

# State of Nebraska

## Accountability and Disclosure Commission

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



Centre Terrace, 1225 L St. #400  
Phone (402) 471-2522  
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### Synopsis of Case 17-10 Action Taken April 20, 2018

**Respondent:** John Sieler

The respondent, John Sieler, was a candidate for Public Service Commission in 2014. His candidate committee is Friends of John Sieler. The respondent maintained his candidate committee and was therefore required to file an annual campaign statement on or before January 31, 2017 reporting activity for calendar year 2016. He failed to do so. A preliminary investigation was commenced alleging that the respondent failed to file an annual campaign statement in violation of §49-1462. The parties reached a settlement agreement. By the terms of the agreement the respondent admits that he failed to file a campaign statement in violation of §49-1462. The agreement notes that late filing fees are pending and therefore provides for no civil penalty. The Commission approved the settlement agreement with seven Commissioners concurring, none dissenting and none abstaining from participating and voting.

**Violation:** The Commission found that the respondent failed to file an annual campaign statement as required by §49-1462 of the Nebraska Political Accountability and Disclosure Act.

**Civil Penalty:** None

**Other:** The required annual campaign statement is now on file

**Attorney for the Respondent:** None

**Attorney for the Commission:** Neil Danberg

**Synopsis Prepared by:** Frank Daley  
Executive Director  
Nebraska Accountability & Disclosure Commission  
1225 L Street, #400  
P.O. Box 95086  
Lincoln, NE 68509  
402-471-2522

**BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION**

**In the Matter of John Sieler**

**Respondent**

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**Case #17-10**

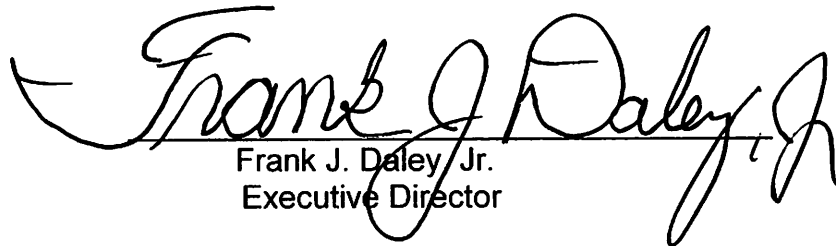
**ORDER**

Now on this 20<sup>th</sup> day of April, 2018, this matter comes before the Nebraska Accountability and Disclosure Commission. Commissioners Callahan, Carlson, Davis, Gale, Hegarty, Peetz 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 seven 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 violated Section 49-1462 of the Nebraska Revised Statutes, by failing to file an annual campaign statement, as more fully set forth in the attached Settlement Agreement. Pursuant to the agreement, the Commission imposes no civil penalty.

Issued this 20<sup>th</sup> day of April, 2018


Nebraska Accountability and Disclosure Commission



Frank J. Daley, Jr.  
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 20<sup>th</sup> day of April 2018, to the following at the following address or addresses: John Sieler, 2820 N. 66<sup>th</sup> Avenue, #210, Omaha, NE 68104



Frank J. Daley, Jr.  
Executive Director

fax to: 402-471-6599

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LINCOLN, NEBRASKA

BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION  
CASE # 17-10

NEBRASKA ACCOUNTABILITY &  
DISCLOSURE COMMISSION

In the Matter of The Friends of  
John Sieler and John Sieler,  
Candidate and Treasurer

SETTLEMENT AGREEMENT

- 1) Parties: The parties to this Settlement Agreement (hereinafter "Agreement") are the Nebraska Accountability and Disclosure Commission, hereafter referred to as the "Commission" and The Friends of John Sieler and John Sieler, Candidate and Treasurer, hereafter collectively referred to as the "Respondent".
- 2) Jurisdiction: The Respondent acknowledges the jurisdiction of the Commission pursuant to the Nebraska Political Accountability and Disclosure Act ("NPADA").
- 3) Intention: The parties hereby agree and intend that this Agreement shall constitute a waiver of a formal hearing on the alleged violation as described in Paragraph 4 of this Agreement, thereby resolving the matter without further delay and expense to the parties.
- 4) The Alleged Violation: Description: In its Notice of Preliminary Investigation in this case, the Commission alleged the Respondent committed a violation of the NPADA, Section 49-1462, as follows: Failure to file an Annual Campaign Statement on or before January 31, 2017, showing receipts and expenditures during calendar year 2016.
- 5) The Alleged Violation: Stipulations and Agreements: The Respondent and the Commission stipulate and agree that at the time of the alleged violation, John Sieler had recently been a candidate for the Nebraska Public Service Commission, and that he had a legal obligation under Section 49-1462 of the NPADA to file an Annual Campaign Statement on or before January 17, 2017, but did not do so.
- 6) The Alleged Violation: Findings: With respect to the alleged violation, as described above in Paragraphs 4 and 5, the Respondent agrees and stipulates that if this matter proceeded to a hearing, there is sufficient evidence from which the Commission could make a finding that there has been a violation as alleged, and the Commission may enter an order that there has been a violation as alleged, and that he would not contest such a finding or order.
- 7) Waiver of Civil Penalty: The parties have agreed that, upon acceptance of this Agreement by the Commission, and in view of the fact that the filing in question

has now been made and that late filing fees may be imposed, the Commission will not impose a civil penalty in this matter.

- 8) The Commission must approve this Agreement in order for it to be effective: The parties agree that in order for this Agreement to become effective, the Commission must approve it and shall, if it approves the Settlement, enter an Order in accordance with the terms of this 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 upon which the Commission enters its Order approving this Agreement shall be deemed its effective date. If this Agreement is not approved in whole by the Commission, this Agreement shall be void and may not be used in this or any other proceeding. The parties acknowledge that this Settlement Agreement and any subsequent Order shall be announced at an open public meeting of the Commission. The parties further acknowledge that, upon adoption, this Settlement 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 amount of civil penalty and approval of this Agreement.
- 11) Advice of Counsel: The Respondent acknowledges that he has had an opportunity to seek the advice of his attorney in connection with the terms of this agreement.

John Sieler  
 The Friends of John Sieler, and John  
 Sieler, Candidate and Treasurer

3-21-18  
 Date

Frank J. Daley, Jr.  
 Frank J. Daley, Jr., Executive Director  
 Nebraska Accountability and Disclosure  
 Commission

4/20/18  
 Date