

SWORN COMPLAINT BEFORE THE TEXAS ETHICS COMMISSION

An individual must be a resident of the state of Texas to be eligible to file a sworn complaint with the Texas Ethics Commission. The complainant is required to attach to the complaint a copy of one of the following documents:

- complainant's driver's license or personal identification certificate issued under Chapter 521 of the Transportation Code, or commercial driver's license issued under Chapter 522 of the Transportation Code; or
- a utility bill, bank statement, government check, paycheck or other government document that shows the name and address of the complainant and is dated not more than 30 days before the date on which the complaint is filed.

Effective September 1, 2009, an individual may also be eligible to file a sworn complaint with the Texas Ethics Commission if the individual owns real property in the state of Texas. Under this provision, the complainant will be required to attach to the complaint a copy of a property tax bill, notice of appraised value, or other government document that shows the name of the complainant, shows the address of the real property in Texas, and identifies the complainant as the owner of the real property.

OFFICE USE ONLY

Docket Number

Date Hand-delivered or Date Postmarked

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR Mr. NICKNAME	FIRST Andrew LAST	MI A. SUFFIX		
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS 609 W. 18th St.	APT / SUITE #; Ste. E	CITY; Austin	STATE; TX	ZIP CODE 78701
(Full home or business address, including street, city, state, and zip code)					
3 COMPLAINANT MAILING ADDRESS	ADDRESS	APT / SUITE #;	CITY;	STATE;	ZIP CODE
<input checked="" type="checkbox"/> (check if same as above)					
(Full home or business address, including street, city, state, and zip code)					
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE 512	PHONE NUMBER 472-9770	EXT	5 COMPLAINANT E-MAIL ADDRESS	tpj@tpj.org

II. IDENTITY OF RESPONDENT

6 RESPONDENT NAME	MS / MRS / MR Nancy NICKNAME	FIRST Nancy LAST	MI Cushman SUFFIX		
7 RESPONDENT POSITION OR TITLE	Treasurer, The GEO Group Inc. PAC				
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS 3551 Hamlin Rd. MC2250	APT / SUITE #;	CITY; Auburn Hills	STATE; MI	ZIP CODE 48326
(Full home or business address, including street, city, state, and zip code)					
9 RESPONDENT MAILING ADDRESS	ADDRESS PO Box 75000, MC2250	APT / SUITE #;	CITY; Detroit	STATE; MI	ZIP CODE 482275-2250
<input type="checkbox"/> (check if same as above)					
(Full home or business address, including street, city, state, and zip code)					
10 RESPONDENT TELEPHONE NUMBER	AREA CODE 248	PHONE NUMBER 371-7268	EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)	Unknown

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III. NATURE OF ALLEGED VIOLATION**Page 2**

Include the specific law(s) or rule(s) alleged to have been violated. The Texas Ethics Commission has jurisdiction to enforce only the following laws: (1) Title 15 of the Election Code; (2) Chapters 302, 303, 305, 572, 2004 of the Gov't Code; (3) § 334.025 and § 335.055 of the Local Gov't Code; (4) Subchapter C, Chapter 159 of the Local Gov't Code, in connection with a county judicial officer who elects to file a financial statement with the commission; (5) § 2152.064 and § 2155.003 of the Gov't Code; (6) § 306.005 of the Gov't Code.

It appears that Nancy Cushman, Treasurer of the GEO Group Inc. PAC (TEC filer #67015) failed to report the return of a contribution it reported making to the "Harvey Hilderbran Campaign" on September 12, 2012 in the amount of \$1,000. A spokesperson for Rep. Hilderbran stated to me that the \$1,000 check received from GEO PAC was never accepted and was "immediately" returned to GEO PAC. The contribution has not been reported as returned through C&E reports filed by GEO PAC through July 15, 2013.

It is also possible that Nancy Cushman either falsely reported, or failed to report the return of a contribution made to Fraser for Senate Committee (TEC #32509) in the amount of \$5,000 on September 12, 2012. The \$5,000 contribution does not appear on any subsequent reports filed by the Fraser for Senate Committee. (This unreported contribution by Fraser for Senate is the subject of a sworn complaint filed by me on October 24, 2013.)

ATTACH ADDITIONAL PAGES AS NEEDED

IV. STATEMENT OF FACTS**Page 3**

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

The GEO Group, Inc. PAC (TEC filer # 67015) filed a disclosure report with the Texas Ethics Commission on October 9, 2012. That report (TEC report # 546469) lists an expenditure of \$5,000 on September 12, 2012 to Fraser for Texas Senate (TEC filer #16469). It also lists an expenditure on the same date in the amount of \$1,000 to the Harvey Hilderbran Campaign (TEC # 67537). Neither the Fraser for Senate Committee or the Hilderbran Campaign have, to date, reported receipt of the contributions. It appears that the contributions were either reported in error, or the contributions were returned and their return was not reported by The GEO Group Inc. PAC.

ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS**Page 4**

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

General-Purpose Campaign Finance Report (partial) filed by The GEO Group, Inc. PAC covering the period 07/01/2012 through 09/27/2012 listing a \$5,000 Expenditure to Fraser for Texas Senate on September 12, 2012 and a \$1,000 Expenditure to the Harvey Hilderbran Campaign.

ATTACH ADDITIONAL PAGES AS NEEDED

VI. AFFIDAVIT

BASED ON PERSONAL KNOWLEDGE

(Execute this affidavit if the acts alleged are within your direct personal knowledge.)

I, _____, complainant,
swear that I am a resident of the state of Texas. I swear that I have knowledge of the
facts alleged in this complaint and that the information contained in this complaint is
true and correct.

Signature of Complainant

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said _____, this the _____ day of
_____, 20 _____, to certify which, witness my hand and seal of office.

Signature of officer administering oath Printed name of officer administering oath Title of officer administering oath

VII. AFFIDAVIT

BASED ON INFORMATION AND BELIEF

(Execute this affidavit if the acts alleged are not within your direct personal knowledge, but are based on reasonable belief.)

I, Andrew A. Wheat, complainant,
swear that I am a resident of the state of Texas. I swear that I have reason to believe
and do believe that the violation alleged in this complaint has occurred. The source
of my information and belief is

Signature of Complainant

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said _____, this the _____ day of
_____, 20 _____, to certify which, witness my hand and seal of office.

Signature of officer administering oath Printed name of officer administering oath Title of officer administering oath

A COMPLAINT WILL BE DISMISSED IF A COPY OF ONE OF THE FOLLOWING DOCUMENTS IS NOT ATTACHED AS PROOF OF TEXAS RESIDENCY.

Please check one of the boxes below to indicate the copy of the document you have attached to the complaint:

Texas driver's license

personal identification certificate
(issued under Chapter 521 of the Transportation Code)

commercial driver's license
(issued under Chapter 522 of the Transportation Code)

utility bill *

bank statement *

government check *

paycheck *

other government document *

* with name and address of complainant and dated not more than 30 days before the date on which the complaint is filed *

**WAIVER OF NOTICE BY CERTIFIED MAIL REQUIREMENT
FOR COMPLAINANT**

I waive the requirement that written notices addressed to me concerning any pending sworn complaint be sent by registered or certified mail, restricted delivery, return receipt requested.

I understand that I may withdraw this waiver by written notice to the executive director of the Ethics Commission.

I further understand that unless the commission's staff and I agree on an alternate means, the commission will send all written notices to me by email to the email address I provided on the sworn complaint form or to a different email address provided by me to the commission staff, or by first class mail.

I also understand that the commission retains the right to mail any notices to me by a more restrictive means than first class mail or email if the commission in its discretion determines it is warranted.

Andrew A. Wheat

Print Name

trigo@tpj.org

Alternate Email Address for Notices (optional)

Signature

10/18/2013

Date