

STATE OF SOUTH CAROLINA)
 COUNTY OF RICHLAND)
)
 IN THE MATTER OF:)
 COMPLAINT C2014-060)
)
)
 Dwayne Perry,)
 Respondent.)
)
 State Ethics Commission,)
 Complainant.)
 _____)

BEFORE THE STATE ETHICS COMMISSION

CONSENT ORDER

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 COMMISSION

This matter comes before the State Ethics Commission by virtue of a complaint filed by the Commission on November 6, 2013. The complaint against the Respondent, Dwayne Perry, was considered by the Commission on March 19, 2014, and probable cause was found to warrant an evidentiary hearing. Prior to the call of the case, Respondent agreed to entry of the following statements of fact, conclusions of law, discussion, admission, and disposition in this matter.

STATEMENTS OF FACT

1. The Respondent, Dwayne Perry, is a member of Fairfield County Council.
2. Respondent said that he used the information from the wage and earning statements he received from Fairfield County to complete his Statement of Economic Interest (SEI) reports. Respondent stated that he may have inadvertently entered income on his SEI reports that were pre-taxed.
3. A review of Respondent's 2010 wage and tax filing statement revealed that Respondent received gross pay in the amount of \$24,649.92 from Fairfield County. On October 1, 2013 staff reviewed Respondent's original 2011 SEI report filed on April 14, 2011. The report documented income from Fairfield County in the amount of \$23,382.00.

4. A review of Respondent's 2011 wage and tax filing statement revealed that Respondent received gross pay in the amount of \$27,467.92 from Fairfield County. On October 1, 2013 staff reviewed Respondent's original 2012 SEI report filed on April 13, 2012. The report documented income from Fairfield County in the amount of \$26,492.92.

5. A review of Respondent's 2012 wage and tax filing statement revealed that Respondent received gross pay in the amount of \$27,583.92. On October 1, 2013 staff reviewed Respondent's original 2013 SEI report filed on April 16, 2013. The 2013 SEI report documented income from Fairfield County in the amount of \$25,910.82.

6. Staff met with Respondent in regard to the aforementioned SEI reports, and Respondent amended his SEI reports accordingly.

CONCLUSIONS OF LAW

Based upon the Statement of Facts, the Commission concludes, as a matter of law:

1. During all times relevant, the Respondent, Dwayne Perry, was a public official, as defined by S.C. Code Ann. § 8-13-100(27)(Supp. 2012).
2. The State Ethics Commission has personal and subject matter jurisdiction.
3. Section 8-13-1120(A)(2) provides that a public official must disclose the source, type and amount of income received from a governmental entity.

ADMISSIONS

The Respondent, Dwayne Perry, admits that he inadvertently violated Section 8-13-1120.

DISPOSITION

The State Ethics Commission hereby finds Dwayne Perry in violation of Section 8-13-1120, albeit inadvertent, of the Ethics Reform Act and hereby adopts the Statements

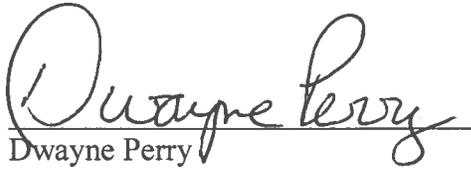
of Fact, Conclusions of Law, Admissions, and Disposition as agreed upon by the Respondent.

THEREFORE, the State Ethics Commission hereby issues this written warning to Dwayne Perry for a violation of Section 8-13-1120 of the Ethics Reform Act,

AND, orders Respondent to pay an administrative fee of \$375.00 within 30 days of receipt of the signed order,

AND IT IS SO ORDERED THIS _____ DAY OF _____ 2014.

STATE ETHICS COMMISSION


Dwayne Perry

PHILLIP FLORENCE, JR.
CHAIR