

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 Cases 25-173 and 25-174

Action Taken on June 12, 2026

Respondents: Susan and Keith Mitchell

The Respondents are Susan and Keith Mitchell. A citizen of Lodgepole, Nebraska, filed Complaint against each of the Respondents. The Complaint alleged that the Respondents had acquired an un-zoned piece of property, and the Respondents wished to zone it. Susan Mitchell was Chairperson of the Lodgepole Village Board of Trustees. Keith Mitchell was Chairman of the Lodgepole Planning and Zoning Board.

After an investigation, it was determined that in June and again in August and September, the question of rezoning the property owned by the Respondents had come before both the Village Board of Trustees and the Village Planning and Zoning Board. However, even though Respondents had a financial interest in the rezoning issue, neither of them filed a Potential Conflict of Interest Statement when the matter came before their respective Boards.

The Respondents were co-operative in the investigation. At that time, they both filed the Potential Conflict of Interest Statements.

The Respondents then entered into Settlement Agreements, by the terms of which they each accepted a violation of §49-1499.03(2) of the Nebraska Statutes, and agreed to pay a civil penalty in the amount of \$250.00.

The Commission adopted the Settlement Agreement with seven (7) Commissioners concurring, no Commissioners dissenting, and no Commissioners abstaining.

Violation: Pursuant to the Settlement Agreement, the Commission found that the Respondents each failed to file a Potential Conflict of Interest Statement prior to

the matters coming before their respective Boards, found a violation of §49-1499.03(2), and assessed a civil penalty to each in the amount of \$250.00.

Civil Penalty: \$250.00 for each Respondent

Attorney for the Commission: Neil B. Danberg

Synopsis Prepared by: Scott Danigole, Executive Director, NADC.

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

BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

Gwen Davie v. Susan and Keith Mitchell

Cases #25-173 and 174

ORDER

Now on this 12th day of June, 2026, this matter comes before the Nebraska Accountability and Disclosure Commission. Commissioners Christiansen, Chung, Evnen, Gloor, Reuss, Spray and Sullivan are present with Commissioner Reuss presiding. The Respondents are not present. The Commission notes the submission of a proposed Settlement Agreement.

Whereupon, the Commission with seven (7) 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 each of the Respondents failed to file a required Potential Conflict of Interest Statement in June and September, 2025, in violation of §49-1499.03(2) of Nebraska Revised Statutes, as recited in the attached Settlement Agreements.

In accordance with the Settlement Agreements, the Commission imposes a civil penalty of \$250.00 upon each of the Respondents.

Issued this 12th day of June, 2026.

Nebraska Accountability and Disclosure Commission



Scott Danigole
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 12th day of August, 2025 to the following parties and at the following address: Susan and Keith Mitchell, 819 Bondegard Street, Lodgepole, NE 69149; and Gwen Davie, 631 Latham Street, Lodgepole, NE 69149.



Scott Danigole Executive Director

BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

IN THE MATTER OF:

CASE No. 25-173

SUSAN MITCHELL

SETTLEMENT AGREEMENT

- 1) Parties: The parties to this Settlement Agreement (hereinafter "Agreement") are the Nebraska Accountability and Disclosure Commission, hereinafter referred to as the "Commission" and Susan Mitchell, hereinafter referred to as the "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 Amended Notice of Preliminary Investigation in this case, the Commission has alleged that the Respondent, as a Trustee of the Villages of Lodgepole, Nebraska, in June and September of 2025, was required to take action with respect to rezoning certain property of which she was an owner, and which rezoning may cause financial benefit or detriment to her, but she failed to prepare a written statement describing the matter, and the nature of potential conflict in violation of Section 49-1499.03(2) of the NPADA.
- 5) Stipulation: The Respondent and the Commission stipulate and agree that at the time of the alleged violation, the Respondent was a Trustee of the Village of Lodgepole, Nebraska.
- 6) The Alleged Violation, Agreement: The Respondent states that it was not her intent to violate the NPADA as alleged, but she agrees and stipulates that there is sufficient evidence to support the Commission's findings of a violation Section 49-1499.03(2) of the NPADA, as stated in the Amended Notice of Preliminary Investigation in this matter, and as described in Paragraph 4, above. The Respondent further agrees that she will not contest the Commission's Order in this case. The Respondent further represents that she has filed a Potential Conflict of Interest Statement as required by Section 49-1499.03(2) of the NPADA.
- 7) Civil Penalty and Agreement: The parties have agreed that, in view of the Respondent's willingness to resolve this matter, accept the finding of the Commission in this case, the Commission will impose a civil penalty in this matter not to exceed \$250.00.

- 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 she has had an opportunity to seek the advice of an attorney concerning this Agreement.

Susan Mitchell
Susan Mitchell

5-6-2026
Date

Scott Danigole
Scott Danigole, Executive Director
Nebraska Accountability and Disclosure Commission

6-12-2026
Date

BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

IN THE MATTER OF:

CASE No. 25-174

KEITH MITCHELL

SETTLEMENT AGREEMENT

- 1) Parties: The parties to this Settlement Agreement (hereinafter "Agreement") are the Nebraska Accountability and Disclosure Commission, hereinafter referred to as the "Commission" and Keith Mitchell, hereinafter referred to as the "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 Amended Notice of Preliminary Investigation in this case, the Commission has alleged that the Respondent, as a member of the Planning and Zoning Committee of Lodgepole, Nebraska, in June and September of 2025, was required to take action with respect to rezoning certain property of which he was an owner, and which rezoning may cause financial benefit or detriment to him, but he failed to prepare a written statement describing the matter, and the nature of potential conflict in violation of Section 49-1499.03(2) of the NPADA.
- 5) Stipulation: The Respondent and the Commission stipulate and agree that at the time of the alleged violation, the Respondent was a member of the Planning and Zoning Committee of Lodgepole, Nebraska.
- 6) The Alleged Violation, 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 a violation Section 49-1499.03(2) of the NPADA, as stated in the Amended 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. The Respondent further represents that he has filed a Potential Conflict of Interest Statement as required by Section 49-1499.03(2) of the NPADA.
- 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 not to exceed \$250.00.

- 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.
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- 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.



Keith Mitchell

5-6-2026
Date



Scott Danigole, Executive Director
Nebraska Accountability and Disclosure Commission

6-12-2026
Date