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STATE ETHICS COMMISSION

STATE OF SOUTH CAROLINA COUNTY OF RICHLAND	)	BEFORE THE STATE ETHICS COMMISSION
IN THE MATTER OF: COMPLAINT C2013-066	)	
STATE ETHICS COMMISSION, Complainant;	)	**DECISION AND ORDER**
vs.	)	
Mike E. Dixon, Respondent.	)	

Pursuant to S. C. Code Ann. § 8-13-320(10)(i)(Supp. 2012), the State Ethics Commission reviewed the above captioned complaint on January 16, 2013 charging the Respondent, Mike E. Dixon, with a violation of Section 8-13-1140. Present at the meeting were Commission Members Phillip Florence, Jr., Chair, E. Kay Biermann Brohl, JB Holeman, Jonathan H. Burnett and Richard H. Fitzgerald. The following allegation was considered:

ALLEGATIONS

On November 7, 2012 the State Ethics Commission filed a complaint against Mike E. Dixon, Board member, Patriots Point Development Authority. The complaint alleged that the Respondent failed to file a 2012 Statement of Economic Interests (SEI) statement that was due to be filed by April 15, 2012.

FINDINGS OF FACT

Having carefully reviewed the evidence presented, the Commission finds as fact:

1. The Respondent was a public member of the Patriots Point Development Authority, a state board or commission, and he was required to file an annual SEI.

2. On November 13, 2012 a Commission investigator left a message at the Respondent's telephone regarding the late SEI and penalties accruing. On November 16,

2012 the Respondent stated he was replaced on the Patriots Point Development Authority Board by Governor Haley in March 2011. The Respondent provided documentation to support his statement.

CONCLUSIONS OF LAW

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

1. The Respondent was a public member of a state board or commission as defined by Section 8-13-100(26) and Section 8-13-100(31), respectively.

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

3. In accordance Reg. 52.601 (D), "A person required to file a Statement who is no longer in office on April 15 of the year following the first filing, is not required to file an updated Statement."

DECISION

THEREFORE, based upon evidence presented, the State Ethics Commission has determined that there is not probable cause to indicate that the Respondent, Mike E. Dixon, violated Section 8-13-1140. The Commission has therefore dismissed the charges in accordance with Section 8-13-320(10)(i), and the rules and regulations promulgated thereunder.

IT IS SO ORDERED THIS 19th DAY OF February, 2013.

STATE ETHICS COMMISSION

PHILLIP FLORENCE, JR.
CHAIRMAN

COLUMBIA, SOUTH CAROLINA