

# State of Nebraska

## Accountability and Disclosure Commission

P.O. BOX 95086  
Lincoln, Nebraska 68509  
nadc.nebraska.gov



Centre Terrace, 1225 L St. #400  
Phone (402) 471-2522  
Fax (402) 471-6599

### Synopsis Case #24-02

Action Taken on June 6, 2025

#### **Respondent:** Michael Frohberg

The Respondent is the Emergency Manager of Stanton County. A Complaint was filed with the Commission alleging that the Respondent had authorized the use of public resources or property under his use or control, including a Stanton County vehicle, other than in accordance with prescribed constitutional, statutory, or regulatory procedures, in violation of §49-14,101.01(2).

The NADC initiated a Preliminary Investigation, alleging that the Respondent had, at the Madison County Fair, in July 2021, July 2022, and July 2023, used a Stanton County vehicle under his use or control other than in accordance with prescribed constitutional, statutory, or regulatory procedures in violation of §49-14,101.01(2). In addition, two other allegations were investigated involving improper use of a vehicle with respect to two other destinations.

The NADC found probable cause to believe there had been three violations of the said statute, as alleged, at the Madison County Fair, in 2021, 2022, and 2023. The case was to be set for hearing.

However, after discussions with the Respondent and his attorney, the parties entered into a Settlement Agreement. Consistent with the terms of that Agreement, the Commission found (3) violations of §49-14,101.01(2), and imposed a civil penalty of \$375.00. The Respondent promised to abstain from such use of the County vehicle in the future.

The Commission approved the Settlement Agreement with eight Commissioners concurring, no Commissioners dissenting, and no Commissioners abstaining.

**Violation:** Pursuant to the Settlement Agreement, the Commission found that the Respondent violated §49-14,103.01 of the State Statutes on three (3) occasions by improper use of public resources.

**Civil Penalty:** \$375.00

**Attorney for the Commission:** Neil B. Danberg

**Synopsis Prepared by:** David Hunter, Executive Director

Nebraska Accountability and Disclosure Commission

P.O. Box 95086, Lincoln, NE 68509 (402)-471-2522

**BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION**

**In the Matter of Michael Frohberg**

**Respondent**

)  
)  
)  
)  
)

**Case #24-02**

**ORDER**

Now on this 6th day of June, 2025, this matter comes before the Nebraska Accountability and Disclosure Commission. Commissioners Anderson, Christensen, Chung, Davis, Evnen, Gloor, Reuss and Sullivan are present with Commissioner Davis presiding. The Respondent is not present. The Commission notes the submission of a proposed Settlement Agreement.

Whereupon, the Commission with eight (8) Commissioners concurring, no Commissioners dissenting, and no Commissioners abstaining, finds that the attached Settlement Agreement should be and hereby is approved and incorporated into this Order. Pursuant to that Agreement, the Commission finds that the Respondent has committed three (3) violations of the Nebraska Revised Statutes, Section 49-14,101.01(2), as described in the attached Settlement Agreement.

In accordance with the Settlement Agreement, the Commission imposes a civil penalty of \$375.00 upon the Respondent.

Issued this 6th day of June, 2025.

Nebraska Accountability and Disclosure Commission



David M. Hunter, Executive Director

**Certificate of Service**

I hereby certify that a copy of this Order was sent by Certified U.S. Mail, postage prepaid, return receipt requested on this 6<sup>th</sup> day of June, 2025, to the following address : : Michael Frohberg, 804 Ivy Street, P.O. Box 347, Stanton, NE 68779; and by regular U.S. Mail, postage prepaid to Jeffery Kirkpatrick, 8040 Eiger Drive, Suite B, Lincoln, NE 68516.



David M. Hunter Executive Director

**BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION**

**IN THE MATTER OF:**

**SETTLEMENT AGREEMENT**

**MICHAEL FROHBERG**

**CASE #24-02**

- 1) Parties: The parties to this Settlement Agreement (hereinafter "Agreement") are the Nebraska Accountability and Disclosure Commission, hereafter referred to as the "Commission," and Michael Frohberg, Respondent.
- 2) Jurisdiction: The Respondent acknowledges that the Commission has jurisdiction in this matter pursuant to the terms of Nebraska Statutes 49-1401 et seq., known as the Nebraska Political Accountability and Disclosure Act ("NPADA").
- 3) Intention: The parties hereby agree and intend that this Agreement shall constitute a waiver of any further proceedings in this matter, thereby resolving the matter without further delay and expense to the parties.
- 4) The Alleged Violations: In its Notice of Preliminary Investigation in this case, the Commission has alleged that the Respondent, as Emergency Manager of Stanton County, Nebraska, violated a section of the NPADA on three occasions, in that in July, 2021, July 2022, and July 2023, at the Madison County Fair, the Respondent authorized the use of public resources or property under his use or control other than in accordance with prescribed constitutional, statutory, or regulatory procedures, in violation of Section 49-14,101.01(2) of the Nebraska Revised Statutes.
- 5) Stipulation: The Respondent and the Commission stipulate and agree that at the time of the alleged violations, the Respondent was the Emergency Manager of Stanton County, Nebraska.
- 6) The Alleged Violations, Agreement: The Respondent states that it was not his intent to violate the NPADA as alleged, but he agrees and stipulates that there is sufficient evidence to support the Commission's findings of the three (3) alleged violations of Section §49-14,101.01(2) of the NPADA, as stated in the Notice of Preliminary Investigation in this matter, and as described in Paragraph 4, above. The Respondent further agrees that he will not contest the Commission's Order in this case.
- 7) Civil Penalty and Agreement: The parties have agreed that, in view of the Respondent's willingness to resolve this matter, and accept the finding of the Commission in this case, the Commission will impose a civil penalty in this matter in the amount of \$375.00

- 8) The Commission must approve this Agreement in order for it to be effective: The parties agree that for this Agreement to become effective, the Commission must approve it and enter an Order according to the terms of the Agreement.
- 9) Effective Date of Agreement: This Agreement shall not be binding upon the parties until the date it is approved by the Commission and the Commission issues an Order in accordance with the terms of this Agreement. The date of the Order shall be deemed its effective date. If this Agreement is not approved by the Commission, this Agreement shall be void and may not be used in this or any other proceeding. The parties acknowledge that this Agreement and any subsequent Order shall be announced at an open public meeting of the Commission. The parties further acknowledge that, upon adoption, this Agreement, the Order, and the Commission's file pertaining to this matter shall become open and public.
- 10) Right to Address the Commission: The Respondent has a right to address the Commission on the matter of the approval of this Settlement Agreement.
- 11) Advice of Counsel: The Respondent acknowledges that he has had an opportunity to seek the advice of an attorney concerning this Agreement.

  
\_\_\_\_\_  
Michael Frohberg, Respondent

6-2-2025  
Date

  
\_\_\_\_\_  
David M. Hunter, Interim Executive Director  
Nebraska Accountability and Disclosure Commission

6/06/2025  
Date

**State of Nebraska  
Accountability and Disclosure Commission**

P.O. BOX 95086  
Lincoln, Nebraska 68509  
nadc.nebraska.gov



Centre Terrace, 1225 L St. #400  
Phone (402) 471-2522  
Fax (402) 471-6599

May 26, 2025

Jeffery Kirkpatrick  
8040 Eiger Drive, Suite B  
Lincoln, NE 68516

RE: Case #24-02

Jeff,


Pursuant to our discussions, the NADC will permit Mr. Frohberg four months in which to pay the civil penalty in this case. Assuming that the NADC approves the Agreement on June 6<sup>th</sup>, the first payment will be due on July 7<sup>th</sup>, with the remaining payments to be due on August 7<sup>th</sup>, September 8<sup>th</sup>, and October 8<sup>th</sup>. The first three payments will be in the amount of \$100.00 each, with the final payment in the amount of \$75.00.

Payments should be made payable to the State of Nebraska, and sent to the following address: NADC, Attn: Neil Danberg; P.O. Box 95086; Lincoln, NE 68509.

I have made a place for Mr. Frohberg's and Mr. Hunter's signatures, below, whereby they agree to the terms of payment as set forth in this letter.

Very truly yours,

  
Neil B. Danberg, General Counsel

 6-2-25  
Michael Frohberg

 6/06/2025  
David Hunter, NADC Executive Director