

COMMONWEALTH OF MASSACHUSETTS  
STATE ETHICS COMMISSION

SUFFOLK, ss.

COMMISSION ADJUDICATORY  
DOCKET NO. 18-0009

IN THE MATTER

OF

OSCAR WALKER

**ORDER TO SHOW CAUSE**

1. The State Ethics Commission is authorized to enforce G.L. c. 268B, the Financial Disclosure Law, and in that regard, to initiate and conduct adjudicatory proceedings.

2. On November 15, 2018, the Commission found reasonable cause to believe that Oscar Walker violated G.L. c. 268B, § 5, and authorized the initiation of adjudicatory proceedings.

**FACTS**

3. Walker served as Roxbury Community College (“RCC”) Director of Public Safety for more than thirty days in 2017. Walker is no longer employed at RCC.

4. In accordance with G.L. c. 268B and 930 CMR 2.00, Walker’s position was designated as a “major policymaking position” for calendar year 2017.

5. General Laws chapter 268B, § 1, defines a “public employee” as an individual holding a major policymaking position in a state agency and requires such individual to file a Statement of Financial Interests (“SFI”) with the Commission if they have served for more than thirty days in that calendar year.

6. As the RCC Director of Public Safety, Walker was a public employee as that term is defined in G.L. c. 268B, § 1.

7. Having served as RCC Public Safety Director for more than thirty days in 2017, Walker was required to file an SFI for calendar year 2017 in accordance with G.L. c. 268B and 930 CMR 2.00.

8. In accordance with G.L. c. 268B, § 5(c), Walker was required to file his 2017 SFI on or before May 1, 2018.

9. Walker did not file his 2017 SFI on or before May 1, 2018.

10. On May 2, 2018, the Commission sent a Formal Notice of Lateness (“Notice”) to Walker. The Notice advised Walker that (1) his SFI had not been filed and was, therefore, delinquent; (2) if he failed to file his 2017 SFI within 10 days receipt of the Notice, the Commission would impose civil penalties; and (3) he would not incur civil penalties if he filed his SFI on or before May 11, 2018.

11. Walker contacted the Commission by phone on May 10, 2018, to ask whether he was required to file an SFI since he no longer worked at RCC. The Commission advised Walker that he was required to file a 2017 SFI.

12. To date, Walker has not filed a 2017 SFI.

13. By failing to timely file a 2017 SFI after receiving the Notice, Walker violated G.L. c. 268B, § 5.

14. General Laws chapter 268B, § 4 authorizes the Commission to impose a civil penalty of up to \$10,000 for each violation of chapter 268B. The Commission has

adopted the following civil penalty schedule for SFIs filed more than 10 days after receipt of the Notice.

1-10 days late	\$100
11-20 days late	\$200
21-30 days late	\$300
31-40 days late	\$400
41-50 days late	\$500
51-60 days late	\$600
61-70 days late	\$700
71-80 days late	\$800
81-90 days late	\$900
91-100 days late	\$1,000
101- 110 days late	\$1,100
111-120 days late	\$1,200
121 days to the day before an Order to Show Cause is issued	\$1,250
The date an Order to Show Cause is issued to the day before a Decision and Order is issued by the Commission	\$2,500
The date a Decision and Order is issued by the Commission	Up to \$10,000

15. Based on the above schedule, Walker is subject as of the date of the issuance of this Order to Show Cause to a \$2,500 civil penalty and will be subject to a civil penalty of up to \$10,000 should he fail to file his 2017 SFI prior to the Commission's issuance of a Decision and Order in this matter.

WHEREFORE, Petitioner asks that the Commission:

- a) find that Oscar Walker violated G.L. c. 268B, § 5 by failing to file his 2017 SFI within ten (10) days of receiving the Formal Notice of Lateness; and

- b) impose a civil penalty pursuant to G.L. c. 268B, § 4(j) and the Commission's civil penalty schedule.

Respectfully submitted,

Petitioner State Ethics Commission  
By its attorney,

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Date: December 17, 2018