

COMMONWEALTH OF MASSACHUSETTS  
STATE ETHICS COMMISSION

SUFFOLK, ss.

COMMISSION ADJUDICATORY  
DOCKET NO. 18-0003

IN THE MATTER

OF

JAMES JONES

**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 December 21, 2017, the Commission found reasonable cause to believe that James Jones violated G.L. c. 268B, § 5, and authorized the initiation of adjudicatory proceedings.

**FACTS**

3. Jones served as a Massachusetts State Police ("State Police") Major for more than thirty days in 2016. Jones is no longer serving in the State Police.

4. In accordance with G.L. c. 268B and 930 CMR 2.00, Jones' position was designated as a "major policy making position" for calendar year 2016.

5. General Laws chapter 268B requires an individual holding a major policy making position in a state agency to file a Statement of Financial Interests ("SFI") with the Commission if they have served for more than 30 days in that calendar year.

6. As a State Police major, Jones was a public employee as that term is defined in G.L. c. 268B, § 1.

7. Having served as a State Police major for more than 30 days in 2016, Jones was required to file an SFI for calendar year 2016 in accordance with G.L. c. 268B and 930 CMR 2.00.

8. In accordance with G.L. c. 268B, § 5(c), Jones was required to file his 2016 SFI on or before May 1, 2017.

9. Jones did not file his 2016 SFI on or before May 1, 2017.

10. On May 19, 2017, the Commission sent a Formal Notice of Lateness (“Notice”) to Jones. The Notice advised Jones that (1) his SFI had not been filed and was, therefore, delinquent; (2) if he failed to file his 2016 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 by June 1, 2017.

11. Jones filed his 2016 SFI on November 6, 2017.

12. By failing to timely file his 2016 SFI after receiving the Notice, Jones violated G.L. c. 268B, § 5.

13. 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

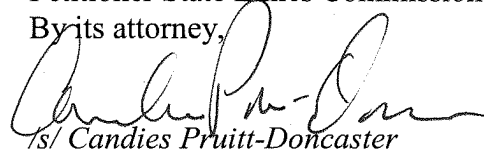
14. Based on the above schedule, Jones is subject to a \$1,250 civil penalty.

15. To date, Jones has not paid the civil penalty associated with his late filing.

WHEREFORE, Petitioner asks that the Commission:

- a) find that James Jones violated G.L. c. 268B, § 5 by failing to file his 2016 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,



/s/ Candies Pruitt-Doncaster  
 Staff Counsel  
 Enforcement Division  
 State Ethics Commission  
 One Ashburton Place, Room 619  
 Boston, MA 02108  
 (617) 371-9500  
 BBO# 632460

Date: April 17, 2018