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STATE ETHICS COMMISSION

STATE OF SOUTH CAROLINA ) BEFORE THE STATE ETHICS COMMISSION  
 COUNTY OF RICHLAND )  
 )  
 IN THE MATTER OF: )  
 COMPLAINT C2013-095 )  
 )  
 Samuetta V. Marshall, )  
 Respondent. )  
 )  
 )  
 State Ethics Commission, )  
 Complainant; )  
 \_\_\_\_\_ )

CONSENT ORD

This matter comes before the State Ethics Commission by virtue of a complaint filed by the Commission on June 22, 2013. The complaint against the Respondent, Samuetta V. Marshall, was considered by the Commission on March 20, 2013 and probable cause found to warrant an evidentiary hearing. The Notice of Hearing alleged three violations Section 8-13-1308. Prior to the call of the case, Respondent agreed to entry of the following findings of fact, conclusions of law, admission, and disposition in this matter as follows.

**FINDINGS OF FACT**

1. The Respondent, Samuetta V. Marshall, was a candidate for Orangeburg County Coroner in the November 6, 2012 general election.
2. On November 16, 2012 Respondent received a \$300.00 penalty for failure to file three Campaign Disclosure forms (CD) for April 10, 2012, July 10, 2012 and the pre-election CD by October 22, 2012. The letter was re-sent certified on December 7, 2012 and delivered on December 12, 2012. Before filing a complaint, her account was reviewed. It was determined that since Respondent reported all contributions and expenditures required for the April 10, 2012 CD on her initial CD filed on May 29, 2012,

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that the April 10, 2012 CD would not be included in the complaint filed on January 22, 2013. 3.

3. On January 29, 2013 a Commission investigator left a message with Respondent's secretary at Respondent's funeral home concerning the late CDs and penalties accruing. On February 7, 2013 the investigator left the same message with an employee at Respondent's business.

4. Respondent filed the required CDs on July 15, 2013; however, the late filing penalty of \$10,300.00 was not paid.

#### **CONCLUSIONS OF LAW**

Based upon the foregoing Findings of Fact, the Commission concludes, as a matter of law:

1. During all times relevant, the Respondent, Samuetta V. Marshall, was a candidate as defined by Section 8-13-1300(4).

2. The State Ethics Commission has personal and subject matter jurisdiction.

3. Section 8-13-1308(B) provides:

Following the filing of an initial certified campaign report, additional certified campaign reports must be filed within ten days following the end of each calendar quarter in which contributions are received or expenditures are made, whether before or after an election until the campaign account undergoes final disbursement pursuant to the provisions of Section 8-13-1370.

4. Section 8-13-1308(D) provides that a candidate must file a pre-election campaign disclosure form 15 days before the election.

#### **ADMISSIONS**

The Respondent, Samuetta V. Marshall, admits she violated Sections 8-13-1308

of the Ethics Reform Act, albeit unintentionally.

**DISPOSITION**

The State Ethics Commission hereby finds Respondent Samuetta V. Marshall in violation of Section 8-13-1308 of the Ethics Reform Act and hereby adopts the Findings of Fact, Conclusions of Law, Admissions, and Disposition as agreed upon by Respondent.

THEREFORE, the State Ethics Commission hereby issues a written warning to Respondent Samuetta V. Marshall for her violation of Sections 8-13-1308(B) of the Ethics Reform Act,

AND, orders Respondent to pay a reduced late filing penalty of \$500.00 within 30 days of receipt of the signed order,

AND, orders Respondent to pay a fine of \$1000.00 within 30 days of receipt of the signed order,

AND, orders Respondent to pay an administrative fee of \$500.00 within 30 days of receipt of the signed order,

AND IT IS SO ORDERED THIS 15<sup>th</sup> DAY OF January, 2019.

STATE ETHICS COMMISSION

  
\_\_\_\_\_  
Phillip Florence, Jr.  
Chairman

  
\_\_\_\_\_  
Samuetta V. Marshall  
Respondent