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STATE OF SOUTH CAROLINA
STATE ETHICS COMMISSION

2021 APR -8 AM 9: 07

STATE ETHICS
COMMISSION

COMPLAINT FORM

FOR COMMISSION USE ONLY:
CASE NUMBER

C 2021-025

COMPLAINANT: State Ethics Commission
ADDRESS: 201 Executive Center Drive
Suite 150
Columbia, SC 29210
TELEPHONE NUMBER: (803) 253-4192

RESPONDENT: York L. Glover, Sr.
ADDRESS: [REDACTED]
TELEPHONE NUMBER: [REDACTED]
TITLE: Council – Beaufort County

Section 8-13-1308, S.C. Code Ann., 1976, as amended, requires candidates to file Campaign Disclosures within ten (10) days of receiving or expending \$500; fifteen (15) days prior to each election; within ten (10) days of the end of each quarter; and a final report when the campaign account is closed. In addition, certified campaign reports detailing campaign contributions and expenditures must contain the total of contributions accepted, the name and address of each person making a contribution, the total expenditures made by or on behalf of the candidate or committee, and the name and address of each person to whom an expenditure is made from campaign funds. Pursuant to Section 8-13-1362 and Regulation 52-504 (C), the Pre-Election and quarterly report are required even when there have been no contributions or expenditures.

Records of the State Ethics Commission indicate that a Campaign Disclosure was due no later than April 10, 2017, July 10, 2017, October 10, 2017, January 10, 2018, April 10, 2018, July 10, 2018, October 10, 2018, January 10, 2019, April 10, 2019, July 10, 2019, October 10, 2019, January 10, 2020, April 10, 2020, July 10, 2020, and January 10, 2021. In addition, a Pre-Election Campaign Disclosure was due between October 14, 2020 and October 19, 2020. Respondent was sent an email reminder thirty days before each Campaign Disclosure deadline.

Section 8-13-1140, SC Code Ann., 1976, as amended, requires the filing of an updated Statement of Economic Interests for the previous calendar year annually thereafter prior to March 30. Records in the State Ethics Commission indicate that the Respondent was required to file the 2018, 2019, 2020, and 2021 Statement of Economic Interests.


Respondent was reminded of the filing requirement by letters dated April 10, 2020 and November 30, 2020 as described in the attached. To date, no properly completed 2018 Statement of Economic Interests, 2019 Statement of Economic Interests, 2020 Statement of Economic Interests, 2021 Statement of Economic Interests, April 10, 2017, July 10, 2017, October 10, 2017, January 10, 2018, April 10, 2018, July 10, 2018, October 10, 2018, January 10, 2019, April 10, 2019, July 10, 2019, October 10, 2019, January 10, 2020, April 10, 2020, July 10, 2020, Pre-Election, and January 10, 2021 Campaign Disclosure has been received. All in violation of Section 8-13-1140, Section 8-13-1308(B), Section 8-13-1308 (D)(1), and Section 8-13-1308 (F), S.C. Code Ann., 1976, as amended.

All investigations, inquiries, hearings, and accompanying documents must remain confidential unless respondent waives the right to confidentiality. If there is a finding of probable cause, the following documents become public record: the complaint, the response (if any) by respondent, and the notice of hearing. If a hearing is to be held, the final order and all exhibits become public record. If no hearing is held following a finding of probable cause, the final disposition of the matter becomes public record. The willful release of confidential information is a misdemeanor, and any person releasing such confidential information, upon conviction, must be fined not more than one thousand dollars (\$1,000) or imprisoned not more than one year. Section 8-13-320(10)(g).

STATE OF SOUTH CAROLINA
COUNTY OF Richland

Personally appeared before me Meghan L. Walker who, first being duly sworn, says that she has read and knows the contents of the above complaint and that the allegations contained therein, are true and correct to the best of her own knowledge, except for those matters therein based upon information and belief, and as to those she believes them to be true.

Sworn to and subscribed before me this
8th day of April, 2021


Meghan L. Walker, Executive Director


Notary Public for South Carolina
My Commission expires 8-11-2025

SEC-7 (Revised 8/2019)

**REPLY TO: 201 Executive Center Drive, Suite 150, Columbia, South Carolina 29210 (803)253-4192
FAXED COPIES WILL NOT BE ACCEPTED**

C102form

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

IN THE MATTER OF:)

Complaint C2021-025)

York L. Glover, Sr.)
Respondent.)

State Ethics Commission)
Complainant.)

BEFORE THE STATE ETHICS COMMISSION

NOTICE OF HEARING

The State Ethics Commission has determined that there is probable cause pursuant to Section 8-13-320(10)(i), Code of Laws, South Carolina, 1976, as amended, to support the allegations made in the above-captioned complaint. The Commission will convene a formal hearing into the matter in accordance with Section 8-13-320(10)(i) & (j), Code of Laws, South Carolina, 1976, as amended, and State Ethics Commission Regulations, S.C. Code Ann. Regs. 52-707 (1997 Cum. Supp.) on Thursday, April 21, 2022 at 9:30 a.m. at the Commission Hearing Room located at: 201 Executive Center Drive, Suite 150, Columbia, South Carolina 29210.

The following allegations will be heard:

COUNT ONE
FAILURE TO FILE A PRE-ELECTION CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(D), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a 2020 pre-election campaign disclosure report, in violation of Section 8-13-1308(D)

COUNT TWO
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due April 10, 2017, in violation of Section 8-13-

1308(B).

COUNT THREE
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due July 10, 2017, in violation of Section 8-13-1308(B).

COUNT FOUR
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due October 10, 2017, in violation of Section 8-13-1308(B).

COUNT FIVE
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due January 10, 2018, in violation of Section 8-13-1308(B).

COUNT SIX
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due April 10, 2018, in violation of Section 8-13-1308(B).

COUNT SEVEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due July 10, 2018, in violation of Section 8-13-1308(B).

COUNT EIGHT
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due October 10, 2018, in violation of Section 8-13-1308(B).

COUNT NINE
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due January 10, 2019, in violation of Section 8-13-1308(B).

COUNT TEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due April 10, 2019, in violation of Section 8-13-1308(B).

COUNT ELEVEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail

to file a quarterly campaign disclosure report due July 10, 2019, in violation of Section 8-13-1308(B).

COUNT TWELVE
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due October 10, 2019, in violation of Section 8-13-1308(B).

COUNT THIRTEEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due January 10, 2020, in violation of Section 8-13-1308(B).

COUNT FOURTEEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due April 10, 2020, in violation of Section 8-13-1308(B).

COUNT FIFTEEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due July 10, 2020, in violation of Section 8-13-1308(B).

COUNT SIXTEEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due October 10, 2020, in violation of Section 8-13-1308(B).

COUNT SEVENTEEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due January 10, 2021, in violation of Section 8-13-1308(B).

COUNT EIGHTEEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due April 10, 2021, in violation of Section 8-13-1308(B).

COUNT NINETEEN
FAILURE TO FILE A QUARTERLY CAMPAIGN DISCLOSURE REPORT
SECTION 8-13-1308(B), S.C. CODE ANN., 1976, AS AMENDED

That York L. Glover, Sr., Beaufort County Council member, did in Richland County, fail to file a quarterly campaign disclosure report due July 10, 2021, in violation of Section 8-13-1308(B).

You have the right to be represented by counsel, the right to call and examine witnesses, the right to introduce exhibits, and the right to cross-examine opposing witnesses. This hearing will be open to the public as required by Section 8-13-320(10)(j), Code of Laws, South Carolina,

1976, as amended. The procedures to be followed are set forth in the Administrative Procedures Act, Section 1-23-10, et seq., Code of Laws, South Carolina, 1976 as amended the State Ethics Act, Section 8-13-100, et seq., Code of Laws, South Carolina, 1976, as amended, and State Ethics Commission Regulations, S.C. Code Ann. Regs. 52-707 (1997 Cum. Supp.).

A pre-hearing conference may be scheduled prior to the hearing to allow exchange of witness lists and evidence, marking of exhibits, and disposition of motions or pleadings. In the event you fail to appear, judgment by default will be rendered against you. If there are any questions concerning the above notice or hearing times, please contact the State Ethics Commission.

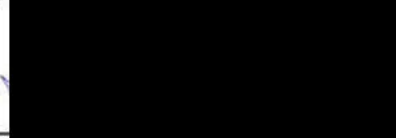


Meghan L. Walker, Executive Director
State Ethics Commission

Dated this 7th day,
of October 2021.

Certificate of Service by Certified Mail

I hereby certify that a copy of this **NOTICE OF HEARING** was duly served on the RESPONDENT York L. Glover, 31 Oaks Plantation Rd, St. Helena Island, SC 29920 by depositing said **NOTICE OF HEARING** in the United States mail, Columbia, South Carolina on this 2th day of October 2021, by **CERTIFIED MAIL, E-RETURN RECEIPT REQUESTED**, appropriate postage affixed, and a return address clearly indicated on said envelope.




Richard A. Provencher, Administrative Assistant
State Ethics Commission (803) 253-4192


Columbia, South Carolina

STATE OF SOUTH CAROLINA
COUNTY OF Richland

Personally appeared before me Meghan L. Walker who, first being duly sworn, says that she has read and knows the contents of the above complaint and that the allegations contained therein, are true and correct to the best of her own knowledge, except for those matters therein based upon information and belief, and as to those she believes them to be true.

Sworn to and subscribed before me this
8th day of April, 2021


Meghan L. Walker, Executive Director


Notary Public for South Carolina
My Commission expires 8-11-2025

SEC-7 (Revised 8/2019)

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STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)
IN THE MATTER OF:)
COMPLAINT C2021-025)
State Ethics Commission,)
Complainant,)
York L. Glover,)
Respondent.)

BEFORE THE STATE ETHICS COMMISSION

CONSENT ORDER

This matter comes before the State Ethics Commission (Commission) by way of a Complaint filed on April 8, 2021. Pursuant to Section 8-13-320(10)(i) of the South Carolina Ethics, Government Accountability, and Campaign Reform Act (Ethics Act), the Complaint against York L. Glover (Respondent) was considered by the Commission and probable cause was found to warrant an evidentiary hearing.¹ Prior to the call of the case, Respondent agreed to entry of the following:

STATEMENTS OF FACT

1. Respondent was elected to the Beaufort County Council in 2016. Respondent’s most recent election occurred on November 9, 2020.
2. Respondent filed several Campaign Disclosure Reports (CDR) with the Commission during his 2016 election cycle. Prior to the filing of the Complaint, Respondent’s most recent CDR was filed on December 12, 2016 and showed a positive balance of on-hand contributions.
3. Respondent did not file any additional quarterly CDRs.

¹ The Commission declines to proceed with Count 16 in the Notice of Hearing. Because Respondent was charged with failing to timely file a 2020 Pre-Election Campaign Disclosure (Count 1), he should not have also been charged with failing to file an October 10, 2020 Campaign Disclosure (Count 16). See 8-13-1308(E) (“ . . . if a pre-election campaign report . . . is required to be filed within thirty days of the end of the prior quarter, a candidate [] must combine the quarterly report provided for in subsection (B) and the pre-election and file the combined report subject to the provisions of subsection (D) no later than fifteen days before the election”).

4. On April 10, 2020, the Commission mailed a first-class letter to Respondent's address of record advising him of his failure to timely file twelve (12) quarterly CDRs from April 10, 2017 through January 10, 2020. The Commission did not receive a response to this letter.
5. Respondent did not file a Pre-Election CDR fifteen (15) to twenty (20) days before his November 9, 2020 election.
6. On November 30, 2020, the Commission mailed a certified letter to Respondent's address of record advising him of his failure to timely file 14 (fourteen) quarterly CDRs from April 10, 2017 through July 10, 2020 and of his failure to file a 2020 Pre-Election CDR.
7. According to the United States Postal Service, this letter was delivered on December 2, 2020 at 11:14 a.m. However, the Recipient Signature on the proof of service for the certified letter is illegible and has the notation "C19" below it.
8. Respondent did not file a quarterly CDR on January 10, 2021, April 10, 2021, or July 10, 2021.
9. During the Commission investigation, Respondent's campaign bank account records were subpoenaed. A review of these records revealed Respondent's campaign bank account had remained open with minimal activity since December of 2016.
10. On August 10, 2021, following the filing of the Complaint, a Commission Investigator contacted Respondent. Respondent informed the Investigator that his campaign bank account had essentially remained dormant since his 2016 election. Respondent stated he occasionally deposited small sums of money into his campaign bank account to keep the account open. Respondent stated his relative had assisted him with his filings and that he would need to contact the relative and obtain all his bank records to file the required CDRs. Respondent stated he did not receive the Commission's November 30, 2020 correspondence.

11. On April 19, 2022, Respondent came into compliance by filing all the required CDRs.

CONCLUSIONS OF LAW

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

1. At all times relevant, Respondent was a “public official” pursuant to Section 8-13-1300(28).

Therefore, the Commission has personal and subject matter jurisdiction.

2. Section 8-13-1308 provides, in relevant part:

(A) Upon receipt or expenditure of campaign contributions or the making of independent expenditures totaling an accumulated aggregate of five hundred dollars or more, a candidate . . . must file an initial certified campaign report within ten days of these initial receipts or expenditures. However, a candidate who does not receive or expend campaign contributions totaling an accumulated aggregate of five hundred dollars or more must file an initial certified campaign report fifteen days before an election.

(B) 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.

...

(D)(1) At least fifteen days before an election, a certified campaign report must be filed showing contributions of more than one hundred dollars and expenditures to or by the candidate for the period ending twenty days before the election.

3. Section 8-13-1510(A) provides:

Except as otherwise specifically provided in this chapter, a person required to file a report or statement under this chapter who files a late statement or report or fails to file a required statement or report must be assessed a civil penalty as follows: (1) a fine of one hundred dollars if the statement or report is not filed within five days after the established deadline provided by law in this chapter; and (2) after notice has been given by certified or registered mail that a required statement or report has not been filed, a fine of ten dollars per calendar day for the first ten days after notice has been given, and one hundred dollars for each additional calendar day in which the required statement or report is not filed, not exceeding five thousand dollars.

4. Section 8-13-130 allows the Commission to “levy an enforcement or administrative fee on a person who is in violation” of the Ethics Act.

DISCUSSION

The Commission found probable cause to charge Respondent with seventeen (17) counts of violating Section 8-13-1308(B) for failing to file seventeen (17) quarterly CDRs from April 10, 2017 through July 10, 2021 and one (1) count of violating Section 8-13-1308(D) for failing to file a Pre-Election CDR fifteen (15) to twenty (20) days prior to his November 9, 2020 election. Through this Consent Order, Respondent acknowledges he violated the Ethics Act when he failed to timely file the required CDRs.

DISPOSITION

1. The Commission hereby finds Respondent in violation of seventeen (17) counts of Section 8-13-1308(B) and one (1) count of violating Section 8-13-1308(D).
2. The Commission hereby adopts the Statements of Fact, Conclusions of Law, Discussion, and Disposition as agreed upon by the Respondent.

THEREFORE, the Commission hereby orders the Respondent to pay the Commission, within one (1) year from receipt of this Order, a late-filing penalty of \$1,800 (\$100 for each CDR) pursuant to Section 8-13-1510(A)(1) and an administrative fee of \$600 pursuant to Section 8-13-130, for a total of \$2,400.


By executing this Consent Order, Respondent understands that he is not only admitting to violations of the Ethics Act, but also confessing to a judgment of \$2,400 (less any money paid to the Commission) in the event he does not make full and timely payment as provided for in this Order. In that event, the Commission shall file a Judgment against Respondent in the Clerk of

Court's Office in the County of Respondent's last known residence. Upon said filing, the Clerk of Court shall enter this Order in the amount of \$2,400 (less any money paid to the Commission) in its Judgment Rolls, without cost to the Commission.

AND IT IS SO ORDERED THIS 26 DAY OF April 2022.

STATE ETHICS COMMISSION


AJ HOLLOWAY, CHAIR


YORK L. GLOVER
RESPONDENT