

Representative Pryor Gibson
North Carolina House of Representatives
Room 419A, Legislative Office Building
Raleigh, NC 27603

Re: Ethics Complaint Against Representative Pryor Gibson by Fern Shubert -
January 9, 2007 - C-LEC-07-001

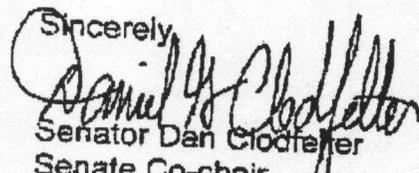
Dear Representative Gibson:

On January 9, 2007, Fern Shubert filed an ethics complaint with the Legislative Ethics Committee (Committee) by delivering copies of the complaint to Senator Dan Clodfelter and Representative Nelson Cole, co-chairs of the Committee for the 2005 General Assembly. A copy of that complaint is attached.

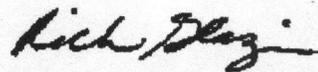
The conduct described in the complaint allegedly occurred in 2006, and in accordance with S.L. 2006-201, the complaint is governed by the law in effect prior to January 1, 2007. Consistent with G.S. 120-103 and the rules of the Committee adopted in accordance with this law, the Committee reviewed the complaint to determine whether the alleged conduct, if true, would be considered unethical, and if so, whether the Committee had jurisdiction under Article 14 of Chapter 120 of the General Statutes to consider the complaint.

After review, the Committee dismissed the complaint against you because the complaint alleged conduct, that even if true, would not constitute an ethics violation, or alleged conduct, that even if true, would not be within the jurisdiction of the Committee. The Committee will take no further action with regards to this complaint.

Sincerely,


Senator Dan Clodfelter
Senate Co-chair

Legislative Ethics Committee



Representative Rick Glazier
House Co-chair

Cc: Ms. Fern Shubert

Enclosure



Fern H. Shubert

From:
Sent:
To:
Subject:

Torralba, Mike [mtorralba@charlotteobserver.com]
Monday, August 13, 2007 11:26 AM
'fernshubert@alltel.net'
Ethics complaint

Hi Fern,
Please send the relevant documents to the fax number below.

Mike Torralba
Reporter
The Charlotte Observer
Neighbors of Union County
132 South Main St.
Monroe, NC 28112
(704) 289-6576 Office
(704) 289-4569 FAX

ATW

It took the ethics committee roughly
six months to figure out lying is
unethical - but at least the guideline was clear -
"knowingly submitting a falsified local bill
certificate would be a matter of ethics and would
be within the jurisdiction of the committee."
"Filing a local bill certification knowing the
certification is false is unethical."

So why did the "Ethics Committee" try to hide
Hibson's unethical behavior? There is no doubt
he filed a false certification - he admitted he did.
Apparently the job of the committee is to provide
a smokescreen for insiders to use to hide
unethical behavior - or at least that's what the letter to Hibson
looks like.



North Carolina General Assembly
Legislative Ethics Committee

December 13, 2007

Representative Thomas Wright
322 S. 17th Street
Wilmington, NC 28401

RE: In the Matter of Representative Thomas Wright
C-LEC-07-002

Dear Representative Wright:

You were notified on June 8, 2007 that the Legislative Ethics Committee was conducting an ethics inquiry and investigation into your conduct during your tenure as a member of the House of Representatives. After considering the findings of the preliminary investigation, the Committee has voted to consider an initial specific charge against you. The notice of charge is enclosed with this letter.

In accordance with G.S. 120-103.1 and the Rules of the Legislative Ethics Committee, you have an opportunity to file a response to the charge with the Committee within a time specified by the Committee. The Committee has voted to allow you to file your response on or before December 28, 2007. You may file your response with the Committee by sending the response to O. Walker Reagan, Committee Co-Counsel, Legislative Ethics Committee, 300 N. Salisbury Street, Suite 200, Raleigh, NC 27603. Please also send copies of your response to the Committee cochairs, Senator Dan Clodfelter and me.

Depending on your response, it is anticipated that the Committee will schedule a hearing on this charge either in late January or early February, 2008. You will be notified at least 30 days in advance of the scheduled hearing date. Your rights to present evidence and examine witnesses at the hearing are set forth in G.S. 120-103.1 and the Committee Rules.

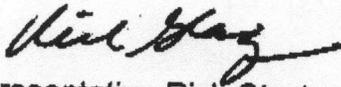
The investigation into your conduct by the Committee is continuing and the Committee will be considering additional evidence that may lead to additional charges. You will be sent notice of any additional charges the Committee adopts.



Enclosed is a copy of Part C of the Rules of the Legislative Ethics Committee, "Outline of Procedure for Investigation of Complaints Alleging Unethical Activity." These rules will apply to this proceeding.

Bill Hart and Alec Peters, attorneys with the North Carolina Department of Justice, have been assigned as Investigative Counsel to the Committee and will be responsible for the duties set forth in Rules C.4.(g) and C.19.(c). Walker Reagan, Brad Krehely, Heather Fennell and Kory Goldsmith are advising the Committee as legislative staff on procedural and administrative matters under the Rules. You should feel free to contact any of these persons or me with any questions you might have with regards to these proceedings.

Sincerely yours,



Representative Rick Glazier
Co-chair, Legislative Ethics Committee

Cc: Speaker Joe Hackney, Complainant

Enclosures: Notice of Charge
Investigatory Rules of the Legislative Ethics Committee

**NOTICE OF CHARGE OF UNETHICAL CONDUCT
BY REPRESENTATIVE THOMAS E. WRIGHT**

The Legislative Ethics Committee, having convened for hearing on the report of preliminary investigative findings on questions of possible criminal and/or unethical conduct, hereby finds that there is probable cause to believe that Representative Thomas E. Wright, a member of the House of Representatives, has engaged in unethical conduct as a member of the House of Representatives during his tenure as a member of the House of Representatives, by committing the acts specified in Count 1 of this Notice. The Committee, by unanimous vote of the members present, hereby charges that the conduct specified in Count 1 should be considered against Representative Thomas Wright:

COUNT 1

Between on or about March 13, 2002 and on or about March 15, 2002, while a member of the North Carolina House of Representatives, Thomas E. Wright did orally and in writing improperly and unethically solicit Torlen L. Wade, Acting Director of the North Carolina Department of Health and Human Services Office of Research, Demonstrations, and Rural Health Development, to write and mail to him a fraudulent letter stating that such Office was endorsing the Community's Health Foundation's project to convert a building located on the 900 block of 4th Street in Wilmington, North Carolina into Community's Health Foundation offices, New Hanover Community Health Center offices, and a History Museum and committing \$150,000.00 in funding toward the completion of that project. At the time of the solicitation, Thomas E. Wright was the Chairman of the Community's Health Foundation, Inc., located at 322 South 17th Street in Wilmington, North Carolina. Thomas E. Wright confirmed his earlier oral solicitation by having his legislative assistant type the necessary details needed in the commitment letter in an e-mail that was sent to Torlen L. Wade by use of his State e-mail account and on a State computer, both of which were authorized for him based on his position as a member of the North Carolina House of Representatives. At the time of the oral solicitation, the typing and sending of the e-mail, and the typing and sending of the Torlen L. Wade letter, both Thomas E. Wright and Torlen L. Wade knew that the Office of Rural Health would not make such a grant and that Thomas E. Wright would use the letter in seeking to fraudulently obtain funding for the Community's Health Foundation from other sources such as financial institutions and other organizations that make grants and that would believe and rely on the false representations in Torlen L. Wade's letter.

Adopted December 11, 2007.



Representative Rick Glazier, Cochair
Legislative Ethics Committee



Office of Speaker Joe Hackney
North Carolina House of Representatives
Raleigh, North Carolina 27601-1096

HOUSE SELECT COMMITTEE TO INVESTIGATE ALLEGED
MISCONDUCT AND OTHER MATTERS INCLUDED IN
INDICTMENTS AGAINST REPRESENTATIVE THOMAS E.
WRIGHT

TO THE HONORABLE MEMBERS OF THE
NORTH CAROLINA HOUSE OF REPRESENTATIVES

Whereas, the State Board of Elections conducted a hearing on May 15, 2007, to consider allegations and evidence of alleged violations by Representative Thomas E. Wright of campaign finance regulations and other possible criminal wrongdoing; and

Whereas, after that hearing the State Board of Elections referred the matter to the Wake County District Attorney to consider criminal charges against Representative Wright; and

Whereas, on May 21, 2007, the Speaker requested the Legislative Ethics Committee investigate the alleged violation of the Legislative Ethics Act or the criminal law, or both, by Representative Wright; and

Whereas, on December 10, 2007, the Wake County Grand Jury indicted Representative Wright on six felony charges: five of obtaining property by false pretenses and one of obstruction of justice; and

Whereas, on December 12, 2007, the Legislative Ethics Committee made to the House of Representatives and to the Speaker of the House of Representatives the following initial report of that Committee's findings in its ongoing investigation:

"The Legislative Ethics Committee has considered the indictments rendered by the grand jury sitting in Wake County in the matter of State of North Carolina v. Thomas E. Wright, contained in criminal files 07 CRS 84372, 84373, 84374, 84375, 84376 and 84377, charging felonies of obtaining property by false pretenses and a felony of obstruction of justice with respect to campaign finance reports.

Having considered the evidence presently available to it and having assumed that evidence to be true, the Committee has concluded that under the Legislative Ethics Act as it existed at the time the matters in these indictments are alleged to have occurred, the Committee's jurisdiction under the then existing law would not reach the matters alleged in the indictments.

However, the Committee finds that, if true, the acts alleged in the indictments are unethical and warrant such action as the House of Representatives may determine.

The Committee refers the specific matters contained in Wake County criminal files 07 CRS 84372, 84373, 84374, 84375, 84376 and 84377 to the North Carolina House of Representatives

for such action as the House deems appropriate under Article II, § 20, of the North Carolina Constitution. The Committee notes that the jurisdiction of the House of Representatives in this matter is broader than that which is statutorily granted to the Committee under the former Legislative Ethics Act."; and

Whereas, the Legislative Ethics Committee continues to have jurisdiction over matters related to its powers under Article 14 of Chapter 120 and the conduct of Representative Wright and may make further reports to the House of Representatives and the Speaker of the House of Representatives; and

Whereas, Article II, Section 20, of the North Carolina Constitution requires each house of the General Assembly to be the judge of the qualifications of its members; and

Whereas, Article VI, Section 8, of the North Carolina Constitution provides that a member of the General Assembly is disqualified from his or her office if adjudged guilty of treason, any other felony, or corruption or malpractice in any office; and

Whereas, the House of Representatives possesses the inherent power of a legislative body to discipline its members for violations of its rules, for unlawful behavior, for unethical conduct, for corruption or malpractice in office, for violations of the oath of office, and for offenses injurious to the House; and

Whereas, it is now necessary for the House of Representatives to investigate the matters alleged in the indictments against Representative Wright and other allegations of misconduct in order to determine their truth and, if so, to determine his qualifications to continue to hold office as a member of the House of Representatives as required by the Constitution; and

Whereas, it is now necessary for the House of Representatives to investigate the matters alleged in the indictments against Representative Wright and other allegations of misconduct in order to determine their truth and, if so, to determine whether his conduct violates the rules of the House, violates his oath of office, is unlawful or unethical, is corrupt or constitutes malpractice in office, is abuse of office, or is injurious to the House, and whether within the inherent powers to discipline its members the House of Representatives shall impose any sanctions against Representative Wright;

Now, therefore:

Section 1. The House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright is established by the Speaker as a select committee of the House pursuant to G.S. 120-19.6(a) and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly.

Section 2. The Select Committee consists of six House members. The individuals listed below are appointed as members of the Select Committee. Members serve at the pleasure of the Speaker of the House of Representatives.

Representative Rick Glazier,
Chair

Representative Paul Stam, Vice Chair

Representative Marvin W. Lucas

Representative William C. McGee
Representative Edith D. Warren
Representative Laura I. Wiley

Section 3. The Select Committee shall investigate the matters reflected in the attached indictments against Representative Thomas E. Wright and other allegations of possible unethical or unlawful conduct that are outside the jurisdiction of the Legislative Ethics Committee applying the substantive law in effect before January 1, 2007. The Select Committee shall also investigate any additional matters referred to it by the Speaker upon a report of the Legislative Ethics Committee.

Section 4. The Select Committee shall conduct a preliminary investigation to determine whether there is probable cause that Representative Wright has committed unethical or unlawful conduct. The Select Committee shall notify Representative Wright of its determination and any charges against him. If the Select Committee determines there is probable cause to proceed, it shall conduct an evidentiary hearing to determine whether Representative Wright's conduct was unethical or unlawful and constitutes grounds for sanctions by the House of Representatives. If the Select Committee finds that the conduct was not unethical or unlawful or that no sanctions are warranted, the Select Committee shall report this to the House of Representatives and to Representative Wright. If the Select Committee determines that Representative Wright's conduct was unethical or unlawful and that sanctions should arise, the Select Committee shall report its Findings to the House of Representatives and to Representative Wright. The report shall also include recommended legislation for appropriate action, which may include reprimand, censure, or expulsion.

Section 5. The Select Committee shall promptly adopt rules of procedure, a copy of which shall be delivered to Representative Wright. To the extent practical, the Select Committee shall conduct its work in concert with the work of the Legislative Ethics Committee.

Section 6. Representative Wright has the right to be present, present evidence, cross-examine witnesses, and to be represented by legal counsel at any evidentiary hearing of the Select Committee.

Section 7. The Select Committee may meet during the interim period or during sessions upon the call of its chair.

Section 8. The Select Committee is vested with the authority contained in Article 5A of Chapter 120 of the General Statutes.

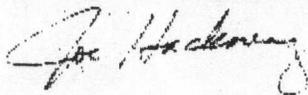
Section 9. The Legislative Services Officer shall assign professional and clerical staff to assist the Select Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Select Committee.

Section 10. Members of the Select Committee shall receive per diem, subsistence, and travel allowance at the rate established in G.S. 120-3.1.

Section 11. The expenses of the Select Committee are considered expenses incurred for the operation of the House of Representatives and shall be paid pursuant to G.S. 120-35 from funds available to the House of Representatives for its operations. Individual expenses of \$5,000 or less, including per diem, travel, and subsistence expenses of members of the Select Committee, and clerical expenses shall be paid upon the authorization of the chair of the Select Committee. Individual expenses in excess of \$5,000 shall be paid upon the written approval of the Speaker of the House of Representatives. The Select Committee may arrange for or contract for professional, clerical, or consultant services, as approved by the Speaker of the House of Representatives.

Section 12. The Select Committee shall continue until dissolved by the Speaker of the House of Representatives. The Speaker of the House of Representatives may dissolve the Select Committee at any time.

Effective this ___ of December, 2007.



Joe Hackney
Speaker

12.13.07 v.2



North Carolina General Assembly
Legislative Ethics Committee

**IN RE: COMPLAINT AGAINST
REPRESENTATIVE PRYOR GIBSON
BY FERN SHUBERT – JANUARY 9, 2007.
FILE NUMBER - C-LEC-07-001**

COMPLAINT DISPOSITION

The Legislative Ethics Committee (Committee) met to consider the complaint filed by Fern Shubert on January 9, 2007 alleging unethical conduct by Representative Pryor Gibson. For the reasons set forth below, the Committee dismisses the complaint either for failure to state an allegation which rises to an ethical violation, or for lack of jurisdiction by the Committee on the matters alleged.

FINDINGS

1. Fern Shubert filed a complaint with the Committee on January 9, 2007 by delivery to Senator Dan Clodfelter and Representative Nelson Cole, Cochairs of the 2005 Committee. The complaint appears to be a properly executed complaint, alleging the nature of ethical violations and the general time of the occurrence of the unethical acts. The complaint is verified and sworn subject to prosecution for perjury.
2. The Complainant alleges that Representative Gibson acted unethically by filing House Bill 2726 on May 17, 2006. Specifically, the Complainant alleges that:
 - A. Representative Gibson filed House Bill 2726 for his own personal benefit. The allegation of a conflict of interest was that Representative Gibson introduced the bill to move the date of the public referendum on the meals tax to a year in which he was not up for reelection, thereby possibly improving his chances of reelection.
 - B. In conjunction with filing the bill, Representative Gibson falsified the local bill certificate for House Bill 2726 in that he said the bill was not controversial when it was, and said that each member of the local delegation approved the introduction of the bill when they did not.



3. The law defining the jurisdiction and investigative procedures of the Committee changed effective January 1, 2007. S.L. 2006-201, which changed the law in this area, provided that the new law would apply to offenses committed on or after January 1, 2007, and prosecutions for offenses or ethics violations committed before January 1, 2007 were not abated or affected by the new law. The statutes that were in effect prior to the effective date of the new law would remain applicable to prosecutions of actions arising on or before January 1, 2007. All of the allegations against Representative Gibson arise from conduct committed before January 1, 2007.
4. Representative Gibson introduced House Bill 2726 on May 17, 2006. The bill had two provisions:
 1. Section 1 would have allowed the Towns of Wingate and Marshville to exercise extraterritorial jurisdiction within one mile of their municipal borders without a vote of the Board of Commissioners of Union County.
 2. Section 2 would have allowed the Town of Monroe to hold a referendum on the prepared food and beverage tax authorized under S.L. 2005-261 in either 2006 or 2007. S.L. 2005-261 required the referendum to be held in 2006.
5. Representative Gibson represented the western part of Union County, which encompasses the entirety of the towns of Wingate and Marshall, and the western half of the City of Monroe. Representative Blackwood represented the eastern part of Union County, which encompasses the eastern half of the City of Monroe. Senator Goodall represented the entirety of Union County and is the only Senator to represent Union County.
6. The Complaint alleges that at the time the bill was filed, the other members of the Union County delegation did not approve the filing. Representative Blackwood wrote an email to the House Principal Clerk, on May 30, 2006 stating his opposition to the bill. Senator Goodall wrote an email to the House Principal Clerk, on June 5, 2006 stating his opposition to the bill. Roger Lane, Chairman of the Union County Board of Commissioners, wrote a letter to Representative Blackwood on June 20, 2006 stating the Union County Board of Commissioners opposed Section 1 of the bill.
7. Senate Joint Resolution 1184 of the 2005 Session, the adjournment resolution for the 2005 Session, provides in part:

"During the regular session that reconvenes on Tuesday, May 9, 2006, only the following matters may be considered:

...

 - (4) Any local bill that has been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. Wednesday, May 17, 2006,

is introduced in the House of Representatives or filed for introduction in the Senate by 4:00 P.M. Wednesday, May 24, 2006, and is accompanied by a certificate signed by the principal sponsor stating that no public hearing will be required or asked for by a member on the bill, the bill is noncontroversial, and that the bill is approved for introduction by each member of the House of Representatives and Senate whose district includes the area to which the bill applies."

8. The House Principal Clerk attached a "Local Bill Certificate" to House Bill 2726, which Representative Gibson signed. The certificate reads in part:

"The undersigned, principal sponsor of the attached local bill, certifies that:

- (a) no public hearing will be required or asked for by a member on the bill;
- (b) the bill is noncontroversial;
- (c) the bill is approved for introduction by each member of the House of Representatives and Senate whose district includes the area to which the bill applies."

CONCLUSIONS OF LAW

1. The law in effect prior to January 1, 2007 would apply to this matter.
2. A conflict of interest under G.S. 120-88 is present when a legislator has an economic interest in the legislation. It would not be a conflict of interest under G.S. 120-88 for a legislator to act on legislation affecting issues on a ballot merely because the legislator is a candidate on the ballot. Acting on legislation that might result in a possible political gain, but no financial gain, to a legislator does not present a conflict of interest for the legislator.
3. The local bill certificate signed by Representative Gibson was required by a joint resolution of both the House and the Senate. The rule concerning the introduction of local bills in the Adjournment Resolution is a rule of procedure and not a rule of ethics. The Committee lacks jurisdiction to consider whether the violation of a rule of procedure would rise to an ethical violation.
4. G.S. 120-103(a) directs the Committee, on its own motion or in response to a signed and sworn complaint filed by an individual, to inquire into any alleged violation of the provisions of the Legislative Ethics Act (primarily the legislative bribery statute (120-86), the use of legislative position to affect

personnel actions (120-86.1), the disclosure of confidential information statute (120-87), the conflict on interest statute (120-88)); the Statement of Economic Interest (Part 2 of Article 14 of Chapter 120); the rules of ethics adopted by the House and Senate (of which there are none); and the criminal law by a legislator while acting in the legislator's official capacity as a participant in the lawmaking process.

5. The jurisdiction of the Committee does not include the application and enforcement of rules of procedure of the houses. Issues arising from the application of rules of procedure are within the exclusive jurisdiction of the house of which the legislator is a member.
6. An alleged violation of a rule of procedure is subject to a point of order which is subject to appeal to the House or Senate, which is debatable and requires a vote of the chamber.

COMMITTEE ACTION

1. Allegation #1 is dismissed as alleging conduct that, even if true, would not constitute an ethics violation.
2. Allegation #2 is dismissed as not being within the jurisdiction of the Committee.
3. The complaint against Representative Pryor Gibson filed by Fern Shubert is dismissed with no further action by the Committee.

Adopted by the Committee, this the 17th day of July, 2007.



Senator Dan Clodfelter



Representative Rick Glazier

Co-Chairs
Legislative Ethics Committee

**ORAL ARGUMENTS ON MOTION TO RECUSE
ARE CONTAINED IN THE HEARING TRANSCRIPT
FOR MARCH 4TH, 2008, PAGES 2-26.**



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North Carolina House of Representatives

House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright

REPRESENTATIVE RICK GLAZIER, CHAIR
REPRESENTATIVE PAUL STAM, VICE-CHAIR
REPRESENTATIVE MARVIN LUCAS

REPRESENTATIVE BILL MCGEE
REPRESENTATIVE EDITH WARREN
REPRESENTATIVE LAURA WILEY

March 5, 2008

Ruling of the Chair on Representative Wright's Motion

Representative Wright, by and through his legal counsel, filed and made an oral motion with the Committee on March 3, 2008 for the Chair to recuse himself and for the Committee to stay this matter and refer the matter to the Speaker of the House of Representatives for further action. Counsel for Representative Wright was asked to and did file a written motion with the Committee on March 4, 2008. Counsel for Representative Wright and Outside Legal Counsel for the Committee (Committee Counsel) made oral arguments on the motions that were heard by the Chair and the Committee on March 4, 2008. After reviewing the written motion and hearing oral arguments, the Chair has ruled on the motion. This document sets out the Chair's findings, conclusions of law, and disposition on this motion.

MOTION FOR CHAIR TO RECUSE HIMSELF AND FOR THE COMMITTEE TO STAY THIS MATTER AND REFER TO THE SPEAKER FOR FURTHER ACTION

Findings

1. This matter is properly before the Chair and the Committee on motion by Representative Wright to have the Chair recuse himself and for the Committee to stay this matter and refer it to the Speaker of the House of Representatives for further action. The motion has been expertly argued by both sides and is ripe for disposition.
2. The issue is whether the prosecution of this action by the Committee against Representative Wright is disparately selective on the basis of race in violation of the equal protection clause of the United States Constitution, and similar North Carolina constitutional provisions, and whether the Chair, or the Committee as a whole, should be recused.
3. Representative Wright argues that he is being treated differently than another Representative, Pryor Gibson, against whom a complaint had been previously filed with the Legislative Ethics Committee.

Representative Wright argues that the complaint against Representative Gibson before the Legislative Ethics Committee was dismissed, but the complaint against Representative Wright before the Legislative Ethics Committee was not dismissed but referred to the House of Representatives. Representative Wright argues that he has been subjected to disparate treatment in this regard, and that the Chair, who was the Co-Chair of the Legislative Ethics Committee and the Chair of this Committee, should recuse himself.

4. Committee Counsel argues that the Chair does need to recuse himself for all the following reasons:
 - a. The Gibson matter is not comparable to this matter.
 - b. Under the law, there is no basis for recusal of the Chair or Committee members.
 - c. There is no evidence that inappropriate decisions have been made and no evidence that racial bias or prejudice exists.
5. The only evidence presented in support of the motion is the evidence with regard to the complaint against Representative Gibson which was considered by the Legislative Ethics Committee.
6. Representative Gibson is Caucasian and Representative Wright is African-American.
7. No evidence has been proffered that any member of the Committee, including the Chair, is racially biased or prejudiced. The record indicates that previously, counsel for Representative Wright conceded that there was no evidence of racial prejudice or bias by any member of the Committee. Since counsel for Representative Wright's admission, there has been no evidence indicating that the Chair or any member of the Committee is racially biased or prejudiced.
8. In the present case, Representative Wright was charged with eight counts alleging conduct of fraud, corruption, and in most counts, a violation of the criminal law.
9. Representative Wright's conduct was found to be questionable after full and fair hearings before the State Board of Elections, which found probable cause to believe that Representative Wright had committed a number of State law violations. The State Board of Elections referred the matter to the Wake County district attorney for review for prosecution. No evidence suggests that any member of the State Board of Elections was racially biased, prejudiced, or in any way unfair or impartial.
10. The Department of Health and Human Services conducted a second investigation against Representative Wright. The results of its investigation were referred to the Wake County district attorney for possible prosecution. No evidence suggests that any member of the Department of Health and Human Services was racially biased, prejudiced, or in any way unfair or impartial.
11. The grand jury of Wake County, made up of diverse citizens of Wake County, found probable cause to believe that Thomas Wright should be charged with six counts of violations of the criminal law. No evidence suggests that any member of the grand jury of Wake County was racially biased, prejudiced, or in any way unfair or impartial.

12. The Legislative Ethics Committee, which is bipartisan, diverse, and consists of Senators and Representatives, found probable as to one count with regard to Representative Wright, and held that it did not have jurisdiction to consider the remaining counts against Representative Wright. It referred those remaining counts to the House of Representatives for action by the Speaker of the House of Representatives. The Speaker then formed this Committee to proceed. The Legislative Ethics Committee's referral indicated that it believed that the alleged conduct, if proven, could constitute probable cause for further counts, which is what this Committee found.
13. This Committee consists of three Democrats and three Republicans and is diverse. It unanimously found probable cause on eight counts of alleged misconduct, seven of which are being considered in this hearing.
14. Based upon Representative Gibson partially waiving his statutory right to confidentiality of the Legislative Ethics Committee proceeding, the Committee has before it the decision of the Legislative Ethics Committee which explains how that determination was made.
15. The complaint against Representative Gibson was before the Legislative Ethics Committee on a complaint from former State Senator Fern Shubert. She filed a complaint with the Legislative Ethics Committee on January 9, 2007, by delivering it to Senator Dan Clodfelter and Representative Nelson Cole, who were co-chairs of the 2005 Legislative Ethics Committee. The complaint made allegations with respect to House Bill 2726 that was filed on May 17, 2006.
16. The complaint alleged that Representative Gibson had filed House Bill 2726 for personal benefit. The allegation was that Representative Gibson acted with a conflict of interest when he introduced the bill to move the date of a public referendum on the meals tax to a year in which he was not up for re-election. The complaint also alleged that in conjunction with the filing of the bill, Representative Gibson had falsified a local bill certificate for House Bill 2726 by representing that the bill was not controversial when, in fact, it was controversial. Finally, the complaint alleged that each member of the local legislative delegation had not approved the introduction of the bill, even though the certification indicated that they had approved.
17. With regards to the complaint against Representative Gibson, the law defining jurisdiction and investigative procedures of Legislative Ethics Committee changed effective January 1, 2007. S.L. 2006-201, which changed the law in this area, provided that the new law would apply to offenses committed on or after January 1, 2007, and prosecutions for offenses or ethics violations committed before January 1, 2007 were not abated or affected by the new law. The statutes that were in effect prior to the effective date of the new law would remain applicable to prosecutions arising on or before January 1, 2007. All of the allegations against Representative Gibson arose from conduct committed before January 1, 2007.
18. Representative Gibson introduced House Bill 2726 on May 17, 2006. The bill had two provisions. Section 1 of the bill would have allowed the Towns of Wingate and Marshville to exercise extraterritorial jurisdiction within one

- mile of their municipal borders without a vote of the Board of Commissioners of Union County. Section 2 of the bill would have allowed the Town of Monroe to hold a referendum on the prepared food and beverage tax authorized under S.L. 2005-261 in either 2006 or 2007. S.L. 2005-261 required the referendum to be in 2006.
19. Representative Gibson represented the western part of Union County, which encompassed the towns of Wingate and Marshville and the western half of Monroe. Representative Curtis Blackwood, represented the eastern part of Union County, which encompassed the eastern half of Monroe. Senator Edward Goodall represented the entirety of Union County and was the only senator to represent Union County.
 20. The complaint against Representative Gibson alleged that at the time the bill was filed, the other members of the Union County delegation did not approve the filing. Representative Blackwood wrote an e-mail to the House Principal Clerk on May 30, 2006, stating his opposition to the bill. Subsequently, Senator Goodall also stated his opposition to the bill.
 21. Senate Joint Resolution 1184 of the 2005 session, the Adjournment Resolution for the 2005 Session, stated in part that "[a]ny local bill that had been submitted to Bill Drafting must be accompanied by a certificate signed by the principal sponsor stating that no public hearing will be required or asked for by a member on the bill, that the bill is not controversial, and that the bill is approved for introduction by each member of the House of Representatives and Senate whose district includes the area to which the bill applies."
 22. The House Principal Clerk attached a local bill certificate to House Bill 2726 which Representative Gibson signed.
 23. The Legislative Ethics Committee concluded all of the following:
 - a. The law in effect prior to January 1, 2007, would apply to the matter.
 - b. A conflict of interest under G.S. 120-88 is present when a legislator has an economic interest in the legislation. It would not be a conflict of interest, as then defined under G.S. 120-88, for a legislator to act on legislation affecting issues on a ballot merely because the legislator is a candidate on the ballot. Acting on legislation that might result in possible political gain but no financial gain to a legislator did not present a conflict of interest under law for the legislator.
 - c. The local bill certificate signed by Representative Gibson was required by a joint resolution of both the House and Senate. The rule concerning the introduction of local bills in the Adjournment Resolution was a rule of procedure and not a rule of ethics. The Committee lacked jurisdiction to consider whether a violation of a procedural rule would arise to an ethical violation under the old law.
 24. G.S. 120-103(a) directs the Legislative Ethics Committee, on its own motion or in response to a sworn complaint, to inquire into any alleged violation of the provisions of the Legislative Ethics Act, which includes the legislative bribery statutes, the use of the legislative position to affect personnel actions, disclosure of confidential information, conflicts of interest, statements of economic interest violations, the rules of ethics

- adopted by the House and Senate, or violations of the criminal law by a legislator while acting as a participant in the lawmaking process.
25. The Legislative Ethics Committee found that its jurisdiction did not include application and enforcement of rules of procedure in each individual house. Issues instead arising from the application of rules of procedure are within the exclusive jurisdiction of the house of which the legislator is a member, and an alleged violation of a rule or procedure is subject to a point of order, which is subject to appeal in either the House or the Senate, and is an issue which is debatable and requires a vote of the chamber. The Legislative Ethics Committee, by a unanimous vote of all present and voting, which included Senators and Representatives, Republicans and Democrats, black and white, voted to dismiss the first allegation as alleging conduct that, even if true, would not constitute an ethics violation. It dismissed the second allegation as not being within the jurisdiction of the Committee. Finally, the complaint against Representative Gibson was dismissed with no further action by the Committee.
 26. Representative Wright has not produced a scintilla of evidence indicating pretext, racial bias, or racial discrimination from any member of this Committee, from any member of the House of Representatives, or from the House leadership in pursuing this investigation.

Conclusions of Law

1. In a disparate-treatment case, the movant must demonstrate that he or she is the victim of intentional and often covert discrimination. That is, that the movant is being treated less favorably than others because of race or, in other cases, color, religion, sex, or national origin.
2. In a disparate-treatment case, proof of discriminatory intent is critical, and the ultimate factual inquiry in this type of case is whether the defendant or, in the present matter, whether the House of Representatives, or this Committee, intentionally discriminated against Representative Wright. Representative Wright maintains the burden of proof from which any fact-finder can infer that if the conduct remains unexplained, then it is more likely than not the action was based on discriminatory illegal activity. To establish discrimination on the basis of disparate treatment, it must be shown that the alleged discriminating official had a racially discriminatory animus against Representative Wright and that the animus manifested itself in the challenged action.
3. The analytical framework governing disparate treatment has been set forth by the United States Supreme Court in the case of McDonnell Douglas Corporation v. Green, 411 U.S. 792, as well as the cases that succeeded it including Furnco Const. Corp. v. Waters, 438 U.S. 567, Texas Dept. of Community Affairs v. Burdine, 450 U.S. 248, and U.S. Postal Service Bd. of Governors v. Aikens, 453 U.S. 902.
4. These cases suggest several ways that a plaintiff alleging discrimination may show and a court, or in this case a Committee, may find liability for disparate treatment. First, Representative Wright could show discriminatory intent through direct evidence of discrimination by

- introducing invidious statements of any one of the Committee members, the Chair, or a member of the House of Representatives. Second, since discriminatory intent is seldom capable of proof by direct evidence, indirect or circumstantial evidence can also be used to prove state of mind. The second method of establishing the prima facie case is through indirect evidence whose cumulative probative force, apart from the operation of any presumption, shows that as a reasonable probability, but for, in this case, Representative Wright's race, he would not have suffered an adverse action. The Supreme Court has also provided explicit guidance for the order of proof in that circumstance.
5. The plaintiff, and in the present case Representative Wright, has the burden of proving by a preponderance of the evidence a prima facie case of discrimination. If he succeeds in proving the prima facie case, the burden shifts to the Committee and Committee Counsel to articulate some legitimate, nondiscriminatory reason for the Committee's action. If Committee Counsel met that burden, then the ultimate burden would be on Representative Wright to prove by a preponderance of the evidence that the legitimate reasons offered were pretextual.
 6. The burden of going forward and establishing a prima facie case on behalf of Representative Wright is not a heavy one. He may satisfy that burden by raising an inference that the Committee acted with discriminatory intent and that adverse action occurred under conditions which, more likely than not, were based on impermissible racial considerations. Various circumstances can give rise to this inference of discrimination, including evidence of irregular or suspect procedures or evidence of a general pattern of racial discrimination within the decision-making process of the Committee. In addition, an inference of discrimination adequate to create prima facie case of disparate treatment can be shown by meaningful statistical evidence or by showing that decisions that were made by the Committee depended largely on excessively subjective factors. Most frequently, the basis is to show that Representative Wright is a member of the protected class, that he was treated differently because of his race, and that someone of a different race in a same category was treated in a different manner.
 7. As a matter of law, the present matter against Representative Wright is clearly distinguishable from Representative Gibson's matter before the Legislative Ethics Committee. The Gibson matter involved a rule-making authority issue, while the matter against Representative Wright involves allegations of criminal misconduct, fraud, failure to report campaign contributions, and corruption in office. The Gibson matter involved one incident, in one legislative session, regarding one House bill. The Wright matter contains allegations of hundreds of campaign violations that spans twenty-two reporting periods and seven years. The Gibson matter involved an interpretation of an ambiguous requirement regarding what is non-controversial. Following its action in the Gibson matter, the Legislative Ethics Committee issued a Principal and Guideline, which was circulated to all members of the House and Senate, to clarify what is meant by "noncontroversial" and what the requirements are for all House and Senate members to respond. In the Wright matter, campaign-

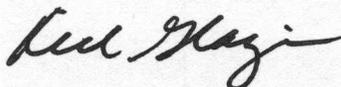
contribution reporting requirements are well-established. Further, the laws dealing with fraud and corruption have been in the civil law since the common law, and there is no ambiguity about their requirements. Therefore, the Gibson matter and the Wright matter are clearly distinguishable. Even a cursory review of the Gibson complaint would have revealed an utter lack of comparability.

8. Representative Wright has not met his prima facie case of showing disparate treatment. McDonnell Douglas Corporation v. Green, 411 U.S. 792.
9. Assuming *arguendo* that Representative Wright met his prima facie showing, the allegations are based on a patently legitimate, nondiscriminatory basis. There were probable-cause findings by three prior investigating groups, the State Board of Elections, the Department of Health and Human Services, and the Wake County grand jury. This further distinguishes the Wright matter from the Gibson matter.
10. No evidence of pretext has been produced against any member of this Committee, against the House, or against the House leadership in pursuing this investigation.
11. The law regarding recusal requires some showing that the presiding officer or the Committee has made or relied on evidence outside of the proceedings or that the officer or Committee was so unfair and impartial that their judgment is thus skewed and unable to give a fair hearing to the particular person involved. No such showing has been made in this case. State v. Fie, 320 N.C. 626 (1987), State v. Paulski, 417 S.E.2d 515 (1992), Love v. Pressley, 341 N.C. App. 503 (1977), *disc. rev. denied*, 294 N.C. 441 (1978).

Disposition

The motion seeking recusal of the Chair and for the Committee to stay this matter and refer it to the Speaker for further action is **DENIED**.

Issued this the 11th day of March, 2008.



Representative Rick Glazier, Chair
House Select Committee to Investigate Alleged Misconduct and Other Matters
Included in Indictments against Representative Thomas E. Wright

CHAIR'S ADDITIONAL COMMENTS

1. Racism and all its collateral effects is a doctrine abhorrent to any modern, civilized society. And at its core, it is an act of violence and a denial of another's right to equal dignity. Goodman v. Lukens Steel Co., 107 S.Ct.

- 2617 (1987) (Brennan, J., concurring in part, dissenting in part). In the not very distant past racism was openly acknowledged as an official policy of the United States and North Carolina governments, and laws designed to ensure the inferiority of black citizens remained on the books until well into the last century. R. Kluger, Simple Justice 84 (1977); Johnson v. Halifax County, 594 F.Supp. 161, (E.D.N.C. 1984); B.D. Adams, The Survival of Domination: Inferiorization and Everyday Life, 21-24 (1978).
2. The policy of both governments has changed. And notwithstanding that fact, significant effects and results of previous policies still linger. Prior state-condoned racism encouraged similar attitudes among our citizens which have persisted long after state policy has been reversed. Snell v. Suffolk County, 611 F.Supp. 521, (E.D.N.Y. 1985). Many claims of discrimination today deal with systemic, subtle, and stereotypical practices which developed when overt discrimination was lawful and remained embedded in basic institutional structures. Belton, Burdens of Pleading and Proof in Discrimination Cases: Toward a Theory of Procedural Justice, 34 Vand.L.Rev. 1205 (1981).
 3. Invidious discrimination in the form of racial prejudice is the result of subjective, irrational perceptions which drain individuals of their dignity because of their perceived equivalence as members of a racial group and the misperception that lies at the heart of prejudice, and the animus formed of that ignorance shows malice and hatred wherever it operates without restriction. Shaare Tefila Congregation v. Cobb, 785 F. 2d 523 (4th Cir. 1986) (Wilkinson, J. dissenting).
 4. Notwithstanding this, this nation can point with some pride to the remarkable progress made in the last decades in overcoming the effects of past discrimination, and some of that improvement is directly attributable to the anti-discrimination laws passed by this legislature and Congress, but more so from the educative institutions, substantially more powerful than the courts or the political branches of government, that is, schools and churches and synagogues of this nation, as well as enlightened public leaders representing all aspects of society. And with notable exceptions, widespread segregation in the nation's academic institutions, public facilities, in the legislature, and in places of employment has ended. Racial discrimination at the ballot box and in the halls of justice is not tolerated. And equal academic, equal employment opportunities, and this year, finally, in many respects, equal political opportunity, has become the rule rather than the exception. Harris v. Marsh, 679 F.Supp 1204 (E.D.N.C. 1987).
 5. Race remains one of the most divisive problems in our society, despite all of that. And thus, whatever prejudice continues to manifest itself in society at large, we have all in the legislature and in Congress flatly ruled it will not be allowed with prejudice to operate, whether blatant or subtle, practiced by black or white, invoked by those wearing blue or white collars or wearing an officer's uniform or a gray flannel suit.
 6. Having said that, I have been a lawyer as a defense lawyer and a civil-rights lawyer for many years, and I think I understand fairly well the issues of discrimination. I am a minority member of a religion and have been discriminated against in that capacity a number of times in my life, and I

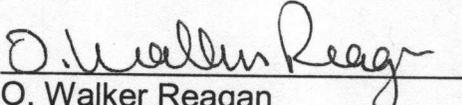
understand the pain that goes with it. And thus it is my view that it is up to all of us in public office to fight wherever bigotry exists, wherever hatred exists, and wherever intolerance exists by confronting that and educating. And I find acts of racism abhorrent and an utter denial of a person's right to equal protection and equal dignity.

7. But I find equally abhorrent racism labels tossed out capriciously, and discrimination allegations charged against people where no good-faith basis exists in law and fact to do so. An individual may hold the keys to the litigation door, but it does not imply that he or she may enter with disregard for their actions or disdain for the rights of everyone else.
8. Charges of racism, if proved, carry an enormously stigmatizing effect, and they should only be leveled after careful investigation, thoughtful deliberation, and always with a reasonable basis in law and in fact.
9. The filing of this motion was patently without a good-faith basis in law and fact and is beneath the dignity of those who raise it. The motion should be denied as frivolous, groundless, and meritless

CERTIFICATE OF SERVICE

The Attorney whose signature appears below certifies that a copy of the attached Ruling of the Chair on Representative Wright's Motion was duly served upon Representative Thomas E. Wright, and his attorneys, Irving Joyner and Douglas Harris, by depositing a copy of same in the United States mail, first class postage prepaid and addressed to Representative Thomas E. Wright, 322 S. 17th Street, Wilmington, NC 28401, Irving Joyner, Attorney at Law, P.O. Box 374, Cary, NC 27512-0374, and Douglas Harris, Attorney at Law, 1698 Natchez Trace, Greensboro, NC 27455.

This the 12th day of March, 2008.


O. Walker Reagan
Committee Co-counsel
300 N. Salisbury Street, Suite 200
Raleigh, NC 27603

**RULES OF THE HOUSE SELECT COMMITTEE TO INVESTIGATE
ALLEGED MISCONDUCT AND OTHER MATTERS INCLUDED IN INDICTMENTS AGAINST
REPRESENTATIVE THOMAS E. WRIGHT**

(Adopted December 18, 2007)
(Amended January 9, 2008)

PART A. – GENERAL PROVISIONS.

1. All proceedings of the House Select Committee To Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright (hereinafter referred to as the "Committee") shall be governed by Article 5A, *Committee Activity*, of Chapter 120 of the General Statutes; the authorization issued by the Speaker of the House of Representatives dated December 13, 2007 creating the Committee (hereinafter "Authorization"); and other applicable law. All other matters, not otherwise governed above, shall be subject to the procedures set forth in these Rules.

PART B. – [RESERVED]

PART C. - OUTLINE OF PROCEDURE FOR INVESTIGATIONS.

1. **Meetings. –**
 - (a) The Committee shall meet upon the call of the chair.
 - (b) A quorum of the Committee shall consist of four members.
2. **Committee votes. –** All votes of the Committee taken under Rules C.5.(b), C.5.(d), and C.15., shall be by roll call and included in the minutes.
3. **Investigation Authorization. —** The Committee shall conduct investigations into the matters contained in the Authorization.
4. **Investigation. –**
 - (a) The chair shall be responsible for the preliminary investigation of alleged unethical or unlawful conduct by a legislator.

- (b)** The chair may do any of the following:
- (1)** Ask the Attorney General to provide outside legal counsel for the Committee and to direct the State Bureau of Investigation to conduct the preliminary investigation.
 - (2)** Request that the Legislative Services Officer facilitate the hiring of an investigator to conduct the preliminary investigation. The Legislative Services Officer shall forward the request to employ a hired investigator to the Speaker of the House of Representatives for approval of the request and the allocation of funds for that purpose. If requested by the chair, the Legislative Services Officer shall furnish the chair with a list of at least three qualified investigators from whom the chair may select an investigator or investigators. The Legislative Services Officer shall employ as the hired investigator the person or persons whom the chair selects subject to the approval of the Speaker of the House of Representatives.
 - (3)** The chair shall request that the Legislative Services Officer facilitate the hiring of outside legal counsel at such time as the chair determines the assistance of outside counsel is necessary. Outside counsel services shall be used for the coordination of the investigation of alleged unethical or unlawful conduct by a legislator, preparation of proposed charges of alleged unethical or unlawful conduct by a legislator, and for presentment of evidence at hearings. The Legislative Services Officer shall forward the request to employ outside counsel to the Speaker of the House of Representatives for approval of the request and to allocate funds for that purpose. The Legislative Services Officer shall give the chair a list of at least three qualified attorneys willing to serve as outside counsel from whom the chair may select outside counsel. The Legislative Services Officer shall employ as the Committee's outside counsel the individual

whom the chair selects, subject to the approval of the Speaker of the House of Representatives.

- (d) The person or persons directed to conduct the investigation shall:
 - (1) Present to the Committee, at the direction of the chair, all information relevant to the Committee's investigation.
 - (2) Research, as directed by the chair, allegations relevant to the alleged unethical or unlawful conduct by a legislator.
 - (3) Interview potential witnesses having information relevant to the inquiry.
 - (4) Obtain sworn statements from persons willing to give them.
 - (5) Prepare the presentation of information and the investigative findings to the Committee.
 - (6) Present to the Committee a list of recommended witnesses to be called.
 - (7) Provide, as authorized by the chair, to the accused legislator or the legislator's private legal counsel, copies of documents or other evidence to be presented to the Committee and any documents or other evidence which a reasonable person would believe might exculpate the accused legislator.
 - (8) Carry out other duties as directed by the chair.

5. Presentment of preliminary investigation findings –

- (a) The chair shall arrange for the presentation to the Committee of the findings of the preliminary investigation and, if warranted, recommendations of specific charges of alleged unethical or unlawful conduct by a legislator.
- (b) After the presentation of the findings of the preliminary investigation, the Committee shall determine by majority vote of the Committee members present and voting whether there is probable cause to believe that the accused legislator has committed unethical or unlawful conduct by a legislator.
- (c) If at the end of its preliminary inquiry, the Committee determines by majority vote of the Committee members present and voting that probable cause does not

exist to proceed with further investigation, the Committee shall notify the accused legislator, the House of Representatives, and the Speaker of the House of Representatives of its findings.

- (d) If at the end of its preliminary inquiry, the Committee determines that probable cause exists to proceed with further investigation, the Committee by a majority vote of the Committee members present and voting shall specify the charges of unethical or unlawful conduct by a legislator to be considered against the accused legislator.
6. **Notification of charges and scheduling of hearings.** – The chair shall notify the accused legislator of the charges against the legislator and of the date of the hearing on the charges. The chair shall schedule a hearing on the matter as soon as is reasonable. The notice shall contain the time and place of the hearing on the matter, which shall be no less than 30 days after the date of the notice, unless waived by the accused legislator. The notice shall also inform the accused legislator of the legislator's right to respond to the Committee in writing to the charges against the accused legislator within a period of time specified by the Committee.
7. **Rights of accused legislator.** – The legislator against whom the charges are brought has the right to respond in writing to the charges within a period of time specified by the Committee, and to be present, present evidence, call and examine witnesses, cross-examine witnesses, introduce exhibits and be represented by private legal counsel paid for by the accused legislator at any evidentiary hearing. The Committee shall provide to the accused legislator, or the legislator's private legal counsel, copies of all documents or other evidence which are intended to be presented by the Committee's legal counsel to the Committee at the hearing, or which a reasonable person would believe might exculpate the accused legislator. All documents and other evidence to be provided to the accused legislator under this rule shall be furnished at least 10 days prior to the date of the hearing, except documents or other evidence discovered within 15 days of the hearing shall be furnished as soon as possible after discovery but prior to the hearing.

- 8. Ruling on Motions.** – The accused legislator, the accused legislator’s legal counsel, and counsel for the Committee may submit motions to the Committee for consideration, including prehearing motions, by submitting the motions to the chair of the Committee. The chair will render a ruling on any motion and inform the accused legislator, the accused legislator’s legal counsel, counsel for the Committee, and members of the Committee of the ruling as soon as reasonable. All prehearing motions and rulings shall be read into the record at the next meeting of the Committee after the motions and rulings are made. Motions and rulings made during a meeting of the Committee shall be read into the record when made. The ruling of the chair on any motion shall be sustained unless overruled by a majority vote of the Committee members present and voting.
- 8a. House Principal Clerk as repository of official notices and prehearing motions.** – Notices of the Committee and the response of the accused legislator to charges allowed under Rule C.6. and prehearing motions submitted by the accused legislator, the accused legislator’s legal counsel, and counsel for the Committee allowed under Rule C.8., must be filed with the House Principal Clerk and served on opposing counsel. The House Principal Clerk will time date the notices and filings and serve as the custodian of the originals for the purpose of Chapter 132 - the Public Records Act.
- 9. Subpoenas.** – The forms for subpoenas and subpoenas duces tecum approved on November 2, 1973 by the Legislative Services Commission shall be the forms utilized by the Committee. The Committee may issue subpoenas to compel the attendance of witnesses or the production of documents, books or other records, as permitted by Article 5A of Chapter 120 of the General Statutes. The accused legislator may request that the Committee issue subpoenas and subpoenas duces tecum, and the chair shall issue subpoenas for witnesses requested by the accused legislator to be heard at the hearing as approved by the Committee in accordance with Rule C.10. The accused legislator shall notify the Committee of all requests for subpoenas at least ten days prior to the hearing, unless waived by the Committee.

10. Witnesses to take oath and all written statements to be sworn. –

- (a)** The chair shall notify the accused legislator of all witnesses who may appear at a hearing inquiring into alleged unethical or unlawful conduct by a legislator at least twenty days prior to the hearing, unless waived by the Committee. A copy of any affidavit of a witness setting forth matters on which the witness may testify shall be made available to the accused legislator at that time. If no affidavit of the witness exists, the Committee shall make available to the accused legislator a summary of the matters on which the witness may testify. Any information which would tend to clear or lessen from blame or fault the charges against the accused legislator shall be made available to the accused legislator or the legislator's private legal counsel as soon as is reasonable.
 - (b)** The accused legislator shall notify the Committee chair of the names of the witnesses the accused legislator desires to have appear at a hearing inquiring into alleged unethical or unlawful conduct by a legislator at least ten days prior to the hearing, unless waived by the Committee. A copy of any affidavit of a witness setting forth matters on which the witness may testify shall be made available to the Committee at that time. If no affidavit of the witness exists, the accused legislator shall make available to the Committee a summary of the matters on which the witness may testify.
 - (c)** The Committee shall determine by majority vote of the Committee members present and voting which witnesses shall be heard. All witnesses shall be sworn before testifying.
 - (d)** All written statements to the Committee shall be by sworn affidavit before being considered by the Committee.
- 11. Counsel for witnesses permitted. –** Any witness testifying before the Committee may have private legal counsel present. Participation by a witness's counsel at a hearing and while the witness is testifying is limited to advising the witness of the witness's legal

rights. Counsel's failure to abide by these procedures is grounds for counsel's exclusion from the hearing.

12. Propounding of questions. –

- (a)** Committee members and staff, if requested by the chair or Committee, may question any witness. The chair shall recognize Committee members who wish to question a witness for a series of questions. The Committee member may ask the witness all questions without interruption so long as permitted by the chair. Upon completion of a series of questions by a Committee member, the chair may recognize another Committee member for questions in the order recognized. After all Committee members desiring to ask questions have been given an opportunity to ask a series of questions, the chair may give members additional opportunities to ask a series of questions in the same order.
- (b)** After receiving permission from the chair, all questions to be asked of any witness shall be directed to the witness. The chair may permit a series of questions to be asked without requiring specific consent for each individual question.
- (c)** A member of the Committee, the accused legislator, or the accused legislator's private legal counsel, may object to any question before the question is answered. All objections shall be directed to the chair. If an objection is raised, the chair shall determine whether the question is relevant and has probative value as to a substantive issue, and is not a waste of time or redundant, and whether the witness will be allowed to answer. The ruling of the chair, without objection from a member of the Committee, shall stand.
- (d)** If the chair's ruling is objected to by a member of the Committee, the motion shall be, "That the ruling of the chair be overruled." The chair's ruling shall be overruled if the motion is adopted by majority vote of the members of the Committee present and voting.

13. Meetings of Committee. –

- (a) The Committee's meetings shall be held in open session, except for matters that could otherwise be considered in closed session under G.S. 143-318.11.
- (b) All proceedings of any evidentiary hearings shall be transcribed.
- (c) The accused legislator and the legislator's private legal counsel shall be permitted to attend any closed session held for the purpose of the presentation of evidence or taking testimony from a witness testifying as to matters related to allegations against the accused legislator.
- (d) Private legal counsel of any witness shall be permitted in a closed session during the period of the witness's testimony. The parents or legal guardian of a minor witness shall be permitted in a closed session during the period of the minor witness's testimony.

14. Division of issues. – After hearing evidence on the substantive issues of the alleged unethical or unlawful conduct by the accused legislator, the Committee shall address the following issues:

- (1) Whether, by clear and convincing evidence, one or more of the charges against the accused legislator is true.
- (2) If so, what action will be taken by the Committee.
- (3) Whether, by a preponderance of the evidence, the accused legislator should be exonerated of the charges.

15. Disposition of cases. – When the Committee has concluded its inquiries into alleged violations, the Committee, by majority vote of those present and voting, shall do one of the following:

- (1) If the Committee fails to find the alleged violations are established by clear and convincing evidence, the Committee shall report this to the House of Representatives and to the accused legislator. If the Committee finds by a preponderance of the evidence that the accused legislator should be exonerated of the charges, the chair shall transmit

this finding in writing to the accused legislator and to the House of Representatives.

- (2)** If the Committee finds the alleged violations are established by clear and convincing evidence, the Committee shall do one or both of the following:
 - a.** Refer the matter to the Attorney General for investigation and referral to the district attorney for possible prosecution if the Committee finds substantial evidence of a violation of a criminal law that is not already the subject of an indictment.
 - b.** Refer the matter to the House or Representatives for appropriate action, which may include admonishment, censure and expulsion.

16. Role of Committee members and staff. –

- (a)** The duties of staff assigned to the Committee shall be directed by the chair.
- (b)** Legislative staff may be authorized to do the following:
 - (1)** Research any legal issues arising from the investigation.
 - (2)** Help Committee members prepare for meetings.
 - (3)** Consult with the Attorney General's staff or other outside legal counsel on matters arising from the investigation as necessary.
 - (4)** Carry out other duties as directed by the chair.
- (c)** Other staff:
 - (1)** All investigations, at the chair's discretion, may be performed by an investigator designated in accordance with the procedures set forth in Rule C.4.
 - (2)** Outside counsel designated in accordance with the procedures set forth in Rule C.4. of these procedures shall be authorized to oversee the investigation in preparation for hearings and shall prepare and present evidence to the Committee, including the initial presentation of the evidence through the questioning of witnesses.



**Office of Speaker Joe Hackney
North Carolina House of Representatives
Raleigh, North Carolina 27601-1096**

**HOUSE SELECT COMMITTEE TO INVESTIGATE ALLEGED MISCONDUCT
AND OTHER MATTERS INCLUDED IN INDICTMENTS AGAINST
REPRESENTATIVE THOMAS E. WRIGHT**

**TO THE HONORABLE MEMBERS OF THE
NORTH CAROLINA HOUSE OF REPRESENTATIVES**

Whereas, the State Board of Elections conducted a hearing on May 15, 2007, to consider allegations and evidence of alleged violations by Representative Thomas E. Wright of campaign finance regulations and other possible criminal wrongdoing; and

Whereas, after that hearing the State Board of Elections referred the matter to the Wake County District Attorney to consider criminal charges against Representative Wright; and

Whereas, on May 21, 2007, the Speaker requested the Legislative Ethics Committee investigate the alleged violation of the Legislative Ethics Act or the criminal law, or both, by Representative Wright; and

Whereas, on December 10, 2007, the Wake County Grand Jury indicted Representative Wright on six felony charges: five of obtaining property by false pretenses and one of obstruction of justice; and

Whereas, on December 12, 2007, the Legislative Ethics Committee made to the House of Representatives and to the Speaker of the House of Representatives the following initial report of that Committee's findings in its ongoing investigation:

"The Legislative Ethics Committee has considered the indictments rendered by the grand jury sitting in Wake County in the matter of State of North Carolina v. Thomas E. Wright, contained in criminal files 07 CRS 84372, 84373, 84374, 84375, 84376 and 84377, charging felonies of obtaining property by false pretenses and a felony of obstruction of justice with respect to campaign finance reports.

Having considered the evidence presently available to it and having assumed that evidence to be true, the Committee has concluded that under the Legislative Ethics Act as it existed at the time the matters in these indictments are alleged to have occurred, the Committee's jurisdiction under the then existing law would not reach the matters alleged in the indictments.

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IN INDICTMENTS AGAINST REPRESENTATIVE THOMAS E. WRIGHT

However, the Committee finds that, if true, the acts alleged in the indictments are unethical and warrant such action as the House of Representatives may determine.

The Committee refers the specific matters contained in Wake County criminal files 07 CRS 84372, 84373, 84374, 84375, 84376 and 84377 to the North Carolina House of Representatives for such action as the House deems appropriate under Article II, § 20, of the North Carolina Constitution. The Committee notes that the jurisdiction of the House of Representatives in this matter is broader than that which is statutorily granted to the Committee under the former Legislative Ethics Act." ; and

Whereas, the Legislative Ethics Committee continues to have jurisdiction over matters related to its powers under Article 14 of Chapter 120 and the conduct of Representative Wright and may make further reports to the House of Representatives and the Speaker of the House of Representatives; and

Whereas, Article II, Section 20, of the North Carolina Constitution requires each house of the General Assembly to be the judge of the qualifications of its members; and

Whereas, Article VI, Section 8, of the North Carolina Constitution provides that a member of the General Assembly is disqualified from his or her office if adjudged guilty of treason, any other felony, or corruption or malpractice in any office; and

Whereas, the House of Representatives possesses the inherent power of a legislative body to discipline its members for violations of its rules, for unlawful behavior, for unethical conduct, for corruption or malpractice in office, for violations of the oath of office, and for offenses injurious to the House; and

Whereas, it is now necessary for the House of Representatives to investigate the matters alleged in the indictments against Representative Wright and other allegations of misconduct in order to determine their truth and, if so, to determine his qualifications to continue to hold office as a member of the House of Representatives as required by the Constitution; and

Whereas, it is now necessary for the House of Representatives to investigate the matters alleged in the indictments against Representative Wright and other allegations of misconduct in order to determine their truth and, if so, to determine whether his conduct violates the rules of the House, violates his oath of office, is unlawful or unethical, is corrupt or constitutes malpractice in office, is abuse of office, or is injurious to the House, and whether within the inherent powers to discipline its members the House of Representatives shall impose any sanctions against Representative Wright;

Now, therefore:

Section 1. The House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright is established by the Speaker as a select committee of the House pursuant to G.S. 120-19.6(a) and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly.

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IN INDICTMENTS AGAINST REPRESENTATIVE THOMAS E. WRIGHT

Section 2. The Select Committee consists of six House members. The individuals listed below are appointed as members of the Select Committee. Members serve at the pleasure of the Speaker of the House of Representatives.

Representative Rick Glazier, Chair
Representative Paul Stam, Vice Chair
Representative Marvin W. Lucas
Representative William C. McGee
Representative Edith D. Warren
Representative Laura I. Wiley

Section 3. The Select Committee shall investigate the matters reflected in the attached indictments against Representative Thomas E. Wright and other allegations of possible unethical or unlawful conduct that are outside the jurisdiction of the Legislative Ethics Committee applying the substantive law in effect before January 1, 2007. The Select Committee shall also investigate any additional matters referred to it by the Speaker upon a report of the Legislative Ethics Committee.

Section 4. The Select Committee shall conduct a preliminary investigation to determine whether there is probable cause that Representative Wright has committed unethical or unlawful conduct. The Select Committee shall notify Representative Wright of its determination and any charges against him. If the Select Committee determines there is probable cause to proceed, it shall conduct an evidentiary hearing to determine whether Representative Wright's conduct was unethical or unlawful and constitutes grounds for sanctions by the House of Representatives. If the Select Committee finds that the conduct was not unethical or unlawful or that no sanctions are warranted, the Select Committee shall report this to the House of Representatives and to Representative Wright. If the Select Committee determines that Representative Wright's conduct was unethical or unlawful and that sanctions should arise, the Select Committee shall report its Findings to the House of Representatives and to Representative Wright. The report shall also include recommended legislation for appropriate action, which may include reprimand, censure, or expulsion.

Section 5. The Select Committee shall promptly adopt rules of procedure, a copy of which shall be delivered to Representative Wright. To the extent practical, the Select Committee shall conduct its work in concert with the work of the Legislative Ethics Committee.

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IN INDICTMENTS AGAINST REPRESENTATIVE THOMAS E. WRIGHT

Section 6. Representative Wright has the right to be present, present evidence, cross-examine witnesses, and to be represented by legal counsel at any evidentiary hearing of the Select Committee.

Section 7. The Select Committee may meet during the interim period or during sessions upon the call of its chair.

Section 8. The Select Committee is vested with the authority contained in Article 5A of Chapter 120 of the General Statutes.

Section 9. The Legislative Services Officer shall assign professional and clerical staff to assist the Select Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Select Committee.

Section 10. Members of the Select Committee shall receive per diem, subsistence, and travel allowance at the rate established in G.S. 120-3.1.

Section 11. The expenses of the Select Committee are considered expenses incurred for the operation of the House of Representatives and shall be paid pursuant to G.S. 120-35 from funds available to the House of Representatives for its operations. Individual expenses of \$5,000 or less, including per diem, travel, and subsistence expenses of members of the Select Committee, and clerical expenses shall be paid upon the authorization of the chair of the Select Committee. Individual expenses in excess of \$5,000 shall be paid upon the written approval of the Speaker of the House of Representatives. The Select Committee may arrange for or contract for professional, clerical, or consultant services, as approved by the Speaker of the House of Representatives.

Section 12. The Select Committee shall continue until dissolved by the Speaker of the House of Representatives. The Speaker of the House of Representatives may dissolve the Select Committee at any time.

Effective this 13th of December, 2007.



Joe Hackney
Speaker

12.13.07 v.2



North Carolina House of Representatives

House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright

REPRESENTATIVE RICK GLAZIER, CHAIR
REPRESENTATIVE PAUL STAM, VICE-CHAIR
REPRESENTATIVE MARVIN LUCAS

REPRESENTATIVE BILL MCGEE
REPRESENTATIVE EDITH WARREN
REPRESENTATIVE LAURA WILEY

To: Members of the House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright
From: Kory Goldsmith, Committee Co-counsel
Date: January 9, 2008
Re: Authority of Legislative Bodies to Discipline Members

Issues:

- What is the source of authority for a legislature to exclude, expel or discipline its members?
- What is the scope of that power?
- What types of behavior has been the subject of disciplinary sanctions?

Summary Points:

- A legislative body's authority to exclude, expel or discipline its members is constitutional.
- The scope of that authority includes the power to:
 - 1) Exclude a member, that is, to refuse to seat the member after an election; and
 - 2) Expel or discipline a member.
- The authority to expel or discipline members extends to conduct by a legislator that is public or private, civil or criminal, official or unofficial.

Discussion:

- I. Constitutional Authority** – A legislative body's authority to expel, discipline, or exclude a member has two constitutional basis.
- A. First is inherent in and organic to the principle of Separation of Powers.
 - B. Second, every state constitution as well as the federal constitution contains language that makes each house the sole judge of the "election and qualifications" of its members.
 - North Carolina's Constitution provides "**Each house shall be judge of the qualifications and elections of its own members.**"¹ This language has been in the constitution since 1776 with only minor changes.²

¹ Art. II, Sec. 20, Constitution of 1971.

² Constitution of 1776 required concurrence of both chambers.

II. Scope of Authority.

- A. **Exclusion** - Applies to whether a member will be seated after an election.
- Is governed by constitutionally specified qualifications, such as the requirements of age, citizenship and residence contained in the United States or other states' constitutions.
 - Courts have held that Congress and state legislatures may not impose additional qualifications.³

B. **Expulsion and Discipline**

1. **Separation of Powers.**

- Courts and commentators have held that "every legislative body in which is vested the general legislative power of the state has the implied power to expel a member for any cause which it may deem sufficient."⁴
- The power is inherent in every legislative body because it is necessary to enable the body "to perform its high functions . . . [and] is necessary to the safety of the state."⁵
- "It is the power of self-protection" and the legislative body "must necessarily be the sole judge" of the circumstances which may justify and require its exercise.⁶
- The power to expel also includes the authority to impose lesser disciplines.⁷

2. **Elections and Qualifications**

- North Carolina's Constitution provides "**Each house shall be judge of the qualifications and elections of its own members.**"⁸
- The Supreme Court of Massachusetts examined its state's constitution and determined that the authority to be "judge of the returns, elections, and qualifications of its own members" did not limit the power of a legislative body. [T]hey are judges in other respects, in all respects."⁹
- Under a clause such as this, a legislative body could properly determine the grounds for an expulsion, including offenses that may

³ Powell v. McCormack, 395 U.S. 486 (1969); Bond v. Floyd, 385 U.S. 116 (1966).

⁴ French v. Senate of State of California, 1465 Cal. 604, 605 (CA S.Ct.) 1905; Hiss v. Bartlett, 69 Mass. 475 (MA S.Ct. 1855); Cushing, The Law and Practice of Legislative Assemblies, pp. 259 (Boston 1874).

⁵ Id. at French quoting Hiss.

⁶ Id.

⁷ Cushing at 251.

⁸ N.C. Const., Art. II, Sec. 20.

⁹ Hiss at 469.

not be punishable by a statute, but are inconsistent with a member's duty and trust.¹⁰

- 43 states and the federal constitution have additional language that requires a 2/3's vote of the body in order to expel a member. However, this has been held to be a limitation on the general power to expel, not a grant of power.

"If this provision were omitted, and there were no other constitutional limitations on the power [to expel], the power would nevertheless exist, and could be exercised by a majority."¹¹

- The only effect of the provision is to make the concurrence of two-thirds of the members elected necessary to its exercise. In all other respects the power to expel is absolute.¹²

3. Limitations on Power of Expulsion/Discipline

- Procedural due process – Courts have held that a legislative body must provide procedural due process to a member when considering whether to expel or discipline. This means the accused member must receive adequate notice, formal charges, and a public hearing with the right to cross-examine witnesses.¹³
- Because the authority to discipline legislators is exclusively committed to the legislative body, courts have no power to revise a disciplinary action taken by a legislature.¹⁴

"The oath of each individual member ...and [the member's] duty under it to act conscientiously for the general good, is the only safeguard to the fellow members against an unjust and causeless expulsion".¹⁵

III. Types of behavior that have been the subject of legislative sanctions

A. Generally

- Misconduct (civil, moral, official and unofficial) which may not strictly be an attack upon the house itself, but "is of such a nature as to render the individual a disgrace to the body of which he [or she] is a member."¹⁶
- Criminal indictments or convictions
- Violations of ethical standards
- Breaches of decorum or order

¹⁰ Story's Constitutional Law, Sec. 836.

¹¹ Hiss at 469.

¹² Id.

¹³ McCarley v. Sanders, 308 F.Supp. 8, 11. (M.D. Alabama, 1970).

¹⁴ French at 609.

¹⁵ Id. See also Cushing at 251.

¹⁶ Cushing, pp. 251.

- Disobedience of the rules of the chamber

B. North Carolina

- Fraud/Larceny – 7 incidents
- Official Misconduct – 3 incidents
- Private Misconduct – 13 incidents
- Member under criminal indictment – 2 incidents
- Anti-social behavior – 2 incidents

C. Other States and Congress

▪ Data collected by the Connecticut's Office of Legislative Research and Legislative Commissioner's Office indicates that out of 86 disciplinary cases, 46 involved conduct that was the subject of a criminal investigation, charge or conviction. Of those 46 cases, there were 9 instances where the legislature commenced its investigation after the member was charged or arrested for a crime. In two additional cases the criminal investigations continued during the legislative investigation.¹⁷

Conclusion

- The North Carolina Constitution provides each chamber of the General Assembly with the authority to expel or discipline its members.
- That authority to expel or discipline is inherent to the body. It rests in the principle of Separation of Powers as well as the language of Article II, Section 20, which provides that each house the judge of the elections and qualifications of its members.
- The authority to expel or discipline members extends to conduct that is public or private, civil or criminal, official or unofficial.

¹⁷ Memo entitled "Disciplinary Action in other States' Legislative Bodies that Involved Criminal Conduct" to the Bipartisan Senate Committee of Review dated October 2, 2007.

Expulsion, Exclusion, or Censure of Legislators by the General Assembly

A	B	C	D	E	F
Date	Legislator	Charge	Resolution	Notes	Constitutional provision
1					That the Senate and House of Commons... shall each have power to... be judges of the qualifications and elections of their members (Sec. 10, NC Constitution of 1776)
2	James Carter - Rowan County	Mishandling public funds - failed to purchase arms and ammunition "for the Defence of the Frontier County of Rowan" as directed.	Expelled from House	North Carolina Colonial Records, Vol. V, pp. 846, 892-893	
3	Francis Brown - Currituck County	Conduct that was "Unworthy a seat [in the House of Representatives]" - admitted to committing perjury before a House investigative committee.	Expelled from House and "rendered incapable to serve as a Member of the Assembly."	Re-elected in 1760. House resolved that "Francis Brown is rendered incapable to sit and vote" in the House and that "his Excellency be addressed to direct the Clerk of the Crown to Issue a Writ for Electing a Member from the County of Perquimans to sit and vote ... in the stead of Mr. Francis Brown." North Carolina Colonial Records, Vol. V, pp. 1050-1051, 1057-58; Vol. VI, pp. 374-376, 473-474.	
4	Hermon Husband (Husband) - Orange County	Promoted "Riots and seditions in the County of Orange", published a letter "Libeling Maurice Moore, Jr." in his newspaper, "was guilty of gross prevarication and falsehood" when examined by a House committee regarding the alleged Libel, and threatened a riot if the House disciplined him.	Expelled from House - "Resolved that the conduct of [Hermon Husband] both as a Member of this House in particular and of the Community in general, has justly incurred the contempt of this House, and rendered him unworthy of a seat in the Assembly."	Dictionary of North Carolina Biography, Vol. 3, p. 243; North Carolina Colonial Records, Vol. VIII, pp. 268-270, 330-331, 471, 643, 645-646	
5	William Gilbert - Tryon County	"Intentionally defrauded the publick to a Considerable amount" - duplicated vouchers for military goods	Expelled from House	Dictionary of North Carolina Biography, Vol. 2, p. 296; North Carolina Colonial Records (State Records of North Carolina), Vol. XIII, pp. 703-708	
6	Edward Clay - Caswell County	Petty larceny (no criminal charge)	Expelled from the House	North Carolina Colonial Records (State Records of North Carolina), Vol. XIX, pp. 776-778, 782-787; Vol. XVII p. 181	
7	Farquahard Campbell - Cumberland County	"This day a committee of the Senate resolved that F. Campbell's election is void, and that he be expelled the House. The election was palpably illegal, and some things appeared against his political character, which occasioned the resolve for expulsion.	Expelled from Senate	This account is contained in a letter from the Hon. A. MacLaine to George Hooper dated 4/21/1784 - State Records of North Carolina, Vol. XVII, pp. 134-135. Based on the language of the letter, it appears Mr. Campbell took office and was later expelled.	
8	Benjamin Herndon - Wilkes County	"The election for a Senator in the County of Wilkes hath been illegally conducted."	Ordered that a writ of election issue to Wilkes Count and that a new election be held.	State Records of North Carolina, Vol. XVIII pp 6, 14.	
9	Benjamin McCulloch (McCulloch, McCulloch) - Halifax County	Fraud in the disbursement of public money (army accounts).	Expelled from Senate (?)	State Records of North Carolina, Vol. XX, pp. 408-409, 628-631 (1785-1788); Vol. XVIII, Prefatory Notes (1786).	

Expulsion, Exclusion, or Censure of Legislators by the General Assembly

A	B	C	D	E	F
10	Philip Alston - Moore County	Murder indictment, threatened a riot if his opponent was elected, denied the existence of God and declared the Scriptures were set forth as a Scare-Crow to children, attempted to corrupt the conductors of the election.	Resolved - "Mr. Philip Alston was not eligible to a seat in the General Assembly at the time of his election, and that his seat therefore be vacated".	State Records of North Carolina, Vol. XVIII., p. 32	
11	Henry Montfort - Warren County	Fraud in the disbursement of public money (army accounts).	Expelled from House	State Records of North Carolina, Vol. XVIII, pp. 306-307, 322-323	
12	John Bonds - Nash County	Fraud - "having fraudulently drawn from the Commissioners of Army Accounts sundry due bills and Certificates."	Expelled from House	House investigation and exclusion occurred while Bonds was under multiple criminal indictments for fraud and forgery. House of Commons Journal, December 12, 1787, State Records of North Carolina, Vol. XVIII, pp. 109, 150, 335, 370-372; XX, pp. 170-171, 213, 233-235.	
13	Hardy Holmes - Sullivan County	Public Indebtedness - Holmes was the Collector of the Public Tax in Sampson County and was "in arrears to the public for the Collection of the public Tax in the said County for the year 1787."	Initially excluded from taking a seat - "Mr. Holmes...is indebted to the public and that he was not eligible to a seat in this present General Assembly at the time he was Elected." On 11/29/88, he presented the "Certificate of his Election", was qualified agreeable to Law and was seated.	State Records of North Carolina, Vol. XX, pp. 494-495, 562.	
14	Thomas Wade - Anson County	Public Indebtedness - Wade "is in arrears to the public on account of his collection of the taxes of [Anson County] as late Sheriff."	Excluded from taking a seat - "Mr. Wade was not at the time of the election, nor is at this time, eligible to a seat in the present General Assembly."	State Records of North Carolina, Vol. XXI, p. 595	
15	John Clary - Perquimans County	Criminal conviction of cohabitating with stepdaughter - "a crime so enormous as renders it unfit that he should be permitted to continue as member."	Resigned before resolution of expulsion could be voted upon.	Journal of the House of Commons of the State of North Carolina, 1809, pp. 10, 14, 20, 22; Dictionary of North Carolina Biography, Vol. 1 pp. 383-384	
16	John Roberts - Carteret County	Forgery and fraud committed while an assistant paymaster during the War of 1812	Expelled from Senate - the resolution declare him ineligible for office and vacated his seat.	Dictionary of North Carolina Biography, pp. 227-228; No House Journal located.	
17	Robert Potter - Granville County	Public reports that were "highly injurious" to member's reputation and "derogatory to the dignity of this House, touching on his conduct since he took his seat as a member."	Expelled from House	Engaged in a fight after a card game, during which he drew a pistol and a knife. Journal of the House of Commons, 1834, pp. 223-224, 231, 233-234 (December 29, 1834; January 1-2, 1835); Dictionary of North Carolina Biography, Vol. V., p. 133.	

Expulsion, Exclusion, or Censure of Legislators by the General Assembly

A	B	C	D	E	F
8/20/1868	William Long - Casewell county	Representative elect "is banned by the 14th Article of the Constitution of the United States"	House seat declared vacant	Journal record does not specify how the member was excluded under the U.S. Constitution. However, Section 3 of the 14th Amendment to the U.S. Constitution prohibits a person from holding any State or federal office if, while holding that office the person "engaged in insurrection or rebellion against the United States Constitution." Journal of the House of Representatives of the General Assembly of the State of North Carolina at its Session of 1868, pp. 26, 205, 209-210	Each House shall be judge of the qualifications and elections of its own members. (Art. II, Sec. 24, 1868 Constitution)
18	1875 J. Williams Thorne	Advocated and promulgated a "most sacrilegious doctrine, subversive of the principles of the constitution of the State of North Carolina and of sound morality."	Expelled from the House	Record is unclear as to what the doctrine was, but during the debate, one member offered a substitute resolution accusing Thorne of "denying the being of Almighty God and entertaining religious views at variance with those which should control the action of a representative." That substitute resolution was later withdrawn. Another member moved to amend the resolution to read: "[T]he said J. Williams Thorne has written and published a pamphlet calculated to encourage infidelity and a want of confidence in the divine authenticity of the Holy Bible, thereby bringing it into contempt, and promoting vice and immorality." The amendment failed. Journal of the House of Representatives of the General Assembly of the State of North Carolina at its Session of 1874-75, pp. 261, 465-466, 489-490, 500-503 (p. 503; expelled February 24, 1875); 12	
19	Josiah Turner - Orange County	"S[ai]d member from Orange has been guilty of the grossest improprieties upon the floor of this House in his disorderly, contumacious and defiant conduct, violating the rules of this House in a willfully disrespectful manner."	Censured, present when motion of censure was adopted; called to the Bar of the House to receive censure but left the House Chamber, then expelled from the House.	House Journal, 1880 (Special Session), pp. 114-115, and pp. 117-119 (March 26, 1880)	
20	Ken Miller - Alamance County	Conduct unbecoming and unfitting of a member of the House of Representatives (Unsolicited and in appropriate remarks of a sexual nature to a female employee, to a female lobbyist, and to a female page.)	Censured by the House	Journal of the House of Representatives of the 1995 General Assembly of the State of North Carolina, Second Session 1996, pp. 11-13.	Each house shall be judge of the qualifications and elections of its own members. (Art. II, Sec. 20, Constitution of 1971)
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Incidences of Disciplinary Actions by Type of Behavior – State and Federal. Compiled by the Research Division of the North Carolina General Assembly.

Fraud - Larceny

<i>Date</i>	<i>State</i>	<i>Federal</i>	<i>Incident</i>	<i>Charge</i>
11/23/1757	North Carolina	<input type="checkbox"/>	Failed to purchase arms and ammunition "for the Defence of the Frontier County of Rowan" as directed"	Mishandling public funds
2/8/1779	North Carolina	<input type="checkbox"/>	Duplicated vouchers for military goods	"Intentionally defrauded the public to a Considerable amount".
11/11/1784	North Carolina	<input type="checkbox"/>	Stole eight shillings from a shop keeper	Petty larceny
12/11/1786	North Carolina	<input type="checkbox"/>	Fraud in the disbursement of public money (army accounts).	Fraud
12/15/1786	North Carolina	<input type="checkbox"/>	Fraud in the disbursement of public money (army accounts).	Fraud
12/14/1787	North Carolina	<input type="checkbox"/>	Fraud - "having fraudulently drawn from the Commissioners of Army Accounts sundry due bills and Certificates."	Fraud
11/11/1788	North Carolina	<input type="checkbox"/>	Holmes was the Collector of the Public Tax in Sampson County and was "in arrears to the public for the Collection of the public Tax in the said County for the year 1787."	Public Indebtedness, "was not eligible to a seat in this present General Assembly at the time he was Elected."

<i>Date</i>	<i>State</i>	<i>Federal</i>	<i>Incident</i>	<i>Charge</i>
11/13/1789	North Carolina	<input type="checkbox"/>	Wade "is in arrears to the public on account of his collection of the taxes of [Anson County] as late Sheriff."	Public indebtedness - "Mr. Wade was not at the time of the election, nor is at this time, eligible to a seat in the present General Assembly."
1/1/1816	North Carolina	<input type="checkbox"/>	Forgery and fraud committed while an assistant paymaster during the War of 1812.	Fraud - The resolution declare him ineligible for office and vacated his seat.
1/1/1893	North Dakota	<input checked="" type="checkbox"/>		Embezzlement
1/1/1974	Arkansas	<input type="checkbox"/>	Convicted of federal tax fraud	
1/1/1975	Pennsylvania	<input type="checkbox"/>	Consent disbarment resulting from charges including improperly converting client funds to personal use and co-mingling funds between clients estates	Converting trust funds to personal use and co-mingling further trust funds to restore the converted amounts constituted a grave and serious matter and conduct unbecoming any public official.
1/1/1977	Massachusetts	<input type="checkbox"/>	Convicted of extortion, conspiracy to commit extortion and conspiracy to violate the Travel Act.	Criminal convictions were not "compatible with 'the senator's] continued service in the Senate"
1/1/1978	Michigan	<input type="checkbox"/>	Convicted of embezzling funds from a legal client before becoming a legislator	
1/1/1986	Florida	<input type="checkbox"/>	Convicted of five felony charges of making misstatements on a SBA loan application	Conduct shows "he was inattentive to matters that ultimately led to his federal convictions and have cast a shadow on the honor of the House of Representatives.

<i>Date</i>	<i>State</i>	<i>Federal</i>	<i>Incident</i>	<i>Charge</i>
1/1/1986	Minnesota	<input type="checkbox"/>	Pled guilty to felony theft charges - wrote total of 76 bad checks	
12/18/1987	Pennsylvania	<input checked="" type="checkbox"/>	Ghost voting; maintaining on his payroll persons not performing official duties commensurate with pay.	
1/1/1991	Utah	<input type="checkbox"/>	Convicted of misdemeanor shoplifting	
1/1/1994	South Carolina	<input type="checkbox"/>	Pled guilty to misdemeanor federal tax law violation	

Ethics/Conflict of Interest

<i>Date</i>	<i>State</i>	<i>Federal</i>	<i>Incident</i>	<i>Charge</i>
11/4/1929	Conneticut	<input checked="" type="checkbox"/>		Employing a staff member who was also employed by an interest group.
6/23/1967	Conneticut	<input checked="" type="checkbox"/>		Use of office to convert campaign funds to his personal benefit. Conduct unbecoming a senator
7/29/1976	Florida	<input checked="" type="checkbox"/>	Use of office for peronal gain; failure to disclose interest in legislation	
1/1/1982	New Jersey	<input checked="" type="checkbox"/>		Corruption
7/31/1984	Idoho	<input checked="" type="checkbox"/>	False statements on financial disclosure form; conviction for same.	

<i>Date</i>	<i>State</i>	<i>Federal</i>	<i>Incident</i>	<i>Charge</i>
1/1/1987	Virginia	<input type="checkbox"/>	Voting in violation of conflict of interest rules	Unethical Conduct
7/25/1990	Minnesota	<input checked="" type="checkbox"/>		Unethical conduct
1/1/1991	Arizona	<input type="checkbox"/>	Indicted for taking money in return for supporting legislation	Unethical conduct in violation of Senate rules and personal and state campaign finance disclosure laws.
1/1/1992	Florida	<input type="checkbox"/>	Representing others before state agency, seeking a benefit inconsistent with public duties.	Legislator apologized for "any unintentional adverse effect his actions may have brought" on the House.
1/1/1994	Florida	<input type="checkbox"/>	Representing others before state agency	
1/1/1994	New Hampshire	<input type="checkbox"/>	Introducing legislation to impeach probate judge involved in case of mother's estate	
1/1/1995	Oregon	<input checked="" type="checkbox"/>		Sexual misconduct and abuse of power

<i>Date</i>	<i>State</i>	<i>Federal</i>	<i>Incident</i>	<i>Charge</i>
1/1/1996	Ohio	<input type="checkbox"/>	Accepted gifts from lobbyists	
1/1/1997	Indiana	<input type="checkbox"/>	Affair with intern	Immoral and unethical conduct "in contradiction to the high moral and ethical standards expected of members of the Indiana State Senate under the Rules of the Senate."
1/1/1997	Maryland	<input type="checkbox"/>	Bribery, extortion, filing false tax returns	Failure to disclose contractual relationship with a State agency; Conflict of interest concerning legislation; improper solicitation and acceptance of gifts; improper use of district office funds; improper use of title for commercial purposes.
1/1/1998	New Hampshire	<input type="checkbox"/>	Introducing legislation to impeach probate judge involved in case of mother's estate	
1/1/1999	Minnesota	<input type="checkbox"/>	Accepted state contract related to legislation he introduced	
1/1/2005	New Hampshire	<input type="checkbox"/>	Seven years of soliciting gifts from individuals who were likely to have matters pending before the legislature including businesses, lobbyists, and individuals. Pled guilty to failing to report gifts over \$50	(1) Solicitation/acceptance of gifts while knowing/believing givers were or were likely to be interested in matters pending before the legislature; (2) using public position to obtain gifts for private benefit; (3) disregarding obligation to report gifts.
1/1/2005	Ohio	<input type="checkbox"/>	Failed to disclose gifts on disclosure forms	

Private Misconduct - State

<i>Date</i>	<i>State</i>	<i>Incident</i>	<i>Charge</i>
<i>Yes</i>			
11/23/1757	North Carolina	Failed to purchase arms and ammunition "for the Defence of the Frontier County of Rowan" as directed"	Mishandling public funds
12/20/1770	North Carolina	Promoted "Riots and seditions in the County of Orange", published a letter "Libeling Maurice Moore, Jr.", lied when examined by a House committee regarding the alleged Libel, and threatened a riot if the House. disciplined him.	"Resolved that the conduct of [Hermon Husband] both as a Member of this House in particular and of the Community in general, has justly incurred the contempt of this House, and rendered him unworthy of a seat in the Assembly."
2/8/1779	North Carolina	Duplicated vouchers for military goods	"Intentionally defrauded the publick to a Considerable amount".
11/11/1784	North Carolina	Stole eight shillings from a shop keeper	Petty larceny
12/1/1786	North Carolina	Murder indictment, threatened a riot if his opponent was elected, denied the existence of God and declared the Scriptures were set forth as a Scare-Crow to children, attempted to corrupt the conductors of the election.	Resolved - "Mr. Philip Alston was not eligible to a seat in the General Assembly at the time of his election, and that his seat therefore be vacated".
12/11/1786	North Carolina	Fraud in the disbursement of public money (army accounts).	Fraud

<i>Date</i>	<i>State</i>	<i>Incident</i>	<i>Charge</i>
12/15/1786	North Carolina	Fraud in the disbursement of public money (army accounts).	Fraud
12/14/1787	North Carolina	Fraud - "having fraudulently drawn from the Commissioners of Army Accounts sundry due bills and Certificates."	Fraud
11/11/1788	North Carolina	Holmes was the Collector of the Public Tax in Sampson County and was "in arrears to the public for the Collection of the public Tax in the said County for the year 1787."	Public Indebtedness. "was not eligible to a seat in this present General Assembly at the time he was Elected."
11/13/1789	North Carolina	Wade "is in arrears to the public on account of his collection of the taxes of [Anson County] as late Sheriff."	Public Indebtedness - "Mr. Wade was not at the time of the election, nor is at this time, eligible to a seat in the present General Assembly."
1/1/1808	Tennessee		Disloyalty/Treason
12/2/1809	North Carolina	Criminal conviction of cohabitating with stepdaughter	Conviction of a "crime so enormous as renders it unfit that he should be permitted to continue as member."
1/1/1816	North Carolina	Forgery and fraud committed while an assistant paymaster during the War of 1812.	Fraud - The resolution declare him ineligible for office and vacated his seat.

<i>Date</i>	<i>State</i>	<i>Incident</i>	<i>Charge</i>
1/2/1835	North Carolina	Engaged in a fight after a card game, during which he drew a pistol and a knife.	Public reports that were "highly injurious" to member's reputation and "derogatory to the dignity of this House, touching on his conduct since he took his seat as a member."
1/1/1861	Arkansas		Support for Confederate rebellion
1/1/1861	Arkansas		Support for Confederate rebellion
1/1/1861	Kentucky		Support for Confederate rebellion
1/1/1861	Kentucky		Support for Confederate rebellion
1/1/1861	North Carolina		Support for Confederate rebellion
1/1/1861	North Carolina		Support for Confederate rebellion

<i>Date</i>	<i>State</i>	<i>Incident</i>	<i>Charge</i>
1/1/1861	South Carolina		Support for Confederate rebellion
1/1/1861	Tennessee		Support for Confederate rebellion
1/1/1861	Texas		Support for Confederate rebellion
1/1/1861	Texas		Support for Confederate rebellion
1/1/1861	Virginia		Support for Confederate rebellion
1/1/1861	Virginia		Support for Confederate rebellion
7/31/1861	Mo	Disloyalty to the Union - taking up arms against the United States	

<i>Date</i>	<i>State</i>	<i>Incident</i>	<i>Charge</i>
12/2/1861	Mo	Disloyalty to the Union - open rebellion against the Government	
1/1/1862	Indiana		Support of the Confederate rebellion
1/1/1862	Missouri		Support of the Confederate rebellion
1/1/1862	Missouri		Support of the Confederate rebellion
2/27/1873	Massachusetts	Bribery in "Credit Mobilier" case	
2/27/1873	New York	Bribery in "Credit Mobilier" case	
1/1/1875	North Carolina	Publishd unpopular religious tract	Advocated and promulgated a "most sacrilegious doctrine, subversive of the principles of the constitution of the State of North Carolina and of sound morality."

<i>Date</i>	<i>State</i>	<i>Incident</i>	<i>Charge</i>
1/1/1893	North Dakota		Embezzlement
1/1/1942	North Dakota		Corruption
1/1/1975	Pennsylvania	Consent disbarment resulting from charges including improperly converting client funds to personal use and co-mingling funds between clients estates	Converting trust funds to personal use and co-mingling further trust funds to restore the converted amounts constituted a grave and serious matter and conduct unbecoming any public official.
1/1/1978	Michigan	Convicted of embezzling funds from a legal client before becoming a legislator	
7/31/1979	Michigan	Conviction of Payroll fraud	
1/1/1980	Florida	Sexual discrimination and sexual harassment	
6/6/1980	California	Receipt of improper gifts; "ghost" employees; improper personal use of campaign funds.	

<i>Date</i>	<i>State</i>	<i>Incident</i>	<i>Charge</i>
1/1/1986	Florida	Convicted of five felony charges of making misstatements on a SBA loan application	Conduct shows "he was inattentive to matters that ultimately led to his federal convictions and have cast a shadow on the honor of the House of Representatives.
1/1/1986	Minnesota	Pled guilty to felony theft charges - wrote total of 76 bad checks	
1/1/1989	Hawaii	Soliciting undercover policewoman	Censure
1/1/1991	Utah	Convicted of misdemeanor shoplifting	
1/1/1992	Florida	Representing others before state agency, seeking a benefit inconsistent with public duties.	Legislator apologized for "any unintentional adverse effect his actions may have brought" on the House.
1/1/1994	South Carolina	Pled guilty to misdemeanor federal tax law violation	
1/1/1995	Minnesota	Threats to State Commissioner, 3 DWI arrests in less than 7 weeks	

<i>Date</i>	<i>State</i>	<i>Incident</i>	<i>Charge</i>
1/1/1995	Minnesota	Domestic violence allegations	
1/1/1998	Georgia	Smuggling a small amount of marijuana into the country.	
1/1/2001	Michigan	3 drunk driving convictions, two alleged domestic violence calls, sexually explicit photos on State owned computer, verbal abuse of legislative staff	

Table of Disciplinary Actions in Other States, taken from "Disciplinary Actions in Other State's Legislative Bodies," published by the Connecticut Office of Legislative Research and Legislative Commissioner's Office, October 2, 2007.

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
EXPULSION				
ALASKA	In 1982, Sen. George H. Hohman, Jr. was convicted of felonious bribery and receiving a bribe for offering to share a \$20,000 bribe with another legislator in return for a vote in favor of the state purchasing two Canadian firefighting planes. He was sentenced to three years in prison.	The 6-member Senate Rules Committee (3 private citizens and 3 senators) reviewed the record of the jury trial and took testimony from Sen. Hohman, witnesses on his behalf, and his attorney.	The committee found that the jury's verdict and the evidence presented to the committee clearly established that Sen. Hohman intentionally violated "the most fundamental of his duties, which are to safeguard the public trust and to preserve the integrity of this body."	Expulsion by adoption of Senate Resolution (16-4).
ARIZONA	In 1991, Sen. Carolyn Walker was one of 11 legislators indicted in a year-long undercover operation on vote selling. Sen. Walker was videotaped taking money from a paid informant for her support of legislation that would have legalized casino gambling. The legislation did not pass.	The Senate referred the matter to the five-member Ethics Committee, which adopted rules for receiving and investigating complaints. The Senate retained special counsel to advise the Senate and the committee and to conduct a preliminary investigation into the allegations against Sen. Walker. Counsel reported his findings and recommended that the committee issue a complaint charging Sen. Walker with unethical conduct. The committee issued the complaint, held two public hearings on it, and subsequently issued a report to the Senate.	The committee found that Sen. Walker engaged in unethical conduct in violation of Senate rules and personal and state campaign finance disclosure laws. It unanimously recommended that Sen. Walker, the majority whip, be expelled.	Expulsion.
ARKANSAS	In 1974, Sen. Guy H. Jones was expelled after a 1972 conviction on federal tax fraud charges.	No information.	No information.	Expelled.
MARYLAND	In December 1997, a series of newspaper stories raised questions	On December 3, 1997, the presiding officers referred the matter to the Joint	The Joint Committee on Legislative Ethics released its report on January 12, 1998 and	Expulsion (by a vote of 36-10).

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>about Sen. Larry Young, chair of the Senate Subcommittee on Health, accepting gifts from health care companies and a state college, failing to disclose a contract with a state agency, mixing his legislative and private office budgets, and using the prestige of his office for personal gain.</p> <p>The legislature initiated an investigation that resulted in his expulsion in January 1998. In December 1998, he was indicted by a county grand jury on nine counts for demanding \$52,000 in bribes and two computers from a health care company, extorting \$74,493 and the computers from the companies and \$8,000 for an aide, and filing a false state income tax return in 1995. It appears that at least some charges were felonies.</p> <p>A jury acquitted him of all criminal charges in September 1999. The judge had previously dismissed four counts of extortion.</p>	<p>Committee on Legislative Ethics, a joint committee of the Senate and the House under Maryland state law (Md. Code Ann., State Gov't., § 2-701 et seq.). They requested that the committee convene immediately to make a thorough review of allegations of improprieties on the part of Sen. Young. They asked the committee to investigate all aspects of the senator's business practices as they related to his position in the legislature and to report back before the 1998 legislative session.</p> <p>From the outset, the co-chairs of the committee limited their investigation and report to potential violations of public ethics laws. The committee met in closed session a total of four times. Its first meeting was on December 9, 1997. During the third session, it met to interview Sen. Young, who was represented by counsel (that hearing was closed to the public at the senator's request). Sen. Young called one witness. The committee's report appears to indicate that its last meeting, the fifth one, was not closed to the public.</p> <p>After a month-long investigation, the committee reported. Four days later, the Senate voted.</p>	<p>made the following findings of ethical violations, among others:</p> <ul style="list-style-type: none"> • failure to disclose a contractual relationship with a state agency (Coppin State College) and conflicts of interest concerning legislation that related to Coppin State College, • improper solicitation and acceptance of gifts, • improper use of district office funds, and • improper use of title for commercial purposes and use of prestige of office in connection with occupational activities. <p>The committee voted unanimously to recommend that the Senate:</p> <ul style="list-style-type: none"> • remove Sen. Young immediately as a member of Senate leadership; chairman of any committee or subcommittee; and member of any standing, statutory, joint, or select committees or subcommittees; • adopt a censure resolution; and • consider an expulsion resolution based on its findings. 	
<p>MASSACHU- SETTS</p>	<p>In 1977, Senators Joseph J.C. DiCarlo and Ronald C. MacKenzie were convicted in federal court for</p>	<p>The Senate referred the matter to its Committee on Ethics on the day of the conviction. The committee held two</p>	<p>The committee stated that "the crimes with which the senators were charged and of which they have been convicted are so</p>	<p>The committee recommended expelling DiCarlo and declaring the seat vacant even though the</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>extortion, conspiracy to commit extortion, and conspiracy to violate the Travel Act in connection with their performance as senators. Some, if not all, charges were felonies.</p>	<p>hearings, after which it determined that disciplinary proceedings should be conducted pursuant to the Senate's inherent power with respect to its members. The committee held a third hearing to determine if the convictions "were compatible with [the senators'] continued service in the Senate..." ("Report and Recommendations Concerning Senators Joseph J.C. DiCarlo and Ronald C. MacKenzie," Senate Committee on Ethics, April 1, 1977).</p>	<p>serious as to render one who has committed them unfit to continue to serve as a member of the Senate."</p>	<p>senator's conviction appeal was pending in federal court. The Senate expelled DiCarlo after a daylong debate.</p>
MICHIGAN	<p>In 2001, Sen. David Jaye was investigated for three drunk driving convictions, two alleged physical altercations with his fiancée, having sexually explicit photos on his Senate-owned computer, and alleged verbal abuse of Senate staff.</p> <p>Proceedings on domestic violence were pending during the legislative investigation.</p>	<p>Resolution created a bipartisan committee. Jaye had been progressively disciplined by Senate leadership previously.</p>	<p>Committee recommended expulsion.</p>	<p>Expulsion.</p>
MICHIGAN	<p>In 1978, Rep. Monte Gerald was convicted of embezzling funds from a legal client before becoming a legislator (a felony).</p> <p>The legislature investigated while the conviction was on appeal.</p>	<p>No information.</p>	<p>No information.</p>	<p>Expulsion, by a vote of 84-20.</p>
PENNSYLVANIA	<p>In 1975, Sen. Frank Mazzei was found guilty of felony extortion (see <i>United States v. Mazzei</i>, 521 F2d. 639). He was sentenced to time in</p>	<p>The matter was referred to the Rules and Executive Nominations Committee four days after the senator's sentencing.</p>	<p>Upon a finding of guilty in federal court, the Rules and Executive Nominations Committee reported a resolution to the Senate floor recommending expulsion.</p>	<p>Expulsion (unanimous vote).</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>prison on April 11, 1975.</p>	<p>It is unclear from the legislative history whether the Senate president pro tempore appointed a select committee to investigate prior to the matter's referral to the Rules and Executive Nominations Committee. But under the current rules, the Senate's secretary-parliamentarian prepares an expulsion resolution under the sponsorship of the chairman and vice-chairman of the Senate Committee on Ethics and Official Conduct when a member is found guilty of a crime the "gravamen which relates to the member's conduct as a senator," and upon imposition of a sentence.</p> <p>On June 2, the Rules and Executive Nominations Committee reported a resolution.</p>		
<p>SOUTH CAROLINA</p>	<p>In 1994, Sen. Theo Mitchell pled guilty to a misdemeanor (the crime is now a felony) for violating federal tax laws and served a 90-day sentence. The legislature investigated in 1995 after his conviction.</p>	<p>The Senate debated a resolution to expel. A motion to refer the matter to the Senate Ethics Committee failed.</p>	<p>N/A</p>	<p>The Senate, voted 38-7 to expel Sen. Mitchell despite objections by some senators that Sen. Mitchell should have been afforded a hearing prior to taking up the motion to expel. The transcript indicates that Mitchell be "expelled from the Senate, not only for the criminal offenses to which he pled guilty on July 25, 1994, but also for the criminal wrongdoing that he admitted to at his sentencing hearing on September 29, 1994."</p>
<p>WEST</p>	<p>In 1972, Sen. W. Bernard Smith</p>	<p>The Senate considered a resolution.</p>	<p>N/A</p>	<p>The member was expelled by a</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
VIRGINIA	<p>was convicted on federal vote tampering charges, a felony. Smith was one of a group of five (The "Logan Five") politicians convicted of rigging elections. Smith, who was also a former welfare commissioner, was also tried for bribery and perjury. Two bribery trials ended in a hung jury and he was found innocent of perjury.</p>			<p>2/3 vote pursuant to the constitution and corresponding Senate rule.</p>
CENSURE				
ALASKA	<p>In 1993, Sen. George Jacko used or attempted to use his position to gain sexual favors from a 17-year-old legislative page.</p>	<p>The 7-member Senate subcommittee of the Select Committee on Legislative Ethics (5 private citizens and 2 senators) held three public hearings on five charges of ethics violations by Sen. Jacko. The committee took two days to review the testimony and evidence, including briefs on Sen. Jacko's assertion that the ethics laws are silent on prohibiting or punishing attempted acts.</p>	<p>The committee found clear and convincing evidence against Sen. Jacko in three of the five charges. It also found that Sen. Jacko lied in parts of his sworn testimony before the committee and refused to accept responsibility for his actions. As a result, the committee issued a report recommending that Sen. Jacko be:</p> <ol style="list-style-type: none"> 6. censured; 7. stripped of all committee chair positions and appointing authority during the remainder of his term; 8. prohibited from state-funded out-of-state travel during the remainder of his term; 9. required to complete, at his expense, a court-sanctioned Male Awareness Program; and 10. placed on probation for remainder of his term. 	<p>Censure and the other recommended sanctions (20-0).</p>
FLORIDA	<p>In 1986, Rep. John Thomas was</p>	<p>The speaker appointed a select</p>	<p>The committee considered a House Rule</p>	<p>Censure. The House voted</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>convicted in federal court on four of five felony charges of making misstatements on a Small Business Administration (SBA) application for a loan relating to private business ventures. Thomas received a suspended sentence, four years probation, and the court required restitution.</p>	<p>committee to investigate.</p> <p>The committee reviewed the record, heard testimony from interested constituents of Rep. Thomas, and heard presentations by the federal prosecutor and defense counsel.</p>	<p>that suspends a member immediately, pending appeals, for a felony conviction that relates to the member's responsibility as a public officer. The committee found that this rule did not apply to Thomas because (1) the federal crime must be comparable to a state felony for this provision to apply but the comparable state crime in this instance was a misdemeanor and (2) the convictions did not relate to responsibilities as a public officer.</p>	<p>109-6.</p> <p>A motion to substitute a reprimand (a higher penalty than censure) failed 21-95.</p>
			<p>The committee report stated that it was not clear whether the conduct was illegal because the conviction was on appeal but Thomas' conduct shows "he was inattentive to matters that ultimately led to his federal convictions and have cast a shadow on the honor of the House of Representatives."</p>	
			<p>The committee recommended censure (the least form of punishment available to the committee) because of</p> <ol style="list-style-type: none"> 9. the complexity of the forms; 10. the bank's involvement in setting the loan amount; 11. a bank officer filling in some of the figures; 12. the personal financial statement was obviously incorrect and did not 	

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
			<p>balance but the SBA approved it anyway;</p> <p>13. the SBA and bank continued to process the loan after discovering liens that were not in the application;</p> <p>14. a bank official signed the loan settlement sheets verifying that disbursements were used according to the loan authorization but the banker was not charged;</p> <p>15. the federal judge commented at trial, sentencing, and by phone to the committee chairman that the case should not have been tried and he disapproved of the U.S. attorney's offer of a misdemeanor plea if Thomas provided evidence of government corruption; and</p> <p>16. the only substantive evidence supporting the conviction was Thomas' statement to the FBI that he knew it was wrong to pay personal debts with SBA proceeds and he intended to use them to pay a credit card account (although he paid for personal and business expenses with this account and it was not clear whether he actually used proceeds to pay personal expenses).</p> <p>One member of the committee moved for expulsion but was defeated. He argued</p>	

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
			that a harsher penalty was appropriate because of Thomas' statement to the FBI and because the jury convicted of him of crimes that require willful actions.	
GEORGIA	In 1998, Sen. Ralph Abernathy III was detained at the Atlanta airport for smuggling a small amount of marijuana into the country.	Senators Madden, Cheeks, Oliver, and Middleton introduced a proposed resolution (Senate Resolution 459) censuring Sen. Abernathy. The Senate referred the resolution to the 13-member Senate Ethics Committee. As a standing committee, the Senate Ethics Committee could not vote on a matter before it without giving the sponsor the opportunity to appear and be heard (Senate Rule 2-1.9). It is unclear whether the committee held a hearing; however, Sen. Abernathy waived any notice and hearing with respect to the actions by the committee and Senate.	The committee returned the resolution with amendments that the Senate rejected.	Censure. (The senator also voluntarily resigned from his position as chairman of the Interstate Cooperation Committee.)
HAWAII	In March 1989, Sen. Steven Cobb was fined \$500 for soliciting an undercover policewoman. He wrote the Senate a letter of apology and told them it was an isolated incident. He was embraced by the Senate until it was later reported that he was involved in two earlier cases of soliciting prostitutes. He asked to be put on leave to attend therapy. In July 1989, his therapist said he was ready to resume his Senate duties.	In September 1989, 17 senators met in a closed-door session to decide what action to take. The Senate president presented the senator with recommendations for sanctions and they were adopted.	The sanctions, for the 1990 session, were: (1) remove Sen. Cobb as committee chairperson and vice chairperson, (2) remove him as a member of the Judiciary Committee, (3) require him to submit a formal letter of apology to the Senate and the people of Hawaii, (4) subject him to a "public reprimand" for soliciting prostitution, (5) tell him that any repeat incidents could result in expulsion from the Senate, and (5) reassign him to a smaller office.	Censure.
MAINE	In 2001, Rep. John Michael "berated" two female senators during a State House argument over which committee should handle certain	The House Ethics Committee heard testimony and made recommendations to the House.	The committee unanimously recommended censure to the full House.	The full House voted to censure by a vote of 137 to 8. (The resolution included a recommendation to take

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	legislation.			"corrective action to rehabilitate." Michaels complied and apologized.)
MINNESOTA	<p>In February 1996, several individuals claimed Rep. Jeff Bertram harassed them with anonymous calls, bullied them, and pressured them to make campaign contributions.</p> <p>In 1996, the legislature investigated Rep. Jeff Bertram for pressuring a businessman into giving a campaign contribution with the threat of doing business with a competitor; pressuring a store-owner to drop shoplifting charges filed against his brother, Sen. Joe Bertram; making false statements about several individuals; and engaging in other acts of intimidation, threats, and harassment.</p> <p>Law enforcement agencies were asked to investigate allegations of misusing state campaign funds and coercing people that surfaced in the ethics investigation.</p> <p>He was also later sued by a couple who said he told lies about them. The couple also received a restraining order against Bertram.</p>	The House Ethics Committee received a complaint.	<p>The committee found that Bertram harassed and intimidated critics and political opponents.</p> <p>The committee recommended censure by the House in open session; that he publicly admit on the House floor in open session to acts of misconduct specified in the committee report; that he apologize on the floor to the House, his constituents, and each of the victims named in the report; that he agree to undergo a psychological evaluation for anger and report the results to the speaker and the chairman and vice chairman of the Ethics Committee; and that he resign from all House committee chair or vice-chair positions and membership on legislative commissions.</p>	<p>Censure by a vote of 82-21. The full House adopted the recommendations in the committee's report. Rep. Bertram consented.</p> <p>A minority report recommending expulsion was presented to the full House, but failed to get 2/3 of the vote, falling 68-65.</p> <p>Bertram did not seek re-election.</p>
MINNESOTA	In 1995, Rep. Bob Johnson threatened the Public Safety commissioner when the State Patrol	The House Ethics Committee heard the matter.	A recommendation to expel Johnson failed 5-5.	Censure. The House voted 82-50.

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDING AND RECOMMENDATION	FINAL ACTION
	<p>turned down his request to fly him to St. Paul for the funeral of a former governor. After the incident, he lost his position as assistant majority leader.</p> <p>Also in 1995, he had three DWI arrests in less than seven weeks. The third occurred after the legislature initiated an investigation and while he was distraught over recent events and threatening suicide in calls from his car phone. His license had been revoked at the time. He said a severe bout of depression ended 14 years of sobriety.</p> <p>He pled guilty to all three DWIs (they appear to all be misdemeanors). On the first, he received a fine and probation. (The later DWI arrests violated his probation and he was sentenced to 20 days of electronic home monitoring after the 1996 legislative session ended, 40 hours of community service, and a one year license suspension.)</p> <p>For the 3rd, he pled guilty to habitual drunk driving and refusing a breath test (a gross misdemeanor) and received a one year sentence. He spent one month in jail with his days out on work release. He also spent 28 days in an alcoholism treatment</p>		<p>By a 7-3 vote, the committee asked Johnson to resign and to run in a special election if he wanted to continue. The committee also recommended censure; that he repay to the House the portion of his salary that was paid or that may be paid while he was or may be incarcerated or under house arrest for DWI convictions; 120 hours of community service; and random tests for alcohol with results forwarded to the speaker and Johnson paying for the testing.</p> <p>By a 7-3 vote, the committee voted to reconsider the recommendation to expel and laid the motion on the table, if Johnson did not resign.</p>	<p>A vote on expulsion received 76 votes, short of the 90 required for a 2/3 vote.</p>

Table 2 (continued)

STATE	OFFENSE	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>program.</p> <p>He was sentenced for the 2nd violation last and received (1) a one year sentence that was suspended except for 30 days in jail, (2) three years probation, (3) a \$1,500 fine plus \$303 in fees, and (4) a requirement to continue taking prescription medication for depression and stay in alcohol treatment.</p> <p>He did not seek re-election.</p>			
MINNESOTA	<p>In 1986, Rep. Randy Staten pled guilty to felony theft charges, admitting that he wrote 76 bad checks. The original charge of theft of over \$2,500 was reduced to theft of over \$250. He was sentenced to one year's probation, a 90 day jail sentence which he would serve only if he violated probation, and continued treatment. Even though the crime was a felony, he was given a misdemeanor sentence and therefore it was considered a misdemeanor.</p> <p>Staten said he was chemically dependent and financially irresponsible, and had completed a residential treatment program. He made restitution before criminal charges were brought.</p>	<p>The speaker appointed a bipartisan four-member Select Committee on the Staten Case.</p> <p>The committee investigated Staten for writing \$8,200 in bad checks and questionable campaign finance reporting.</p>	<p>The committee voted unanimously to recommend expulsion, based on the conviction and campaign report violations.</p> <p>The 24 member House Rules and Legislative Investigations Committee also recommended expulsion on a voice vote. The committee rejected censure.</p>	<p>Censure.</p> <p>An initial vote to censure failed. Then a vote to expel failed 80-52, short of the required 90 for a 2/3 vote. Then a vote to censure passed 99-31.</p> <p>The censure also ordered him to: donate 18% of his pay for the remainder of the year to a nonprofit chemical dependency program of his choice; perform 100 hours of volunteer service; undergo chemical dependency treatment; and, if campaign finance reporting problems continued, return all public financing money.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>The Ethical Practices Board also found he filed late and incomplete campaign disclosure reports for four years (which could involve misdemeanor or gross misdemeanor violations).</p>			
<p>NEW HAMPSHIRE</p>	<p>For seven years, House Speaker Gene Chandler held a series of corn roast galas raising \$64,000 from supporters, lobbyists, and others who had business before the legislature. Chandler used the money for personal expenses such as car repairs, hotel stays, and meals.</p> <p>In October 2004, the Legislative Ethics Committee received a complaint and in November it issued a statement of charges and notice of hearing.</p> <p>In March 2005, Chandler pled guilty to a misdemeanor for failing to report the gifts. He was fined \$2,000 and required to perform 100 hours of community service. The attorney general did not find any evidence that he did political favors for those who donated.</p> <p>The committee held its first hearing in May 2005.</p>	<p>The Legislative Ethics Committee received a complaint. After reviewing the complaint, the committee conducted an extensive preliminary investigation and voted unanimously to begin formal proceedings. A formal statement of charges and notice of hearing was sent and a hearing was held. Chandler formally answered the statement of charges and appeared at the hearing to testify and present other evidence through his counsel.</p>	<p>The committee voted unanimously to recommend expulsion.</p> <p>The committee found that Chandler violated ethics provisions by (1) soliciting, accepting, or agreeing to accept gifts with an aggregate value over \$250 while knowing or believing the givers were or were likely to be interested in matters pending at the legislature, (2) using his public position to obtain gifts with aggregate value over \$250 for private benefit, and (3) disregarding the obligation to report gifts over \$50 (which he acknowledged through his misdemeanor plea).</p> <p>The committee found that for seven years the annual corn roasts solicited and received cash from businesses, lobbyists, and individuals. They were organized by "friends" so that Chandler had income to continue in the legislature. Flyers advertising them were sent out and sometimes mentioned legislative issues. Chandler had sole discretion over how the funds were spent. He did not report the gifts except in one year.</p>	<p>Censure.</p> <p>The vote to expel failed 189-172 following a three-hour debate. The vote to amend the report and recommend censure passed 217-143. The vote to accept the report with the sanction of censure passed 274-86.</p>
<p>NEW</p>	<p>In 1998, Rep. Roland Hemon</p>	<p>The Legislative Ethics Committee</p>	<p>The committee recommended censure if</p>	<p>Censure (Hemon agreed to the</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
HAMPSHIRE	authored legislation for the third time to impeach a probate judge involved in the case of his mother's estate.	investigated, held hearings, and issued a report with recommendations.	Heron represented that he would not introduce or sponsor similar legislation in the future. Otherwise, it recommended expulsion.	committee's condition).
NEW MEXICO	In 1991, Rep. Ronald G. Olguin was charged with solicitation of bribery (a felony) and demanding a bribe by a public official and two other felony counts alleging that he sought \$15,000 for his consulting services in exchange for state funding.	The House adopted rules establishing the Rules and Order of Business Committee. A subcommittee investigated, received certain evidence under a confidentiality agreement, and recommended that the committee find probable cause to move to a formal hearing. The full committee agreed and held an evidentiary hearing. The committee heard evidence, took testimony, questioned witnesses, allowed cross examination, and heard closing arguments.	<p>The committee found that Olguin engaged in a course of conduct while seeking to sell his consulting services that violated his public trust as a legislator.</p> <ul style="list-style-type: none"> • While agreeing to provide consulting services for a fee aimed at obtaining new program funding from a county, he also identified program needs at the state level, offered a legislative solution, and offered his assistance in obtaining that solution. • He either included an agreement to influence the state legislative process in a proposed contract for consulting services or proposed a contract for services at the county level with free services at the state legislative level. • His conduct was a serious breach of ethical responsibilities as a legislator. <p>The committee voted 11-4 to censure. A minority report recommended expulsion.</p>	Censure. (Floor debate included a motion for expulsion that was defeated.)
NORTH CAROLINA	<p>In 1995-6, Rep. Ken Miller was investigated for improper advances toward a page, legislative employee, and lobbyist.</p> <p>In July 1995, Miller allegedly made a pass at a 16 year old page. Three other women then came forward with allegations. The page's legislative sponsor requested an ethics</p>	<p>A legislator requested that the House Ethics Committee investigate (a 15 member committee).</p> <p>The committee established its procedures and hired an attorney to investigate Miller.</p>	<p>Miller submitted a letter admitting to unwanted advances as the committee prepared to take sworn statements from the alleged victims.</p> <p>The committee voted 11-3 against recommending expulsion but unanimously recommended censure.</p>	<p>The House voted 113-1 for censure (Miller was the only vote against).</p> <p>He lost a primary election the week before the censure.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
PENNSYLVANIA	<p>Investigation.</p> <p>In 1975, Sen. William Duffield admitted to misappropriating thousands of dollars from an estate for which he was executor and attorney. In October 1975, the chief justice of the Pennsylvania Supreme Court entered an order accepting the resignation of Sen. Duffield after the Disciplinary Board recommended a two-year suspension. The consent disbarment resulted from seven charges of professional misconduct against Sen. Duffield in his private law practice including:</p> <ul style="list-style-type: none"> • improperly converting \$7,500 from a client's estate to personal use, and • co-mingling \$3,400 in funds between clients' estates. 	<p>The Senate president pro tempore appointed a Senate Select Committee to inquire into the circumstances surrounding the voluntary disbarment and advise the Senate as to what disciplinary action, if any, was warranted. The committee held a hearing on November 13, 1975 and four days later, on November 17, issued a report with its findings and recommendations.</p> <p>The Senate president pro tempore requested and received official documents containing specific allegations of misconduct from the Disciplinary Board of the Supreme Court of Pennsylvania.</p> <p>Sen. Duffield was notified of the inquiry and afforded the right to counsel. The hearing was conducted under oath and Sen. Duffield was allowed to present testimony and rebut or explain the charges against him.</p>	<p>The Select Committee found, in part, that:</p> <ul style="list-style-type: none"> • converting trust funds to personal use and compounding that act by co-mingling further trust funds to restore the converted amounts constituted a grave and serious matter and conduct unbecoming any public official and five of the seven disciplinary charges against Sen. Duffield involved negligent acts in the conduct of his private law practice and should remain within the purview of the Bar for discipline. <p>The committee recommended that the Senate:</p> <ul style="list-style-type: none"> • remove Sen. Duffield for the balance of his term from his standing committee chairmanship and vice chairmanship, bar him for the balance of his term from membership on any standing committee, and • adopt a censure resolution. 	<p>Censure (unanimous vote).</p>
SOUTH DAKOTA	<p>In 2006, an 18-year-old page contacted the attorney general alleging that Sen. Dan Sutton made sexual advances and inappropriately touched him at a motel.</p> <p>The attorney general investigated for possible criminal charges. By the time of censure, no charges had</p>	<p>The Senate president pro tempore wrote to Sutton indicating he would refer the matter to the Senate's executive board if he did not resign within a week.</p> <p>The governor, in response to a request from the Senate's executive board, called the Senate into special session to investigate the allegations. In the</p>	<p>In its majority report, the Select Committee on Discipline and Expulsion recommended censure, finding that the senator exercised poor judgment in inviting and permitting a serving Senate page to share his motel room and bed. Further, that allegations arising out of that poor judgment resulted in public allegations of misconduct, which, though unproved, served to bring Sen. Sutton and</p>	<p>Censure, by a vote of 32-2. A vote to expel failed 14-20.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>been brought.</p>	<p>meantime, Sutton won reelection.</p> <p>Sutton resigned the day after the Senate released its proposed rules for the special session, but stated that he intended to reclaim his seat in January 2007 pursuant to his reelection. The special session was cancelled.</p> <p>When the regular session convened, Sutton took the oath of office. The Senate voted to adopt the same rules as the previous session. It also adopted rules regarding discipline and expulsion of members as a new chapter in the rules.</p> <p>Sen. Sutton went to the circuit court and received an order prohibiting the Senate from holding any hearings about him under the rules. The state Supreme Court ruled that the courts had no jurisdiction to halt a legislative disciplinary process.</p> <p>The Senate voted 27-6 to appoint a Select Committee on Discipline and Expulsion to investigate.</p> <p>The committee held meetings and heard testimony, including from Sutton.</p>	<p>the honor of the Senate into public disrepute.</p> <p>In a minority report, three out of the nine senators on the committee dissented. They concluded that something serious involving unwanted touching of a sexual nature occurred in Sen. Sutton's motel room during the period of February 5 to February 7, 2006. In its dissent, the minority wrote, "[g]iven the serious nature of the allegations and given our belief that the evidence shows an unwanted touching of a sexual nature happened during the nights in question, we cannot agree that censure is a sufficiently serious response to what we see as the misconduct of Sen. Sutton. We believe the committee should have made a recommendation of expulsion from the South Dakota Senate."</p> <p>The committee voted 6-3 to recommend censure for conduct by a senator unbecoming the Senate.</p>	
UTAH	<p>In 1991, Rep. Dionne Halverson was convicted of misdemeanor shoplifting.</p>	<p>Pursuant to JR-16-04, the House Ethics Committee subsequently made a preliminary inquiry. It is unclear whether Halverson waived the disciplinary</p>	<p>The House Ethics Committee recommended expulsion.</p>	<p>The full House voted against expulsion by a narrow margin (2 votes). Halverson was censured and subsequently resigned.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
VIRGINIA	<p>In 1987, Senator Peter Babalas was censured for casting votes in violation of Senate conflict of interest rules. Babalas had earlier successfully defended himself against two counts of a criminal misdemeanor for alleged violations of state conflict of interest laws. One count was dismissed and Babalas was acquitted on the second count.</p>	<p>hearing which would have required appointment of a special prosecutor.</p>	<p>The Privileges and Elections committee recommended censure by a 12-3 vote. The Senate Rules Committee, by a 9-5 vote with Babalas (the chairman of the committee) abstaining, then approved a resolution of censure of Babalas for unethical conduct.</p>	<p>Censure. The resolution prescribing that Babalas be censured was approved by the whole Senate by a vote of 25-14.</p>
REPRIMAND				
FLORIDA	<p>In 1997, the Ethics Commission found that Rep. Alzo J. Reddick violated constitutional provisions on ethics through financial disclosure violations in 21 separate instances.</p>	<p>The speaker received a final order and public report from the Ethics Commission and appointed a Select Committee on Standards of Official Conduct to investigate.</p>	<p>In a consent decree, Reddick stipulated to findings of fact that in six years he committed various violations including failing to report a loan, underreporting a loan, failing to report the value of stock, overestimating the value of stock, failing to report certain income, not filing the address and amount of sources of income, and failing to accurately reporting his net worth.</p> <p>The committee's proposed order stated that Reddick apologizes for "any unintentional adverse effect his actions may have brought" on the House. Because there was no evidence of use of office for personal gain or that the actions impacted legislative duties, the committee proposed and Reddick</p>	<p>Reprimand. The House accepted the consent decree.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
FLORIDA	<p>In 1992, Rep. Michael E. Langton was investigated for representing others before a state agency for compensation and seeking a benefit inconsistent with the proper performance of his public duties.</p>	<p>The speaker received a complaint and public report from the Ethics Commission. He appointed a Select Committee on Standards of Official Conduct to investigate.</p>	<p>accepted the penalty of a reprimand.</p> <p>In a consent decree between Langton and the committee, Langton waived a hearing on the violations and penalty, stipulated to facts, and agreed to a penalty. The findings included the following.</p> <ul style="list-style-type: none"> • Langton was a consultant to cities and counties applying for Department of Community Affairs for Community Development Block Grant funds before and after his election. • He asked the Ethics Commission for an opinion whether he could continue this consulting and was informed that he could as long as he did not represent anyone personally for compensation before an agency. • The House Community Affairs Committee chair asked Langton to work on changes to the grant program and he did so while continuing to consult with cities and counties who applied for grants. • Under new legislation, the department enacted a rule for application criteria. When it appeared that this interpretation was contrary to the legislative intent, Langton contacted the department to clarify the interpretation. • Langton recognized that his contact 	<p>Reprimand. The House voted 116-0 in favor.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
			<p>with the department reflected adversely on him and the House. Such conduct was prohibited when it benefited a member's client or business interest.</p> <ul style="list-style-type: none"> On behalf of his consulting company, Langton phoned a department employee to express concerns about misstated facts in monitoring reports the employee prepared. <p>The committee's proposed order stated that contacting the employee was a violation and he was admonished to prevent recurrences. Langton agreed that he should avoid even the appearance of impropriety and he apologized for "any unintentional adverse effect his actions may have brought" on the House. The committee recommended a reprimand.</p>	
FLORIDA	In 1980, Rep. Gene Flinn was investigated for sexual discrimination and sexual harassment of two female aides and using aides for non-legislative duties.	The speaker appointed a select committee to investigate. The committee took depositions, conducted hearings, and gave Rep. Flinn an opportunity to appear and give testimony and evidence.	The committee found that Flinn violated House rules and a state statute. It recommended a reprimand.	The House adopted a resolution to reprimand Flinn by a vote of 109-4. Two legislators placed remarks in the journal arguing that expulsion was appropriate.
GEORGIA	In 2000, Rep. Arnold Ragas failed to file mandatory campaign finance reports indicating his person wealth and campaign contributions received between 1996 and 2000. He also ignored the \$10,600 in fines the State Ethics Commission imposed for the	Representative Snow introduced a proposed resolution (House Resolution 747) reprimanding Rep. Ragas. The House referred the resolution to the Rules Committee. It was subsequently withdrawn from that committee and referred to the House Ethics Committee.	After one meeting, the committee voted unanimously to recommend a reprimand and an order to pay the \$10,600 fine.	Reprimand (161-3).

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	violations.	As a standing committee, the House Ethics Committee could not vote on a matter before it without giving the sponsor the opportunity to appear and be heard. It is unclear whether the committee held hearings.		
GEORGIA	In 1993, Rep. Jimmy Benefield displayed a sex toy in the House chamber where it was allegedly showed to young pages. Benefield acknowledged bringing the toy into the chamber but denied intentionally showing it to children. A Georgia Bureau of Investigation report found insufficient evidence that criminal laws were violated. As a result, Benefield was never charged with a crime.	Rep. Posten filed an ethics complaint on behalf of a 14-year-old page who claimed a legislator showed him the toy and Benefield laughed. The House referred the complaint to the 11-member House Ethics Committee, which hired a prosecutor and held a hearing over two days. House pages, the mother of the 14-year-old, a lobbyist, and three house members testified. The hearings were open to the public, except when the pages testified. The committee limited its questions of Benefield to his role in the incident. It voted not to look into claims by two female lobbyists that Benefield showed them the toy.	The committee recommended a reprimand even though reprimand was not among the committee's official disciplinary options as spelled out in the state constitution. The committee's options were no action, censure, or expulsion.	Reprimand (129-25).
IDAHO	In 1990, Representative Ray Infanger, in a letter to the director of the Department of Labor and Industrial Services, threatened the agency's funding if the director did not grant Infanger's son an electrical contracting license.	The speaker appointed a six-member bipartisan committee to (1) review the letter of accusation written by the director of the Department of Labor and Industrial Services; (2) interview Rep. Infanger, the director, and one other knowledgeable person; and (3) report its findings and recommendations. The Senate Subcommittee on Ethical Conduct heard the matter.	The committee found that a serious lack of judgment left the impression that Infanger used his position, contrary to public interest, to benefit a member of his family. Recommended a reprimand.	Reprimand.
MINNESOTA	In 1999, a conflict of interest complaint was filed against Sen.		The subcommittee reported that Sen. Sams covered up a payment for consulting work.	Reprimand, including a public apology to the Senate, his

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	Dallas Sams. In his job as a consultant, the senator accepted a state contract that was related to legislation he authored. He received a \$12,500 consulting payment from the University of Minnesota.		The payment was legal but the coverup was unethical. The subcommittee recommended a reprimand, including a public apology and removal as a member and vice-chair of the Human Resources Finance Committee.	constituents, and the public; and removal as a member and vice-chair of the Human Resources Finance Committee.
NEW HAMPSHIRE	In 1994, Rep. Roland Hemon authored legislation to impeach a probate judge involved in the case of his mother's estate.	The Legislative Ethics Committee investigated, held hearings, and issued a report with recommendations.	The committee recommended a reprimand.	Reprimand.
ADMONISHMENT				
FLORIDA	In 2000, Rep. Alzo J. Reddick, Sr. failed to timely file a financial disclosure form for 1998.	The speaker received a copy of a stipulation of fact and recommended order from the Ethics Commission and appointed a Select Committee on Standards of Official Conduct to investigate. The Ethics Committee had not approved the stipulation and could not do so before the end of the legislative session. Reddick was not seeking re-election but asked the House to find a violation and impose a penalty.	In a consent decree, the committee stated that because the violation was inadvertent, a letter of admonishment from the speaker was an appropriate penalty. In addition, Reddick agreed to apologize to the House and the public and make a \$500 contribution to a homeless shelter.	Admonishment. The House accepted the consent decree and the speaker's letter of admonishment was printed in the journal.
FLORIDA	In 2000, Rep. Gustavo Barreiro failed to report a liability of more than \$1,000 on his disclosure of financial interests that he filed when qualifying to run for the House.	The speaker received a final order and public report from the Ethics Commission and appointed a Select Committee on Standards of Official Conduct to investigate.	In a consent decree, the parties accepted the Ethics Committee's findings and agreed there was no evidence the violation was willful or intentional. The committee recommended a letter of admonishment from the speaker and	Admonishment. The House accepted the consent decree and the speaker's letter of admonishment was printed in the journal.

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
			<p>Barreiro agreed to apologize to the House and the public and contribute \$500 to a homeless shelter. The committee also recommended clarifying the law.</p>	
<p>FLORIDA</p>	<p>In 1994, Rep. John Thrasher was investigated for violating the statutes on representing others before a state agency for compensation.</p>	<p>The speaker received a complaint and public report from the Ethics Commission and appointed a select committee to investigate.</p>	<p>In a consent decree entered into between Thrasher and the committee, Thrasher waived a hearing on the violations and penalty, stipulated to facts, and agreed to a penalty. The findings included the following.</p> <ul style="list-style-type: none"> • As general counsel for the Florida Medical Association, he personally appeared on the association's behalf before a subcommittee of the Board of Medicine of the Department of Professional Regulation on a rule relating to surgery in doctors' offices. • Before his appearance, he had a phone conversation with a longtime friend who chaired the subcommittee and invited Thrasher to appear and address the rule. Thrasher had previously received a general notice about the meeting. • There was no indication that the appearance was intended to misuse his position to improperly influence a state agency, nothing indicated that his status was relevant to his appearance, and it was clear from the transcript that he appeared as a 	<p>The House adopted the report and a letter of admonishment from the speaker was printed in the journal.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
			<p>representative of the association.</p> <ul style="list-style-type: none"> • Thrasher acknowledged his appearance was an unintentional violation of the constitution, statutes, and House Rules. <p>The committee's proposed order stated that the appearance before the subcommittee was a violation and he was admonished to prevent recurrences. He agreed that he should avoid even the appearance of impropriety and he apologized for "any unintentional adverse effect his actions may have brought" on the House.</p> <p>The committee recommended admonishment by the speaker.</p>	
<p>FLORIDA</p>	<p>In 1991, Rep. Frederick Lippman was investigated for (1) failing to properly supervise staff as chair of the Committee on Regulatory Reform from 1983 to 1986, (2) violating the statute that restricts outside employment of a full-time staff employee, and (3) improper behavior with a House staff member from 1983 to 1986.</p> <p>A county grand jury also issued a report relating to allegations of sexual harassment by a former</p>	<p>The speaker appointed a select committee to investigate.</p>	<p>The committee recommended admonishment. It also recommended procedural changes and training.</p>	<p>The speaker issued a letter admonishing Lippman (a copy was printed in the journal). The speaker also removed Lippman as majority leader.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	staff member.			
APOLOGY (MAY INCLUDE OTHER SANCTIONS)				
MINNESOTA	In 2006, Sen. Dean Johnson made comments at a private meeting concerning alleged conversations he had with members of the state Supreme Court relating to the court's possible action on the state's Defense of Marriage Act. A tape of the comments surfaced.	The Senate Subcommittee on Ethical Conduct (a subcommittee of the Rules and Administration Committee) heard the matter.	The committee dismissed the complaint but voted unanimously to require a public apology to the Senate and a written apology to the group that held the meeting where the comments were made.	Required to apologize on the Senate Floor and to those at the meeting.
MINNESOTA	In 2004, Sen. Michael Jungbauer was accused of performing campaign activities from his Senate office. He sent a Senate e-mail to 1,700 people forwarding a media advisory about a press conference whose organizers were seeking to defeat senators of a particular party if they did not pass a same-sex marriage ban constitutional amendment. Senate rules prohibit use of equipment for commercial purposes or a political campaign.	A senator filed a complaint and the Senate Subcommittee on Ethical Conduct heard the matter.	The committee voted unanimously to require a written apology.	Required a written apology to each member of the Senate and the complaint was dismissed upon delivery of apologies.
MINNESOTA	In 1994 and 1996, Sen. Sam Solon was investigated for providing the Senate's long-distance access code to his ex-wife. He pled guilty to a misdemeanor charge relating to the use of the phone account in 1992 and 1993.	The Senate Subcommittee on Ethical conduct heard the matter.	The committee recommended voluntary resignation as chair of the Commerce and Consumer Protection Committee as an appropriate disciplinary action; that he be removed from membership on the Committee on Rules and Administration; that he make restitution to the Senate for the cost of the calls; that he apologize to the Senate in open session; and that the reprimand of March 24, 1994 (for giving telephone access code to lobbyists) be reaffirmed.	The Senate adopted the report by a vote of 57-6, after voting down an amendment seeking his resignation 17-48.
MINNESOTA	In 1995, Sen. Kevin Chandler was	The Senate Subcommittee on Ethical	The subcommittee reported that Sen.	By a vote of 63-0, the Senate

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>involved in a domestic assault with his estranged wife outside a bar.</p> <p>His wife did not press charges. The police investigated and Chandler asked them to charge him and stated he would plead guilty to 5th degree assault (a misdemeanor). He was charged with that crime and two counts of disorderly conduct (all misdemeanors). In September 1995, he pled guilty to 5th degree assault for slapping his estranged wife and the other charges were dropped. He was placed on probation for one year and fined \$210.</p> <p>In 1996, the legislature investigated.</p> <p>He did not seek re-election.</p>	<p>Conduct heard the matter.</p>	<p>Chandler's decision to voluntary resign his leadership positions in the Senate was appropriate and that he apologize to the Senate in open session.</p>	<p>adopted the subcommittee's report: that Sen. Chandler's decision to voluntary resign his leadership positions in the Senate was appropriate and that he apologize to the Senate in open session.</p>
OHIO	<p>In January 1996, Rep. Michael A. Fox accepted an airline ticket and lodging from a lobbyist. Fox said he thought he had repaid the lobbyist for the ticket and he thought staying at the home owned by the lobbyist was not a gift that had to be reported.</p>	<p>In 1997, the legislative Inspector general investigated and presented findings to the Joint Legislative Ethics Committee.</p>	<p>The committee recommended that Fox be removed as chairman of the Education Committee and apologize.</p>	<p>The House voted 89-7 and the Senate voted 31-0 to remove Fox as chairman of the Education Committee and require him to apologize.</p>
OTHER SANCTIONS				
INDIANA	<p>In September 1997, Sen. Steven Johnson had an affair with his Senate intern.</p>	<p>The Senate Committee on Legislative Ethics considered a complaint filed by Sen. Kent Adams. Sen. Johnson acknowledged a "moral and ethical" failure and apologized to the Senate.</p>	<p>The committee found Sen. Johnson to be immoral and unethical "in contradiction to the high moral and ethical standards expected of members of the Indiana State Senate under the Rules of the Senate."</p>	<p>Removed as Senate committee chair and assigned Senate seat located in a less prominent position.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
			It recommended that Sen. Johnson (1) be removed as a committee chairman, (2) have his assigned seat on the Senate floor relocated to a less prominent place, and (3) receive no further punishment.	
OHIO	<p>In 2006, Sen. Jeffrey Armbruster was investigated after requesting a workers' compensation rate discount for his business.</p> <p>Term limits barred him from seeking reelection. The ethics committee held hearing after Armbruster left office.</p>	<p>The Joint Legislative Ethics Committee investigated (a bipartisan 12 member committee).</p> <p>The committee served him with a complaint in December 2006. Based on a preliminary investigation, he was accused of meeting with Bureau of Workers' Compensation officials at his legislative office to discuss the premium rate of his company.</p> <p>In 2007, after he left office, the committee held formal hearings with the legislative inspector general acting similar to a prosecutor.</p>	The committee found that he violated a prohibition against using his position to represent his personal business interests before a state agency.	The matter was referred to the county prosecutor.
OHIO	In 2005, Reps. Jim Raussen, Diana M. Fessler, and Michelle G. Schneider failed to disclose gifts of dinner and pro football tickets on disclosure forms.	The Joint Legislative Ethics Committee investigated.	The committee cleared them of any "wrongful intent" but required them to reimburse the costs to the lobbyist and attend one hour of ethic training.	Reimbursement of costs and training.
ON-GOING				
ALABAMA	In 2007, Sen. Charles Bishop punched Sen. Lowell Barron on the Senate floor.	The Senate president appointed a five-member bipartisan Senate Ethics and Conduct Committee to review the complaint.	The committee hired an attorney to assist it in the review.	Investigation is on-going.

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
<p>NORTH CAROLINA</p>	<p>In 2007, an investigation of Rep. Thomas Wright by the state Board of Elections discovered evidence that Wright did not report hundreds of thousands of dollars in campaign contributions and he reportedly used a letter awarding a bogus grant to secure a bank loan for a foundation he controlled.</p> <p>In August, prosecutors stated that they hoped to finish their investigation by October 1. A search warrant for bank records indicated a suspicion of obtaining property by false pretences.</p> <p>The Board of Elections suspended Wright's reelection campaign for failing to file the required campaign disclosure report for the first six months of 2007.</p>	<p>The Joint Legislative Ethics Committee began an investigation.</p>	<p>N/A</p>	<p>Committee investigation is not yet complete.</p>
RESIGNATION				
<p>ARKANSAS</p>	<p>In 1999, Sen. Nick Wilson was convicted in federal court on felony charges of conspiring to evade taxes on \$325,000. The case involved "washing" checks that were payments from a real estate agent. The agent testified that he split his commission after Wilson tipped him off that a agency might buy a downtown bank building. He also faced a</p>	<p>Under one provision of the state constitution, no one convicted of an "infamous crime" is eligible to serve in the General Assembly. Another provision gives each house the power to expel a member.</p> <p>A majority of members signed a petition to request a hearing on Wilson, as required by the rules. 28 of 35 senators signed the petition.</p>	<p>N/A</p>	<p>Resigned. Wilson submitted a letter announcing his resignation at a future date and the Senate president pro tem cancelled a meeting on expulsion.</p> <p>Other criminal charges were later dropped by prosecutors in exchange for Wilson's testimony.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEEDING FOLLOWED	FINDINGS AND RECOMMENDATION
CALIFORNIA	<p>In 1994, Sen. Frank Hill was one of several legislators ensnared in an FBI sting operation focused on legislative corruption. He was convicted of extortion, conspiracy, and money laundering after accepting \$25,000 in exchange for his support on Louisiana shrimp boat legislation. He was sentenced to 46 months in prison and ordered to pay a fine of \$2,500. At least some convictions were felonies.</p>	<p>A demand was made on the Senate floor for Hill's expulsion. The Rules Committee put aside consideration after receiving Hill's resignation letter, but he did not set a resignation date</p>	<p>133-count racketeering indictment as "kingpin" of a corrupt organization that skimmed nearly \$2 million from an assortment of state programs through kickbacks and contracts to friends and allies.</p>
COLORADO	<p>In 2006, Sen. Deanna Hanna allegedly requested a \$1,400 campaign contribution as a "reparations request" from a group that backed her election opponent.</p>	<p>A complaint initiated the process calling for an inquiry. An ethics committee of three Democrats and two Republicans was appointed (under Senate Rule 43).</p>	<p>DELAWARE</p> <p>In 2007, Rep. John Atkins assaulted his wife after using his legislative position to avoid a drunk driving arrest. He was stopped by police after the pickup truck he was driving was seen speeding and drifting. He was not cited or arrested despite a preliminary breath test of 0.14 BAC. He pled guilty to offensive touching (a misdemeanor) for supposedly performed further inquiry and staff performed a preliminary inquiry.</p>
<p>Hanna resigned while the committee was investigating.</p>	<p>N/A</p>	<p>The House Ethics Committee, a standing committee established by House Rules, investigated and made recommendations. The committee consisted of three Republicans and two Democrats.</p>	<p>Committee staffers made the following findings:</p> <ul style="list-style-type: none"> Atkins filed a misleading affidavit with the committee stating that he presented his legislative ID card after police asked for it. He later admitted that he showed it without being asked and repeatedly reminded officers about being a legislator to attempt to be treated leniently. The police officer told Atkins and his wife to get a ride home and friends drove
<p>Resignation (before vote on House debate on a censure resolution).</p>	<p>Resignation (before vote on resolution).</p>	<p>Resignation (before vote on resolution).</p>	<p>Resignation (before vote on resolution).</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATIONS	FINAL ACTION
	<p>grabbing his wife's arm during a fight and was sentenced to probation and ordered to complete domestic violence and anger management counseling.</p>		<p>them part of the way before Atkins got into his truck to drive home.</p> <ul style="list-style-type: none"> • Another police officer saw Atkins run a stop sign but did not stop him because he recognized the vehicle which had legislative plates. • Police shortly after responded to a 911 hang-up call at the Atkins home. After his arrest based on a domestic dispute, he expressed his concern about the press since the election was in 10 days. He made requests to speak to the police chief. • Atkins was sentenced to probation after pleading guilty to offensive touching for supposedly grabbing his wife's arm during a fight. Staff found that the fight involved greater physical contact than described in the police complaint. <p>The committee unanimously found that Atkins violated House rules and brought the chamber into "disrepute" by using his position in an effort to be treated leniently during the traffic stop and ensuing events culminating in his arrest.</p> <p>In voting to censure, the committee recommended he surrender his legislative identification car and license tag, pay a \$550 fine, forego any committee chairmanships, undergo an alcohol abuse evaluation, and complete court-ordered domestic violence counseling.</p>	
FLORIDA	In 1988, Rep. Donald George	The speaker appointed a select	No information.	Resigned, effective the day

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>Gaffney was investigated regarding his previous position as Jacksonville City councilman and a rezoning petition before the council.</p> <ul style="list-style-type: none"> • He was charged with bribery and grand theft days before his election in 1986. • A federal grand jury returned a 23-count indictment on extortion, conspiracy to commit extortion, and mail fraud in February 1987. • After the 1987 session ended, he was convicted of conspiracy, extortion, and attempted extortion and acquitted of five extortion and five attempted extortion charges. Under House Rules, he was suspended from the House pending appeal or the end of his term. • In December, a federal judge vacated the verdicts on rumors of jury tampering and Gaffney was reinstated pending a new trial. • In January 1988, a federal grand jury returned a 21-count indictment that included new charges. 	<p>committee to investigate.</p>		<p>before the start of the 1988 session. Gaffney was later convicted and sentenced to prison for mail fraud.</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
GEORGIA	In 1999, Sen. Diana Harvey Johnson was convicted of five counts of federal mail fraud for funneling an estimated \$80,000 of state tourism funds to her own consulting business. She was sentenced to 41 months in prison, fined \$7,500, and ordered to pay \$21,600 in restitution.	The governor impaneled a 3-member review committee after Sen Johnson was indicted.	The committee concluded that Sen. Johnson's indictment impaired her ability to serve her constituents.	The governor suspended Sen. Johnson with pay. She resigned her seat after a federal judge suggested he would not free her on bond while appealing her conviction unless she gave up her seat.
IDAHO	In 2005, Sen. Jack Noble introduced legislation to change the method of measurement of the required distance between a liquor store and a school after he and his wife were denied a license to sell liquor from their store.	Pursuant to Senate Rule 53, a six-member bipartisan Ethics Committee appointed by the Senate president pro tempore held four public hearings.	The committee found that the senator gave false or deceptive information to the Senate State Affairs Committee about the origin of the legislation and his potential benefit. Sen. Noble, while under oath, testified before the committee twice. It recommended that the senator be censured and stripped of any leadership responsibilities.	Resignation.
MAINE	In 1987, Rep. Donald Sproul was convicted of misdemeanor ballot tampering.	After conviction, adopted a resolution relating to the censure or expulsion of Sproul. Inquiry by House Committee on Elections with a report to the full House. Adopted a resolution establishing procedures. Resolution appointed special counsel and required the committee to adopt any necessary rules and procedures.	N/A	Resignation (before committee met).
MASSACHUSETTS	In 1977, Senators Joseph J.C. DiCarlo and Ronald C. MacKenzie were convicted in federal court for extortion, conspiracy to commit extortion, and conspiracy to violate the Travel Act in connection with their performance as senators. Some, if	The Senate referred the matter to its Committee on Ethics on the day of the conviction. The committee held two hearings, after which it determined that disciplinary proceedings should be conducted pursuant to the Senate's inherent power with respect to its	The committee stated that "the crimes with which the senators were charged and of which they have been convicted are so serious as to render one who has committed them unfit to continue to serve as a member of the Senate."	MacKenzie resigned at the third hearing.

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>not all, charges were felonies.</p>	<p>members. The committee held a third hearing to determine if the convictions "were compatible with [the senators'] continued service in the Senate..." ("Report and Recommendations Concerning Senators Joseph J.C. DiCarlo and Ronald C. MacKenzie," Senate Committee on Ethics, April 1, 1977).</p>		
MICHIGAN	<p>In 1998, Sen. Henry Stallings employed a state worker in his art gallery and used public funds to pay the person.</p> <p>He was originally charged with a felony but, after the legislative investigation began, he pled guilty to the misdemeanor of taking less than \$100 under false pretenses.</p>	<p>Select committee investigated.</p>	<p>Committee unanimously recommended expulsion.</p>	<p>Resignation (prior to vote on expulsion).</p>
MINNESOTA	<p>In September 1995, Sen. Joe Bertram was arrested and convicted for shoplifting a \$90 leather vest (a petty misdemeanor). He was fined \$150.</p> <p>In 1996, the legislature investigated Bertram for shoplifting the vest and offering \$1,000 to the store owner to not file criminal charges.</p> <p>After his resignation, he was (1) arrested on another shoplifting charge and (2) charged in April 1996 with two felony counts of bribery for offering money to the store owner not</p>	<p>Two senators filed a complaint with the Senate Subcommittee on Ethical Conduct.</p>	<p>N/A</p>	<p>Resignation (before the committee voted).</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDING AND RECOMMENDATION	FINAL ACTION
MINNESOTA	<p>to file charges.</p> <p>In 1990, Rep. Jeff Conway, a financial planner, was indicted for diverting about \$90,000 of customers' money to his personal use. He was charged with 30 felony counts of diverting money from 15 couples or individuals over several months. He was suspended from the job and then resigned. He relinquished his broker's and insurance agent's licenses after the state Commerce Department found he mishandled funds. He allegedly invested money for a client after he resigned from his job.</p> <p>After he resigned from the House, he pled guilty to charges that were consolidated into four counts. He was sentenced to eight months in prison, 10 years probation, 500 hours of community service, a \$5,000 fine, and \$50,342 restitution. The judge stayed a sentence of just under nine years in prison.</p>	<p>A complaint was filed with the House Ethics Committee.</p>	<p>The committee found probable cause that Conway engaged in misconduct.</p>	<p>Resignation (the day before his scheduled appearance before the committee).</p>
NEW HAMPSHIRE	<p>In 2004, Rep. John Kerns was investigated for writing bad checks with "State of New Hampshire" written on them, using his title to get a parking space reserved for school officials, and threatening officials when told to stop parking there.</p> <p>After the legislative investigation began he was charged with four</p>	<p>The Legislative Ethics Committee received complaints, investigated, initiated formal proceedings, held hearings, and issued a report with recommendations.</p>	<p>The committee voted unanimously for expulsion.</p>	<p>Resignation (before House action).</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	<p>counts of passing bad checks.</p> <p>He went to court to attempt to stop the committee investigation. He also told the press that (1) he had a serious neurological illness that sometimes incapacitated him and (2) he and a family member were sex crime victims.</p> <p>After his resignation, he pled guilty to writing bad checks. The judge suspended a \$500 fine and ordered Kerns to pay \$421 in restitution, perform 152 hours of community service, apologize, and drop a lawsuit against police.</p>			
NEW YORK	<p>From 1983 to 1986, Queens County Democratic Organization Secretary Richard Rubin placed no-show employees on the legislative payroll of Assemblywoman Gerdi E. Lipschutz.</p> <p>She was granted immunity in criminal proceeding.</p>	<p>In 1987, the Committee on Ethics conducted a five-week investigation that included testimony given in Rubin's trial in which he was found guilty of mail-fraud in that he caused a no-show secretary to be placed on the assemblywoman's payroll.</p> <p>The committee reviewed the state constitution, the proceedings of two constitutional conventions, and constitutional case law to determine if Article 3, Sections 7 and 9 authorize the Assembly to expel a member.</p>	<p>The committee found Lipschutz guilty of (1) falsely certifying personal service vouchers, (2) approving the hiring of a "no-show" employee knowing that the employee did not perform any official duties, and (3) committing the acts to obtain a political benefit.</p> <p>Assemblywoman Lipschutz cooperated with the U.S. Attorney in the Rubin trial and provided essential testimony after receiving a grant of Immunity.</p> <p>The committee found that no member has ever been expelled and that the Assembly does not have the constitutional authority to expel a member.</p> <p>The committee recommended that (1) she resign, (2) the Assembly remove her</p>	Resigned (after the committee made its recommendations).

Table 2 (continued)

STATE	INCIDENT	PROSECUTION FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
			committee chairmanships, (3) she forfeit any rights or privileges of seniority, (4) the Assembly censure her, and (5) the state amend the constitution to authorize expulsion.	
NORTH CAROLINA	In 1985, a committee investigation of Sen. John Jordan led to a criminal investigation for bribery and extortion. He later pled guilty to extortion, bribery, and official misconduct. He was sentenced to a two year suspended sentence, two years probation, and a \$2,000 fine.	No information.	No information.	Resigned after pleading guilty.
OHIO	<p>In March 1998, Sen. Jeff Johnson was indicted by a federal grand jury on felony corruption charges: four counts of violating the federal Hobbs Act which prohibits officials from using their office to extort money and two counts of wire fraud.</p> <p>The federal charges involved pressuring inner-city grocers for campaign contributions in exchange for help in obtaining government licenses for nutrition and food stamp programs and to sell liquor and lottery tickets.</p> <p>In November 1998, he was convicted on three charges. He resigned in December. In February 1999 he was sentenced to 15 months in prison, at least 250 hours of community service</p>	The Joint Legislative Ethics Committee investigated.	The committee did not complete its investigation.	Resigned.
SOUTH CAROLINA	In 1982, Sen. Eugene Carmichael was sentenced on a federal felony	The Senate Ethics Committee investigated.	The Senate Ethics Committee found that he committed official misconduct	The Senate refused 24-21 to expel.

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	conviction to ten years in prison for conspiracy to buy votes, obstruction of justice, and vote buying.			At the time of the vote, he was appealing his conviction. He lost his appeal and ultimately resigned.
TENNESSEE	In 2005, Sen. John Ford was investigated on charges including whether he resided outside his district, used campaign funds for his daughter's wedding, received consulting fees to help companies get state business, and failed to disclose his sources of income as required by Senate rules. (Other entities also investigated misconduct by Ford, including the FBI in a bribery scandal called Operation Tennessee Waltz.)	A complaint was filed with the Senate's Ethics Committee (a standing committee). The committee issued a subpoena and a subcommittee investigated and found probable cause for the full committee to investigate the issue of failing to disclose income. The full committee voted to bring in a special counsel to expand its investigation regarding consulting fees and deals. The special counsel presented a report of the investigation. The committee was preparing a six-count charge for ethical violations when Ford resigned.	Ford resigned before the committee issued its report.	Resigned (before the committee reported but after the FBI arrested him for bribery and other charges).
TEXAS	In 1957, Rep. Cox was indicted for consenting to accept a bribe. He was censured by a House committee but the censure came after the member had resigned.	An investigatory committee was appointed pursuant to a resolution.	The committee recommended that the entire House censure Rep. Cox but take no other action in view of the fact that he had already resigned. The committee vote appears to have been 9-0.	Resigned. It is unclear whether the entire House ever acted on censure.
NO ACTION/DISMISSAL				
ALASKA	In 1989, Sen. Paul Fischer was accused of taking personal trips at state expense.	The 6-member Senate subcommittee of the Select Committee on Legislative Ethics investigated the complaint.	The committee found an "inference of improper conduct" in Sen. Fischer's undocumented travel reimbursements. In testimony to the committee, Fischer stated that he was quite sure he discussed legislative business during brief airport layovers but neither he nor his aide could remember the dates or where the meeting took place. The committee recommended no	No action.

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
			action—it was unwilling to second-guess Fischer even though his explanation was not "clear and convincing."	
ALASKA	In 1983, Sen. Al Adams allegedly used forged documents and his office to arrange jobs for a subcontractor. In return the subcontractor agreed to give Adams a \$100,000 cash advance and ultimately paid him \$772,668 over 2.5 years. The contractor also said he made a \$12,000 loan to Sen. Adams in 1981 that was not repaid and not reported on Adams conflict of interest form.	The 6-member Senate subcommittee of the Select Committee on Legislative Ethics (3 private citizens and 3 senators) deliberated privately.	After reviewing the allegations, the committee dismissed the complaint because the allegations stemmed from actions that occurred either before the applicable ethics law was in place or outside the law's two-year statute of limitations.	No action
FLORIDA	In 1996, Rep. Marvin Couch failed to report one liability of more than \$1,000 on his 1992 financial disclosure form and two liabilities of more than \$1,000 on his 1993 form.	The speaker received a final order and public report from the Ethics Commission and appointed a Select Committee on Standards of Official Conduct to investigate.	In a consent decree, the parties (1) accepted the Ethics Commission's findings on violations, (2) found no evidence that the violations were willful or intentional, and (3) found that the Ethics Commission became aware of the debt because Couch revealed it in an amended disclosure in 1993. Because of the inadvertent nature of the violations, the parties agreed that no additional penalty was warranted.	No action.
FLORIDA	In 1995, Rep. Evelyn J. Lynn was investigated for failing to report certain assets and income on various financial disclosure forms over a four year period.	The speaker received a complaint and public report from the Ethics Commission and appointed a Select Committee on Standards of Official Conduct to investigate.	In a consent decree, the parties agreed that the Ethics Commission already found a violation and imposed a penalty and the House should take no action. They also recommended that the legislature consider clarifying jurisdiction over a member's conduct before taking office.	No action.
GEORGIA	In 1999, Reps. Nan Orrock and Michele Henson were alleged to have been improperly paid for work they	Rep. Bob Irvin filed a complaint after a state auditor's report reported that the Holocaust Commission and the Scott	The committee's investigation revealed no fraud or other wrongdoing because no state appropriated money was used to pay the	No action.

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	performed for the Scott Fund, a non-profit arm of the Georgia Commission on the Holocaust. Orrock was paid \$12,000 under a contract with the Scott Fund and Henson received less than \$9,000 for fund raising, reimbursement for a trip, and picture framing.	Fund used loose accounting practices and mingled their funds. The complaint was referred to the House Ethics Committee.	legislators. All payments to Orrock and Henson came from privately raised money in the Scott Fund. The committee recommended no action.	
IDAHO	In 1990, Sen. John Peavey took another senator's outgoing mail from the sergeant at arm's desk to determine if the mail volume limit was exceeded.	A six-member special committee determined facts, reached conclusions, and reported recommendations.	The committee found that the senator did not violate any Senate rules; however, his conduct showed a lack of good judgment. Unanimously recommended no formal action and an apology.	No formal action.
IOWA	In 2006, Sen. Stewart Iverson took a position with a political action committee before his term ended.	The Senate Ethics Committee, a standing committee, received a complaint.	Before the committee took any action, Iverson returned his pay and quit the job. The committee dismissed the complaint.	None.
IOWA	In 2001, a complaint against Sen. Mike Sexton alleged conflict of interest for (1) sitting in on an environmental protection commission meeting regarding a fine of his employer and (2) quashing legislation as chairman of the Natural Resources Committee to prevent new regulations that would affect his employer.	The Senate Ethics Committee received a complaint.	The committee dismissed the complaint but required senators to ask for an ethics ruling in the future before taking jobs that might be a conflict of interest.	None
MINNESOTA	In 2003, Rep. Arlon Lindner made controversial statements about gays in the Holocaust and AIDS in Africa.	Eight representatives filed a complaint and the House Ethics Committee (a bipartisan standing committee) heard the matter.	The committee failed to find probable cause for a violation by a 2-2 vote.	None.
MINNESOTA	In 2001, a conflict of interest complaint was filed against Rep. Jim Abeler based on his vote on a funding measure dealing with charter school leases. He owned and leased	The House Ethics Committee heard the matter.	The complaint was dismissed.	None.

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
MINNESOTA	<p>a building to a charter school at the time.</p> <p>In 1996, Sen. Florian Chmielewski was accused of abusing Senate phone privileges. Previously, in December 1995, he pled guilty to misconduct of a public officer, a gross misdemeanor (it is unclear whether he faced other charges). He was accused of letting family and friends use his Senate phone access code for more than \$3,800 in personal long distance calls. He was sentenced to two years probation and 100 hours of community service.</p>	<p>A senator filed a complaint with the Senate Subcommittee on Ethical Conduct.</p>	<p>The sub-committee recommended removal from two committees; no use of the Senate phone code; no reimbursement for lodging expenses outside his district; and loss of seniority.</p>	<p>None. The Ethics Committee recommendations had to be approved by the Senate Rules Committee which had no scheduled meetings until the following year. The recommendations expired and the senator was defeated in a primary election.</p>
MINNESOTA	<p>In 1996, Sen. LeRoy Stumpf requested an investigation of a possible conflict of interest relating to consultant contract.</p> <p>A newspaper article reported that Stumpf sponsored a bill in 1994 that provided \$50,000 to a coalition of six counties to control beavers whose dams caused floods. Two weeks after the bill became law, he was hired as a consultant by the Red Lake Watershed District, which was picked by the counties to administer the program. He was paid \$14,000, with the money coming from the district's account which is derived from property taxes.</p>	<p>Stumpf requested that the Senate ethics subcommittee (a bipartisan subcommittee) review the situation.</p>	<p>The Special Subcommittee on Ethical Conduct unanimously found that it was not a conflict of interest. The subcommittee report stated that no money appropriated as a result of Stumpf's legislative work was used directly or indirectly to pay him and he took reasonable steps to avoid a conflict of interest, such as consulting Senate counsel on the matter. It also found no evidence that Stumpf discussed the job while the bill was pending.</p>	<p>None.</p>
MINNESOTA	<p>In 1996, Rep. Tom Workman violated House Rules by releasing confidential</p>	<p>A complaint was filed with the House Ethics Committee.</p>	<p>N/A</p>	<p>None. The complaint was withdrawn and the ethics</p>

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
	documents and discussing actions of a closed House Ethics Committee hearing.			committee opened its hearing to the public.
NEW HAMPSHIRE	In 1996, Rep. Roland Hemon authored legislation for the second time to impeach a probate judge involved in the case of his mother's estate.	The Legislative Ethics Committee investigated, held hearings, and issued a report with recommendations.	The committee recommended censure.	None (the House was not in session and the recommendation was not considered).
NEW JERSEY	Sen. Bryant is currently under federal felony indictment for fraud and corruption.	The Ethics Committee announced an investigation in November 2006 but has taken no action to date.	N/A	N/A
OHIO	In 2005, Sen. Ray Miller was investigated for having his aide work for his nonprofit organization while on state time. The legislative inspector general referred evidence of using state personnel and equipment for private business to the county prosecutor. The prosecutor did not pursue charges.	The Joint Legislative Ethics Committee investigated.	The committee required a letter of apology and \$936 restitution, which covered the aide's salary for the time she worked for the private organization.	N/A
OHIO	In 2005, Rep. Jim Aslanides was investigated for failing to disclose his real estate holdings for five years. According to a letter from his attorney, he thought that because a city was leasing the land, he had relinquished control and did not have to disclose it.	The Joint Legislative Ethics Committee investigated.	The committee found no violation.	N/A
UTAH	In 1998, Rep. Melvin Brown was offered a position by a lobbyist.	Pursuant to JR-16-04, the Ethics Committee made an inquiry into the matter. It is unclear whether they determined initially that further	No recommendation of disciplinary action by the House Ethics Committee.	N/A

Table 2 (continued)

STATE	INCIDENT	PROCEDURE FOLLOWED	FINDINGS AND RECOMMENDATION	FINAL ACTION
		Investigation was unwarranted or whether, after the preliminary inquiry, determined the charges were unfounded.		
UTAH	In 1986, Sen. Paul Rogers was accused of applying undue pressure on the executive branch on a constituent's behalf.	Pursuant to JR-16-04, the Ethics Committee made an inquiry into the matter. It is unclear whether they determined initially that further investigation was unwarranted or whether, after the preliminary inquiry, they determined the charges were unfounded.	No recommendation of disciplinary action by the Senate Ethics Committee.	N/A

N/A indicates that the category was not applicable to that particular case.