

# **Ethics Complaints filed Against Texas Judges**

On Feb. 26, 2008 complaints were filed with the Texas Ethics Commissions against the below named judges/justices for violations of the Texas Ethics laws. Copies of the complaints are set forth below. The only changes between the actual complaints submitted to the Commission and what you'll find below is the inclusion of appropriate images and/or photos.

In addition, letters were sent to each of the judges regarding their conduct, copies of which can be found by going to "Texas Reporter" and clicking onto "Letters to Texas Judges" on the homepage of my website. And lastly, click onto "Disciplinary Complaints filed v Texas Judges" under "Texas Reporter" to review these complaints.

## **And the Ethical Elves are:**



- ➡ Canales, Adolph – 29<sup>th</sup> District Judge – Dallas – Page 2
- ➡ Curry, Kenneth – 153<sup>rd</sup> District Judge – Colleyville – Page 7
- ➡ Hardin, Ben – 23<sup>rd</sup> District Judge – Angleton – Page 9
- ➡ Jefferson, Wallace – Chief Justice – Texas Supreme Court – Page 13
- ➡ Lang, Douglas - Judge - 5th Court of Appeals – Dallas – Page 16
- ➡ McGrath, Bob – 342<sup>nd</sup> District Judge – Fort Worth – Page 17
- ➡ Ramirez, Mario - 332nd District Judge – Edinburg – Page 20
- ➡ Russell, Kerry – 7<sup>th</sup> District Judge – Tyler – Page 22
- ➡ Wainwright, Jesse – Texas Supreme Court – Page 23



Thanks  
Adolph!

### Gift to “transient” Minister

- Dec. 28, 2006 - Reverend David Kyser, Address Unknown (transient),(comes around courthouse),20061228,1500.00,Baptist street minister (Oak Cliff streets) for many years of prayer and support and good deeds

This expenditure is clearly illegal. The Ethics laws only allows for contributions to recognized [501(c)] charitable organizations that are registered with the I.R.S. In order to give Adolph the benefit of the doubt since he is after all a judge, I performed some due diligence by doing some research on the Internet; however, I could not discover any 501(c) organization listed under the name “transient” or “David Kyser.”

### Gifts, etc. for Court Staff

Over the years, Adolph made numerous cash payments to court employees and/or provided them with expensive gifts. It would be frivolous for Adolph to argue that these lavish expenditures were justified. Clearly these expenditures were not what one would consider normal gifts for staff and/or employees. This is especially true when the staff involved were or are all government employees.

1. Juricek,Kelly,20070110,250.00,Christmas Gift to 2d clerk in Dec. 2006
2. Dell 20061113,1375.07,laptop computer for court administrator
3. Carolyn Brown Chief Deputy Clerk 20061221,2000.00,Annual Christmas Bonus Gift
4. Dell 20060428,1701.92,Laptop for Bailiff
5. Marcey Poeckes Court Rept 20061222,500.00,Annual Christmas Bonus Gift
6. Margaret Deason Court Administrator, 20061222,1200.00,Annual Christmas Gift
7. Center for State Courts,20061018,549.00,Court Admin (Margaret Deason) Conference
8. Margaret Deason Ct Admin,20061219,945.20,NCSC Conf air/hotel/expenses
9. Debora Clark Deputy Clerk,20051219,125.00,Annual Christmas Bonus Gift
10. Carolyn Brown Chief Deputy Clerk, 20051219,125.00,Annual Christmas Bonus Gift
11. Margaret Deason Court Administrator,20051219,250.00,Annual Christmas Bonus Gift
12. Lennie Carpenter Bailiff,20051219,125.00,Annual Christmas Bonus Gift
13. Marcey Poeckes Court Reporter,20051219,125.00,Annual Christmas Bonus Gift
14. Carolyn Brown Chief Deputy Clerk, ,20041220,100.00,Christmas bonus appreciation
15. Debora Clark Deputy Clerk,20041220,100.00,Christmas bonus appreciation
16. Lennie Carpenter Bailiff,20041217,100.00,Christmas bonus appreciation
17. Marcey Poeckes Court Reporter, ,20041217,100.00,Christmas bonus appreciation
18. Margaret Deason Court Administrator, ,20041217,200.00,Christmas bonus appreciation
19. Dell 20040527,1005.45, Computer for Court Administrator
20. 20031102,648/40 ,Sony 17' LCD Monitors plus service contract for coordinator office

### Laptop for Court Bailiff and Court Administrator

How does Adolph justify spending \$1700 for a Dell laptop computer for the court bailiff? A bailiff is a court attendant entrusted with duties such as the maintenance of order in a courtroom during a trial (Source: answers.com). Put simply, a court bailiff does not require a \$1700 laptop computer.

## Computers & Conference expenses paid for Court Administrator Margaret Deason

Spending \$1375 to purchase a laptop computer for the Court Administrator in Nov. 2006 is an improper use of campaign funds. This is in addition to \$1005 Adolph spent in May 2004 for a desktop computer for the same Court Administrator. I'm fairly confident that the District Court in Dallas provides a computer for the Court Administrator, right?

Not satisfied with this unlawful largesse, Adolph also used campaign funds of \$549 in Oct. 2006 to pay registration fees for Margaret Deason to attend a conference sponsored by the "Center for State Courts." Adolph also paid \$945.20 for lodging, airfare and other expenses for Deason to attend this conference. This is clearly illegal! If the County thought it was appropriate for Deason to attend this conference, then it would have allowed it and paid for it! How could such conduct relate in any way to Adolph's officeholder duties?

## Rental cars for Adolph's one-week stay in Austin

On several occasions, Adolph spent an inordinate amount of campaign funds to defray the costs of rental cars to attend judicial conferences when the appropriate laws/rules require one to utilize the cheapest form of transportation to so act. In other words, Adolph could have flown to such events at a much less cost than he did by using rental cars, therefore these expenses should be deemed improper.

Average roundtrip to Dallas to Austin as of Feb. 19, 2007 is advertised at about \$130 or even less (Source: [www.ifly.com/dallas-love-field/book-flights.com](http://www.ifly.com/dallas-love-field/book-flights.com)). Spending \$597.58 to rent a car is outrageous and clearly improper. Making this expenditure even more obscene is the fact that Adolph paid \$5,831.92 for one week's lodging for a "suite" at the Four Seasons Hotel in Austin. This outrageous payment for a "suite" at the Four Seasons meant that the daily rate was \$833, which is totally obscene and clearly improper. How many people stayed at the Four Seasons with Adolph? More importantly, what are there names?

1. AVIS,20061209,597.58,rental car for week long seminar – Austin
2. Four Seasons Hotel, Austin 20061209,5831.92,7-nights suite week long seminar

## Misc. rental car expenses

1. AVIS,20060916,710.89,drive to Houston Tx for Judicial Conference
2. Canales,20060923,746.84,food and gasoline/misc expenses at Houston

Average roundtrip airfare from Dallas to Houston and back is around \$120 (Source: [www.orbitz.com](http://www.orbitz.com)). To expend \$1,456 to rent a car and pay for gasoline and food for such a trip is absurd and clearly improper.

1. Canales,20060923,225.00,reim (estimated) AVIS Corpus Christi Judicial Cof

The average roundtrip airfare from Dallas to Corpus Christi and back is about \$100 (Source: [www.orbitz.com](http://www.orbitz.com)). Moreover, how do you go about obtaining funds from your campaign by submitting an estimate for a car rental? How's that work?

1. AVIS,20050728,470.80,Car rental for drive to Galveston Tx for legal seminar CLE
2. AVIS,20050809,472.32,Car rental for drive to Horseshoe Bay Tx for legal seminar

Roundtrip air from and to Galveston and/or Horseshoe Bay is obviously much less than the nearly \$500 Adolph paid to Avis, and of course this doesn't include fuel and meals while driving.

## Magazine Subscriptions

Adolph has the chutzpah to state in his campaign reports that “All magazine subscriptions are primarily for jurors to read while in the jury room.” Primarily? One would have to travel to many, many jury rooms to find copies of (a) *Wall Street Journal*, (b) *Foreign Affairs Magazine*, (c) *The Wilson Center* magazine (deals with luxury accommodations, etc. in South Florida), (d) *Harper's*, (e) *Forbes*, and (f) *The Economist*.

Despite Adolph's self-serving disclaimer, it is pretty obvious that these subscriptions were of a personal nature. Even if Adolph provided them to the jurors, he obviously did so after he read them, therefore, the expenditures were in fact personal. Lastly, how does Adolph explain the \$245 he paid to the *Wall Street Journal* on Aug. 30, 2005 for “online access?” Will Adolph now claim that he provided “online access” to his *Wall Street Journal* account to jurors? If so, did he allow them access to his office computer located in his chambers?

And lastly, since Adolph announced in his campaign reports in 2006 that he was resigning from the bench, how does he explain his purchase of the *Wall Street Journal* in Oct. 2006; his purchase of *Foreign Affairs* and *The Wilson Center* magazines in Aug. 2006? Does he intend to personally deliver them from his home to the jury room each month in 2007? And what about the \$41.20 for the book from *National Geographic* in August 2005? Think you'd find that floating around in the jury room?

1. Canales, Adolph 20061005,289.00,reimbursement WSJ subscription
2. Foreign Affairs Magazine,20060807,84.00,subscription
3. The Wilson Center,20060807,57.00,subscription
4. Harpers Magazine,20060118,54.00,subscription
5. Harpers Magazine,20050701,54.00,subscription
6. Wall Street Journal,20050830,245.00,subscription + online access
7. National Geographic Society,20050830,41.20,book
8. Forbes, 20050830,59.95,subscription
9. National Geographic Society,20051122,62.70,book
10. National Geographic Magazine,20051122,59.99,subscription
11. The Economist,20050228,205.00,subscription
12. People Magazine,20041108,56.94,Magazine Subscription

## Adolph's incessant purchase of Computer Equipment/Supplies

Adolph's repeated purchase of computers and/or computer supplies raises serious questions. Many of the expenditures like his purchase of (a) Corel Paint Shop [software for graphics, illustration, digital media], (b) Roxio Media 8 [used to create, manage and enjoy your digital videos, music and photos], (c) web cam and adapter, and (d) Sony digital recorder are clearly designed for personal use. Patently, it would be absurd for anyone to suggest that such equipment is necessary for a judge to perform his or her judicial duties. What pictures did Adolph need to download and enhance on the Internet on government time? Enquiring minds would like to know!

## Fry Electronics

1. 20070214,248.94,Norton Internet Security & Norton Systemworks
2. 20060804,757.67,2 ext. HD's & surge suppressor
3. 20040313,173.17,Web Cam and Adapter
4. 20040716,1469.70,21' LCD Monitor & 3 year warranty
5. 20040313,173.17,Web Cam and Adapter
6. 20030712,195.89,Computer Micro Vac 2,,,,,,,,,,,,,

7. 20031004,188.52,USB 2.0 Flash Drive,,,,,,,,,,,,,
8. 20031017,188.27,Alt. Lan. Speakers for laptop,,,,,,,,,,,,,
9. 20031102,648.40 ,Sony 17' LCD Monitor/service contract for chambers
10. 20031218,5399.47,Desktop Sony VAIO Computer LCD Monitor & DVD External Drive

\$5,399.47 for a desktop computer, LCD Monitor and DVD external drive seems excessive to say the least. To suggest that this was a “reasonable” officeholder expense is of course ridiculous. Moreover, how does Adolph justify purchasing another LCD monitor for the Sony computer one-month after he spent \$648.40 on a Sony 17” LCD monitor? I’m not aware that one would require two (2) LCD monitors in order to operate one computer. What happened to the \$648.40 monitor? Who has it now or who received it in Nov. 2003?

### Misc. Computer Equipment/Supply Purchases

1. Mapsco,20050221,119.61,three mapsco's (2 Dallas 1 Ft. Worth) and a road atlas
2. Individual Software,20040225,50.85,3 Upgrades to Anytime 9.0
3. 20061002,871.38,Computer LCD monitor/ser contr-Internet Security and SystemWorks 06
4. Circuit City 20031012,180.74,Sony Digital Recorder ICD-ST10
5. Circuit City 20031012,108.24,laptop carrying case
6. Comp USA 20030920,2766.77,Tosh S307 Laptop/optical mouse/keybd WP Off 11 Norton Sys Works Win XP Pro
7. Comp USA 20030920,160.15,PC Relocater Ultra software plus CD's & cases
8. Comp USA 20031128,43.29,3X USB Floppy Dr. for laptop

### Best Buy Purchases

1. 20060917,97.41,Linksys wireless network expander
2. 20060917,518.40,HP Officejet 5610 paper ink & software
3. 20060122, 508.72, Computer Software Roxio Media 8 Corel Paint Shop Norton's Security & SystemWorks
4. 20050409, 53.54,CD's and cd cases
5. 20050814, 254.87, Software - PSP9.0 & Roxio 7.5
6. 20050112, 505.97, Maxtor External HD CD's and cd cases
7. 20051021, 585.02, Hardware - DVD-HD Recorders
8. 20040719, 1242.91, Desktop Computer & Sound Card with Speakers & Warranty
9. 20040731, 216.48, Norton's SystemWorks & Firewall
10. 20041015, 22.98, CD & DVD Cases
11. 20040306, 196.98, MSOffice + bkank DVD's
12. 20040409, 108.24, D-Link Access Point
13. 20040409, 191.57, Wireless Router & Cords
14. 20040410, 132.02, Powered Netgear Ethernet Hub & software
15. 20040306, 196.98, MSOffice + bkank DVD's
16. 20040409, 108.24, D-Link Access Point
17. 20040409, 191.57, Wireless Router & Cords
18. 20040410, 132.02, Powered Netgear Ethernet Hub & software
19. 20031006, 45.44, Net and USB cables
20. 20031011, 259.74, computer software
21. 20031109, 259.78, MPIO 1.5 GB USB 2.0 Flash Drive
22. 20031218, 108.24, Norton's System Works 2004 for desktop computer

### Adolph’s acknowledgment he wasn’t seeking re-election

In his Jan. 2006 campaign report (July-Dec. 2005), Adolph stated: “I am not seeking re-election and am retiring at the end of 2006.” In Sept. 2006, the *Dallas Morning News* did a story about Adolph’s pending retirement titled: “Judge’s retirement to leave Hispanic void on court bench,” which was written by Mercedes Oliviera. Therefore, it seems pretty clear to this writer that

Adolph well knew he wasn't going to seek re-election in early 2006 at the latest. This admission raises serious questions in regards to the following expenditures all of which occurred after he well knew he wasn't seeking re-election.

1. 20070214,248.94,Norton Internet Security & Norton SystemWorks
2. Dell 20061113,1375.07,laptop computer for court administrator
3. 20061002,871.38,Computer LCD monitor/ser contr-Internet Security and SystemWorks 06
4. 20060917,97.41,Linksys wireless network expander
5. 20060917,518.40,HP Officejet 5610 paper ink & software
6. 20060804,757.67,2 ext. HD's & surge suppressor

And what about Adolph's expenditure of \$6,427 to attend a weeklong legal seminar in Austin under the guise of obtaining 40.0 CLE (Continuing Legal Education) credits? Why would he need any CLE credits, let alone 40.0 in Dec. 2006 when he was permanently retiring from the bench within 2-3 weeks?

1. AVIS,20061209,597.58,rental car for week long seminar – Austin
2. Four Seasons Hotel, Austin 20061209,5831.92,7-nights suite week long seminar

## Curry, Kenneth – 153<sup>rd</sup> District Judge – Colleyville

### Violations of Title 15 – Election Code – Sec. 253.035

#### Coffee mugs/mementos for Jurors

1. CFJ Manufacturing, Fort Worth, 20070910, 1677.88, Juror mementos
2. Target, 20070121, 108.00, Microwave for jury and staff's use
3. CFJ Manufacturing, 20060508, 2764.47, Coffee Mugs and pens
4. CFJ Manufacturing , 20060526, 1006.73, Juror mementos



Curry's purchase of juror mementos and coffee mugs is clearly illegal. Moreover, it is a blatant violation of the Judicial Code of Conduct in that a judge is not permitted to engage in direct communications with jurors. Providing jurors with mementos and/or coffee mugs is clearly prohibited conduct.

In addition, since we know these were not "generic" coffee mugs like one would purchase at Sam's Club or Costco's and were in fact purchased at CFJ, which touts itself on its website at <http://corporate.cfjmfg.com/> as follows:

CFJ Manufacturing is a progressive, full-service promotional company specializing in a broad range of employee recognition services. With over 20 years of experience, CFJ is ideal for organizations across a variety of industries seeking innovative solutions for their service award, safety, recognition, and incentive programs. We offer thousands of promotional items, made to order for any occasion. We are one of the most sought after companies in our industry because of our product quality and incredibly competitive pricing, as well as our flawless fulfillment, friendly and helpful customer service, and unparalleled administrative support.

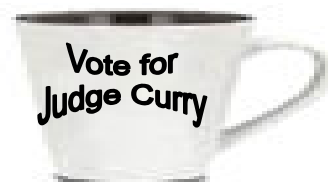
When dealing with promotional products it is important to realize that your audience can be both internal and external customers. Promotional items can exist to generate a sense of company pride and loyalty when distributed through an outlet such as a physical or online company store, or they can be used just as their name implies, by promoting your company in the marketplace through branded merchandise.

### Looking for promotional products?

You've come to the right site. Whether you are looking for a specific item or just browsing for ideas, our site is your one-stop shopping source. From fun items to the traditional, you can easily shop for some of the hottest items on the market.

Quickly and easily find products to: Thank a customer (aka, prospective voter)

A review of CFJ pricing shows that Curry likely paid about \$3.00 per promotional coffee mug and around \$1.50 for each pen. I wonder if the coffee mug looked like this.



Even more troubling is Curry's likely use of government employees to handout (dispense) mugs, pens and other mementos to jurors while they were on the clock. Moreover, it may well be that Curry's conduct violates the Hatch Act and/or the equivalent of such Act in Texas.

### Refreshments for Jurors

1. Busy B Bakery,20060816,10.50,Refreshments for jurors
  2. Busy B Bakery,20060823,15.00,Refreshments for jurors
  3. Busy B Bakery,20061012,10.30,Refreshments for jurors
  4. Busy B Bakery,20061107,10.50,Refreshments for jurors
  5. Busy B Bakery,20061114,11.39,Refreshments for jurors
  6. Busy B Bakery,20060109,10.00,Refreshments for jurors
  7. Busy B Bakery,20060125,10.00,Refreshments for jurors
  8. Busy B Bakery,20060208,10.00,Refreshments for jurors
  9. Busy B Bakery,20060426,12.95,Refreshments for jurors
  10. Busy B Bakery,20060614,16.00,Refreshments for jurors
  11. Busy B Bakery,20060621,12.30,Refreshments for jurors
  12. Busy B Bakery,20050819,10.00,Refreshments for jurors
  13. Busy B Bakery,20050830,10.00,Refreshments for jurors
  14. Reata Restraurant,20050916,59.00,Luncheon for judges
  15. Busy B Bakery,20051012,10.00,Refreshments for jurors
  16. Busy B Bakery,20051019,12.50,Refreshments for jurors
  17. Busy B Bakery,20051026,16.84,Refreshments for jurors
  18. Curry,Ken,Hon,20041123,24.00,Snacks for jurors
  19. Curry,Ken,Hon,20040408,24.23,snacks for juries
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## Hardin, Ben – 23<sup>rd</sup> District Judge – Angleton

### **Violations of Title 15 – Election Code – Sec. 253.035**

Ben's cell phone bills are astounding and clearly indicate that he used it for personal purposes. Moreover, it would appear that the billings are suspicious in that he consistently bills his campaign for "even" numbers. Its almost magical how his cell phone providers (Verizon and Cingular) could bill him (a) \$250 on 9 occasions, and (b) \$300 on 17 occasions. Even more magical is the fact that Cingular billed Benny \$300 every month (11 times) in 2005.

I wonder if Benny signed a service contract with Cingular wherein his cell phone would immediately go dead once he hit \$300. At a minimum, it would be frivolous for anyone to assert that of the \$17,471.60 in cell phone payments that none of it was personal. Lastly, on its face, it would appear that Benny may well have defrauded his campaign by submitting sham and/or fabricated cell phone bills.

### **Cell Phone Billings – 2007 = \$3,054.12**

1. 20070702,216.49,CELL PHONE
2. 20071105,250.00,CELL PHONE
3. 20071203,250.00,CELL PHONE
4. 20071218,300.00,CELL PHONE
5. 20070706,244.79,CELL PHONE -
6. 20070828,382.84,CELL PHONE
7. 20070928,250.00,CELL PHONE
8. 20070123,250.00,CELL PHONE
9. 20070226,200.00,CELL PHONE
10. 20070402,230.00,CELL PHONE
11. 20070507,250.00,CELL PHONE
12. 20070604,230.00,CELL PHONE

### **Cell Phone Billings – 2006 = \$3,140.60**

1. 20060801,200.00,CELL PHONE
2. 20060828,250.00,CELL PHONE
3. 20060926,300.00,CELL PHONE
4. 20061102,242.60,CELL PHONE
5. 20061122,250.00,CELL PHONE
6. 20061225,250.00,CELL PHONE
7. 20060130,300.00,CELL PHONE
8. 20060227,300.00,CELL PHONE
9. 20060401,200.00,CELL PHONE
10. 20060426,248.14,CELL PHONE
11. 20060603,300.00,CELL PHONE
12. 20060620,300.00,CELL PHONE

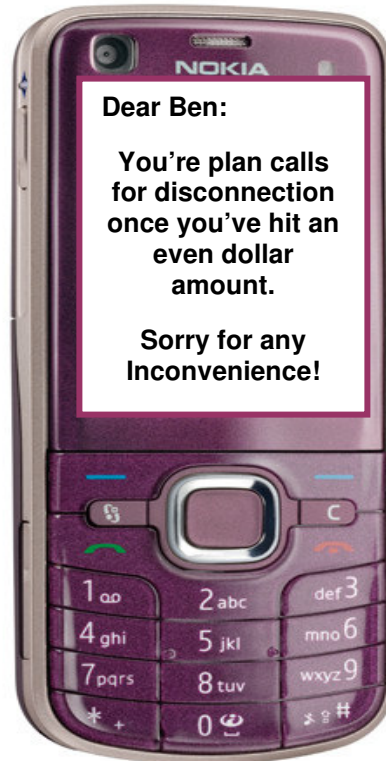
### **Cell Phone Billings – 2005 = \$3,350.00**

1. 20050831,300.00,CELL PHONE
2. 20051225,300.00,CELL PHONE
3. 20050928,300.00,CELL PHONE
4. 20051101,300.00,CELL PHONE
5. 20051206,300.00,CELL PHONE
6. 20050806,350.00,CELL PHONE
7. 20050831,300.00,CELL PHONE

8. 20051225,300.00,CELL PHONE
9. 20050928,300.00,CELL PHONE
10. 20051101,300.00,CELL PHONE
11. 20051206,300.00,CELL PHONE

### Cell Phone Billings – 2004 = \$4,821.16

1. 20040701,250.00,CELL PHONE
2. 20040724,354.65,CELL PHONE
3. 20040828,312.73,CELL PHONE
4. 20041001,308.59,CELL PHONE
5. 20041028,315.11,CELL PHONE
6. 20041128,500.00,CELL PHONE
7. 20041226,400.00,CELL PHONE
8. 20040701,250.00,CELL PHONE
9. 20040724,354.65,CELL PHONE
10. 20040828,312.73,CELL PHONE
11. 20041001,308.59,CELL PHONE
12. 20041028,315.11,CELL PHONE
13. 20041128,500.00,CELL PHONE
14. 20041226,400.00,CELL PHONE



### Cell Phone Billings – 2003 = \$3,105.72

1. 20020803,317.34,cell phone
2. 20020905,200.00,cell phone
3. 20020928,200.00,cell phone
4. 20021105,200.00,cell phone
5. 20021126,200.00,cell phone
6. 20021227,200.00,cell phone
7. 20020130,234.00,cell phone
8. 20020327,180.00,cell phone
9. 20020429,500.00,cell phone
10. 20020527,502.68,cell phone
11. 20020618,371.70,cell phone

### Bennie's Use of Leased BMW

From 2000 thru 2007, Bennie made 90 payments on leased vehicles, 84 for a BMW and 6 for a Ford F-150 pickup truck, which he claims was for officeholder use. During this period of time, Benny's campaign paid \$61,336 in lease payments. \$58,836.76 went for payments on the BMW.

It would be absurd for Bennie to claim that he never used the BMW for personal purposes. Bennie's campaign records prove that he never received any campaign contributions in 2005, 2002 and 2001. Moreover, in 2000 he received 8 contributions totaling \$11,250. Therefore, it is pretty obvious that Bennie used the BMW for commuting purposes (personal according to the I.R.S) and for other personal reasons, which is in violation of Sec. 253.035. A cursory review of Bennie's campaign records proves that he never made any personal payments to the campaign regarding personal use of the BMW or the Ford F-150.

In addition to the lease payments set forth below, Bennie also billed his campaign for (a) \$24,088.01 for repairs/maintenance/insurance on the BMW, and (b) for fuel purchases totaling \$21,088.01.



### BMW Lease – 2007 = \$5,000.00

1. 6 payments at \$700
2. 1 payment at \$800

### F-150 Lease Payments = \$2,500.00

1. 5 payments at \$400
2. 1 payment at \$500

### BMW Lease – 2006 = \$5,400.00

1. 1 payment at \$400
2. 5 payments at \$500
3. 3 payment at \$600
4. 1 payment at \$700

### BMW Lease – 2005 = \$9,900.00

1. 3 payments at \$700
2. 2 payments at \$900
3. 6 payments at \$1000

### BMW Lease – 2004 = \$12,086.76

1. 20040701, \$2286.76, BMW note #959-395
2. 2 payments at \$900
3. 8 payments at \$1000

### BMW Lease – 2003 = \$5,200.00

1. 5 payments at \$600
2. 1 payment at \$700
3. 6 payments at \$750

### BMW Lease – 2002 = \$7,300.00

1. 4 payments at \$550
2. 6 payments at \$600
3. 2 payments at \$750

### BMW Lease – 2001 = \$6,100.00

1. 2 payments at \$500
2. 1 payment at \$550
3. 3 payments at \$600

4. 1 payment at \$650
5. 3 payments at \$700

### BMW Lease – 2000 = \$7,850.00

1. 2 payments at \$600
2. 5 payments at \$700
3. 3 payments at \$1050

### BMW Repairs/Maintenance and Insurance = \$24,580.95

1. 2007 = \$2,794.66
2. 2006 = \$3,083.91
3. 2004 = \$4,651.16
4. 2003 = \$5,966.14
5. 2002 = \$2,006.67
6. 2001 = \$4,420.60
7. 2000 = \$1,657.81

### Fuel purchases BMW = \$21,088.01

1. 2007 = \$5,250.07
2. 2006 = \$3,657.88
3. 2005 = \$4,115.15
4. 2004 = \$3,968.09
5. 2003 = \$2,454.28
6. 2002 = \$1,642.54

### American Express – Auto/travel expenses – No detail

1. 20070123,747.52,AUTO TRAVEL - OFFICEHOLDER USE
  2. 20070227,620.25,AUTO TRAVEL SUPPLIES - OFFICEHOLDER USE
  3. 20070402,215.99,AUTO TRAVEL - OFFICEHOLDER USE
  4. 20070426,458.41,AUTO TRAVEL - OFFICEHOLDER USE
  5. 20070604,937.28,AUTO TRAVEL MEALS - OFFICEHOLDER USE
  6. 20060721,1221.64,TRAVEL -\$945.49; AUTO - \$276.15
  7. 20060820,1459.40,AUTO TRAVEL SEMINAR
  8. 20061102,1387.17,AUTO TRAVEL
  9. 20061122,212.50,AUTO TRAVEL SUPPLIES
  10. 20061225,723.20,TRAVEL
  11. 20060130,141.59,TRAVEL
  12. 20060227,316.04,TRAVEL – OFFICEHOLDER
  13. 20060331,281.69,TRAVEL – OFFICEHOLDER
  14. 20060429,276.17,TRAVEL & AUTO EXPENSE
  15. 20060528,389.14,MEALS \$51.15; GAS \$151.39; FLOWERS \$86.60; PHONE \$100.00
  16. 316.12,AUTO \$276.82; MEALS \$39.30
  17. 20050831,290.52,AUTO EXPENSE
  18. 20050729,632.56,TRAVEL
  19. 20050831,290.52,AUTO EXPENSE
  20. 20051225,535.54,AUTO - \$373.81; TRAVEL - \$535.54
  21. 20050930,2039.52,AUTO EXPENSE - 1526.65; TRAVEL - 476.87
  22. 20051028,376.57,AUTO EXPENSE & TRAVEL
  23. 20051206,1185.56,AUTO - \$914.56; TRAVEL - \$271.00
  24. 20050403,112.39,TRAVEL -- \$48.00\n SUPPLIES - \$64.39
  25. 20050628,1478.96,TRAVEL
-

## Jefferson, Wallace – Chief Justice Texas Supreme Court

### Violations of Title 15 – Election Code – Sec. 253.035

#### Institute of International Faith Dialogue – Aug. 2007 trip to Turkey

- Above/Beyond Travel, 20070807, \$2,377.25 – Inst. Of Interfaith Dialog Conf. in Turkey

This use of campaign funds is facially absurd! Attending a religious conference/pilgrimage in Turkey that was ostensibly designed to improve relations with those of the Islamic faith has absolutely nothing to do with the duties of Chief Justice. With all due respect to those of the Islamic faith, can anyone assert with a straight face that those who contributed to Jefferson's campaign did so with the knowledge that he was going to spend their money in this fashion? I seriously doubt it.



This 10 day pilgrimage had absolutely nothing to do with Jefferson's official officeholders duties as Chief Justice of the Texas Supreme Court. Moreover, it certainly was not relevant to any legitimate campaign activity since I'm not aware that citizens of Turkey are allowed to vote in Texas.

Information regarding the Interfaith Trip to Turkey can found on the Internet at: [http://www.interfaithdialog.org/index.php?option=com\\_frontpage&Itemid=1](http://www.interfaithdialog.org/index.php?option=com_frontpage&Itemid=1). The website boasts that "a group of people from Austin visited Turkey for 10 days, boarded 14 planes on 7 different flights, traveled over 20,000 miles, visited 5 cities, 4 seas, and 2 continents.

The following information was gleaned from the Institute's website:

#### Aims of the IID

The IID has taken a stand that peace on the planet can be achieved within the foreseeable future. The vision of the Institute of Interfaith Dialog is to help unite communities in order that the spirituality of all individuals be heard in a space that is free of dogmatism, criticism, oppression, and fear.

#### Education and IID

An intrinsic aspect of the IID is to promote the study of world religions and spiritual faiths in order to gain wisdom and knowledge so that people will have a renewed sense of gratitude, and respect for the spiritual beliefs they hold closest to their hearts. By being in constant communication with other people who have different traditions from their own, we each have the opportunity to refine and appreciate our own beliefs and traditions.

**§254.031 of Title 15 of the Election Code** – General Contents of Reports (campaign expense) states:

(a) Except as otherwise provided by this chapter, each report filed under this chapter must include:

(3) the amount of political expenditures that in the aggregate exceed \$50 and that are made during the reporting period, the full name and address of the persons to whom the expenditures are made, and the dates **and purposes of the expenditures**.

## Airline Expenses – No detail/explanation as to purpose

1. Southwest Airlines,20050321,209.90,Travel expense
2. Southwest Airlines,20050224,118.70,Travel expense
3. American Airlines,20051031,479.80,Travel expense
4. Southwest Airlines,20051031,156.90,Travel expense
5. Southwest Airlines,20051227,347.80,Travel expense
6. American Airlines,20060428,327.52,Travel expense
7. American Airlines,20060509,100.00,Travel expense
8. Southwest Airlines,,,,, ,20060315,149.10,Travel expense
9. Southwest Airlines,20060428,238.10,Travel expense
10. Southwest Airlines,20061003,114.10,Travel expense
11. Southwest Airlines,20061004,60.00,Travel expense
12. Southwest Airlines,20061013,238.10,Travel expense
13. Southwest Airlines,20061029,305.70,Travel expense
14. American Airlines,20070430,342.60,Travel expense
15. American Airlines,20070601,45.00,Travel expense
16. Southwest Airlines,,,,, ,20070302,238.30,Travel expense
17. Capps Van & Car Rental,20070720,473.57,Travel expense
18. Carey Limousine of Houston Ltd,,,,, ,20071116,126.90,Travel expense
19. Carey Limousine of Houston Ltd,,,,, ,20071119,126.90,Travel expense
20. Popular Limousine,,,,, San Diego,CA,92149,20070814,163.00,Travel expense
21. Southwest Airlines,20070727,114.30,Travel expense
22. Southwest Airlines,20071017,129.40,Travel expense
23. Southwest Airlines,20071113,506.60,Travel expense

## Lodging Expenses – No detail/explanation as to purpose

1. Renaissance HotelMcAllen,20050224,112.51,Travel expense
2. Wyndham Anatole Dallas,20050625,115.81,Travel expense
3. Le Parker Meridien New York,TX,20050121,69.49,Travel expense
4. Renaissance Hotels San Francisco,20051031,102.42,Travel expense
5. Marriott Denver,Denver,20051031,195.49,Travel expense
6. Willard Intercontinental Washington,DC,20051025,171.04,Travel expense
7. Omni Hotel, San Antonio,20060510,249.51,Travel expense
8. Omni Hotel,,Irving,20061113,298.34,Travel expense
9. Adam's Mark Hotel of Dallas,20070307,122.42,Travel expense
10. Four Seasons Hotel - Houston,20070601,98.30,Travel expense
11. Omni La Mansion Del Rio, San Antonio,20070430,365.01,Travel expense
12. Westin Hotels San Antonio,20070430,335.80,Travel expense
13. Westin Hotels San Antonio,20070430,462.99,Travel expense
14. Westin Hotels San Antonio,20070517,118.47,Meeting expense
15. Westin Hotels, San Antonio,20070601,882.46,Travel expense
16. Four Seasons Hotel - Houston ,20071022,506.95,Travel expense
17. Hilton AmericasHouston,20071115,231.25,Travel expense
18. La Quinta Addison,20071117,89.27,Travel expense
19. Marriott Rivercenter, San Antonio,78205,20070701,72.00,Travel expense
20. Marriott Riverwalk, San Antonio,20071025,249.29,Travel expense
21. Gage Hotel,Marathon,TX,79842,20070717,330.27,Travel expense
22. Marriott Rivercenter,San Antonio,20070701,72.00,Travel expense
23. Marriott Riverwal,San Antonio,TX,78205,20071025,249.29,Travel expense
24. Popular Limousine,San Diego,CA,92149,20070814,163.00,Travel expense
25. Westin Hotels,,,,, ,,San Antonio,TX,78256,20071028,288.99,Travel expense

Clearly, Jefferson's failure to provide any detail as to the purpose of said travel violates the Texas Ethics laws. A generic explanation of "travel expense" is not permissible since it utterly fails to disclose the purpose and/or intent of such expenditures.

### Law Clerks Reunion Expenses = \$6,523.55

1. Hyatt Lost Pines Resort, 20070824, 3591.71, Law Clerks Reunion expense
2. Hyatt Lost Pines Resort, 20070826, 989.22, Law Clerks Reunion expense
3. Hyatt Lost Pines Resort, 20070831, 1942.62, Law Clerks Reunion expense

How can one justify spending \$6500 of campaign funds to pay for a reunion party for Law Clerks? Clearly, this cannot in any way be deemed to be an officeholder's official function/duty. If the Chief Justice felt compelled to throw a reunion party for law clerks, then it was incumbent upon him to pay for it personally. Jefferson was appointed in March 2001. Each year he would have appointed one or two law clerks, therefore by July 2007 he would have selected around ten (10) law clerks since some stay on for two years. Jefferson's largess amounts to him spending around \$650 per law clerk for a reunion party, which is of course outrageous in addition to being an expense that is improper on its face due to its personal nature.

Throwing a reunion party for his law clerks would be analogous to Jefferson using campaign funds to host and pay for a High School reunion, right?

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## Lang, Douglas - Judge - 5th Court of Appeals – Dallas

### Violations of Title 15 – Election Code – Sec. 253.035

Ethics Advisory Opinion No. 245 – Whether a judge or judicial candidate may use political contributions to pay state bar dues (AOR-270) states in relevant part:



For judges required to be licensed to practice law in Texas, the payment of state bar dues is a purpose connected with the duties or activities of a judicial candidate or officeholder. Consequently, such judicial candidates and officeholders may use political contributions to pay state bar dues without violating Election Code §253.035, the “personal use” prohibition.

I searched numerous legal websites regarding Texas Court Rules, etc., and I could not discover any Court Rule, Statute and/or its equivalent that requires a Texas judge to be licensed in Missouri in order that he/she may sit on the bench in Texas. Moreover, research of the Show-me-State shows that it does not require Missouri judges to be licensed in Texas.

### Bar License Fees for State of Missouri

1. Missouri Supreme Court ,20061207,140.00,annual bar license fee
  2. Missouri Supreme Court 20051205,140.00,annual bar license fee
  3. Missouri Supreme Court,20041208,140.00,annual dues for Missouri Bar
  4. Missouri Supreme Court,00031208,140.00,annual bar dues
  5. Missouri Supreme Court,20021231,140.00,annual attorney enrollment fees
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## McGrath, Bob – 342<sup>nd</sup> District Judge – Ft. Worth

### Violations of Title 15 – Election Code – Sec. 253.035

#### Campaign Pens/Calculators/Misc. for Jurors = \$4,898.92

1. National Pen Corp, 20071101,846.87,Pens for Jurors and Campaign
2. National Pen Corp, 20070305,214.07,Calculators for jurors
3. National Pen Corp, 20060116,342.44,Campaign Pens
4. National Pen Corp, 20050907,734.56,Campaign Pens for Jurors etc
5. National Pen Corp,20050224,673.80,Campaign Pens for Jurors etc
6. National Pen Corp, 20040421,435.67,Campaign pens
7. National Pen Corp,20030821,1651.51,Campaign Pens to give to jurors etc

McGrath's conduct is as appalling as or even more so than that of Judge Curry. In this matter, McGrath actually distributed "campaign pens" to jurors. Engaging in campaign activity with jurors on public property (the courthouse) may well be a violation of the Hatch Act and/or it's Texas equivalent.

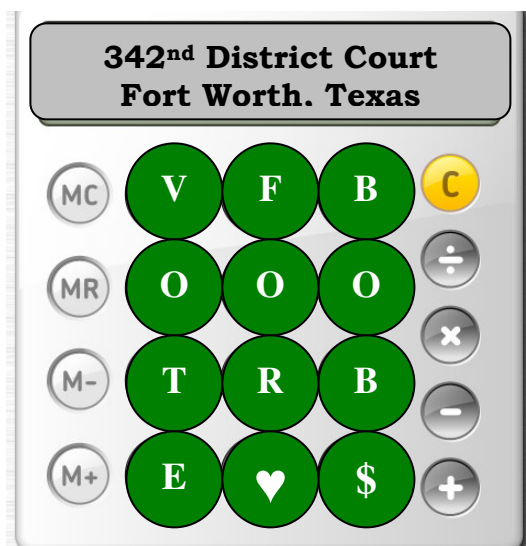
Moreover, it is highly likely that McGrath illegally utilized court personnel on court time to dispense campaign pens and calculators to the jurors.

On its website Nat'l Pen states: "Our vision is to be the worldwide leader in providing promotional products that advance the marketing (aka, campaigning) quality of business (being elected) for companies (public officials) of all sizes (ethical dwarfs).

#### Pen and Promotional Product Development

At National Pen we use state-of-the-art technologies and quality control systems to create dynamic pens and promotional tools for today's demanding marketing industries (aka, judicial pimping) for companies (judges) of all sizes.

I wonder if the calculators that Bob provided for the jurors looked like this.



#### Meals for Jurors

1. Railhead Smokehouse,20050323,78.34,Lunch for jurors
2. P F Chang's,20050310,84.27,Lunch with jurors
3. Railhead Smokehouse,20040210,76.44,Lunch for jurors

4. Railhead Smokehouse,20040421,291.35,Lunch for jurors and attorneys during trial
5. 29 Degrees Tavern,20070504,63.78,Luncheon with presiding juror/lawyer
6. Boi Na Braza,20070405,73.89,Luncheon with lawyers

I also believe that it is unlawful for a judge to utilize campaign funds to provide lunches for jurors. McGrath's conduct in providing lunch for jurors and attorneys during trial is unbelievable. Moreover, how is lawful for a judge to have lunch with the "presiding juror" (foreman)?

### Birthday/Holiday Gifts for Court Staff = \$5,726.59

1. Best Buy,20071219,550.00,Office Holiday Gifts
2. Best Buy,20071221,25.00,Office Holiday Gifts
3. Italy Pizza and Pasta,20070720,77.74,Office Birthday Lunch
4. P F Chang's,20071220,234.95,Office Holiday Lunch
5. Pottery Barn,20071020,60.00,Office Gift
6. Rockfish Seafood Grill,20071019,89.78,Office Birthday Lunch
7. P F Chang's,20070525,195.44,Office staff birthdays
8. P F Chang's,20070613,84.90,Luncheon with office staff/Birthday(s)
9. Abuelo's Restaurant,20061221,231.46,Christmas Luncheon for office and staff
10. Bed Bath and Beyond,20061217,64.64,Luncheon gifts/Christmas
11. Big Lots,20061031,95.87,Halloween Decorations
12. H3 Ranch Restaurant,20060912,136.72,Office Birthday celebration
13. Dillard's,20061218,97.39,Christmas Gifts
14. Boi Na Braza,20060411,203.22,Birthday Lunch/Office Staff
15. Boi Na Braza,20060627,250.00,Office staff birthday lunch
16. H3 Ranch Restaurant,134.23,Birthday celebration staff
17. Lucile's Resaurant,20060214,103.22,Valentine's Day Lunch
18. Sam's Wholesale Club,20050701,192.96,Food and supplies for retirement party
19. Cabella's,20050701,200.00,Retirement gift
20. P F Chang's,20050726,96.28,Lunch Birthday celebration with office staff
21. Walmart,20051122,112.45,Thanksgiving items for office
22. Kirkland's,20051214,325.55,Christmas gifts for staff and clerks
23. Italy Pizza and Pasta,20051218,178.90,Christmas Lunch
24. Sam's Wholesale Club,20050630,266.72,Retirement Party for Bailiff
25. Cabela's #11,20050621,200.00,Retirement Present (Gift Certificate) for Bailiff
26. Lucile's Resaurant,20040723,75.65,Office Birthday lunch
27. PF Chang's Restaurant,20041216,221.58,Christmas Luncheon for Clerks
28. Target Stores,20041216,203.41,Office Christmas gifts
29. Boi Na Braza,20040618,255.81,Office Birthdays Lunch
30. H3 Ranch Restaurant,20040521,142.66,Office Birthday lunch
31. Lucile's Resaurant,20040210,167.50,Office Birthday lunch
32. Pottery Barn,20031218,254.45,Christmas Gifts for Staff

Using campaign funds to pay for gifts and lunches for court staff certainly cannot be construed as an official officeholder duty, right? And what about birthday and Christmas lunches/parties? Surely, purchasing Halloween decorations does not qualify as an official judicial act, does it?

### Office Lunches with and for Staff - \$3,175.86

1. Black-eyed Pea Number 2019,20071024,63.50,Office staff Dinner
2. Boi Na Braza,20071214,178.90,Office staff luncheon,,,,
3. Gloria's Restaurant,20070807,68.18,Office staff lunch
4. Gloria's Restaurant,20070508,61.20,Office staff lunch
5. Mamma Mia Italian Grill,20070103,81.59,Lunch celebration
6. Parthanon Greek Restaurant,20070124,73.02,Office Luncheon

7. Railhead Smokehouse,20070111,173.47,Luncheon at Court
8. Boi Na Braza,20061108,165.34,Office staff luncheon
9. Chop House Restaurant,,,,,20060829,76.58,Office Lunch/Staff
10. P F Chang's,20060726,100.97,Office lunch
11. Boi Na Braza,20060607,109.61,Office Lunch
12. Chop House Restaurant,20060103,87.90,Office Lunch/Staff
13. Italy Pizza and Pasta,20060208,96.32,Dinner for Staff
14. P F Chang's,20060426,82.21,Office lunch
15. Boi Na Braza,20050812,73.70,Office Luncheon
16. Chop House Restaurant,20050916,81.15,Lunch with office staff
17. H3 Ranch Restaurant,20050824,78.55,Office staff luncheon
18. PF Chang's Restaurant,20050921,124.56,Office luncheon with staff
19. H3 Ranch Restaurant,20050526,124.58,Office staff luncheon
20. P F Chang's,20050520,125.00,Lunch with office staff and law student
21. Boi Na Braza,20040716,163.50,Office Luncheon for staff
22. Boi Na Braza,20041029,118.42,Office Luncheon staff
23. Boi Na Braza,20041210,118.91,Office staff luncheon/Christmas
24. Chop House Restaurant,20040906,87.90,Office Luncheon
25. H3 Ranch Restaurant,20040803,97.84,Office Luncheon for staff
26. Chop House Restaurant,20040109,140.36,Office lunch
27. Chop House Restaurant,20040202,77.37,Office lunch
28. Italy Pizza and Pasta,20040225,79.07,Office lunch
29. Joe and Nona's Pizza/Pasta,20040518,112.20,Lunch for students in court
30. Macaroni Grill,20040615,97.45,Office lunch
31. Parthanon Greek Restaurant,20040622,57.41,Office lunch

Repeatedly spending campaign funds to feed court staff has nothing to do with a judge's official duties. Again, if McGrath wishes to wine and dine his court staff, then he must pay for it with his own personal funds and not campaign funds.

### [Kitchen supplies for Court break room](#)

1. Sam's Wholesale Club,20060320,235.22,Kitchen Supplies for office
2. Home Depot,20051229,267.89,Materials to reorganize office break room
3. Sam's Wholesale Club,20050616,197.72,Office supplies/Kitchen items
4. Sam's Wholesale Club,20040927,309.38,Office supplies for break area

Using campaign funds to purchase kitchen supplies for a break room for court staff cannot possibly be a permissible expenditure. This is especially true when we now know that Bob consistently provides no-cost meals, etc. to court staff through the use of campaign funds. Bottom line is that it would be absurd for anyone to assert that any of McGrath's campaign expenditures as set forth herein can be described as official officeholder expenses. They are in fact nothing more than an arrogant fool's way of lavishing gifts, etc. on his employees at the expense of others.

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## Ramirez, Mario - 332nd District Judge – Edinburg

### Violations of Title 15 – Election Code – Sec. 253.035

#### Cimarron Country Club Dues/Fees

- 1999 to Dec. 2007 paid \$32,434.91 in dues and fees

#### McAllen County Club Dues/Fees

- 2003 through Dec. 2007 paid \$3,061.69 in dues and fees

Expending nearly \$35,000 to defray the dues and fees to private Country Clubs with campaign funds certainly appears to be unlawful. Clearly, one can conclude that these fees were of a personal nature. In my review of the campaign expenditures of every Texas judge on the Commission's website, Mario is the only one that billed his campaign for fees for a Country Club. I would find it rather hard to believe that of the more than 2,000 Texas judges that Mario is the only one that is a member of a private Country Club.

Assuming arguendo that Mario conducted some minimal campaign activity at either of these Country Clubs, it would be total folly for him to assert that none of these fees/dues were of a personal nature.

#### Personal Clothing Purchases – Larry Malkani in Cape Coral, Florida

- 07-14-05 - \$1900 – purchase suits, shirts, ties for campaigning
- 08-23-05 - \$95.60 – shipping fees shirts, suits, and ties
- 02-24-03 - \$620 – for apparel

Expenditures for clothing under the guise that the suits and ties were “campaign” clothing are laughable at best. However, if Mario purchased any of the following suits or ties for campaign purposes, than I apologize.



#### Dry Cleaning Expenses

1. 04-14-05 paid \$135.63 to D&M Cleaners – dry clean robes, etc.
2. 10-28-05 paid \$55.07 to D&M Cleaners – dry clean robes and suits
3. 08-22-99 paid \$80.64 to D&M Cleaners – dry clean campaign suits

4. 07-20-01 paid \$158.73 to D&M Cleaners – dry clean robes and suits

### Cornerstone Fitness Center Fees/Dues

- 08-02-06 paid Cornerstone Fitness \$400 – membership fees/dues

There can be no dispute that this is a personal expenditure.

### Paid to Ramirez to Visit Physician in San Antonio

- 12-13-05 paid himself \$589.46 for physician visit to San Antonio

Again, it would certainly appear that this is a personal expenditure.

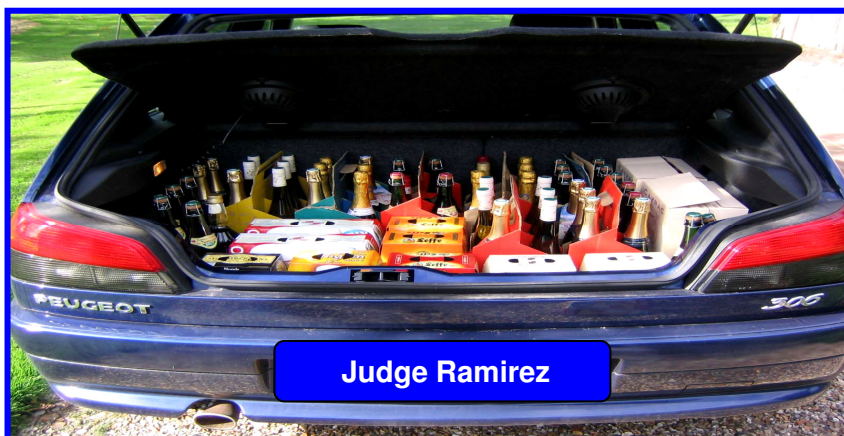
### Purchase of Sports Tickets – No explanation as to purpose

1. NBA DEVELOPMENT LEAGUE,20070824,2106.00,SEASON TICKETS
2. RGV VIPERS,20070713,2101.26,PURCHASE OF SEASON TICKETS

### Expenditures – No detail = \$8,290.45

1. HOLIDAY WINE & LIQUOR,20071031,538.48,SUPPLIES
2. HOLIDAY WINE & LIQUOR,20070613,500.00,SUPPLIES
3. HOLIDAY WINE & LIQUOR,20060109,1194.00,MATERIALS/SUPPLIES
4. HOLIDAY WINE & LIQUOR,20060228,90.32,MATERIALS/SUPPLIES
5. HOLIDAY WINE & LIQUOR,20060526,113.81MATERIALS/SUPPLIES
6. HOLIDAY WINE & LIQUOR,20050202,289.01,MATERIALS/SUPPLIES
7. HOLIDAY WINE & LIQUOR, 20050406,123.41,MATERIALS/SUPPLIES
8. HOLIDAY WINE & LIQUOR, 20050629,141.76, MATERIALS/SUPPLIES
9. HOLIDAY WINE & LIQUOR,00040108,815.83,SUPPLIES AND GIFTS
10. HOLIDAY WINE & LIQUOR,00040406,200.00,TICKETS
11. HOLIDAY WINE & LIQUOR,00040406,104.80,SUPPLIES
12. HOLIDAY WINE & LIQUOR,20031201,180.30,SUPPLIES
13. HOLIDAY WINE & LIQUOR,20040730,115.39,SUPPLIES
14. HOLIDAY WINE & LIQUOR,20041220,1135.53,GIFTS
15. HOLIDAY WINE & LIQUOR,20070228,1296.30,SUPPLIES/GIFTS
16. HOLIDAY WINE & LIQUOR,20071221,1451.51,CHRISTMAS SUPPLIES

Ethics rules required Mario to disclose the purpose for these purchases. There is no way to know how much was for firewater and what its intended use was. Whew, looks like a snapshot of old Mario after he made yet another run to the local Holiday Wine & Liquor Store.



## Russell, Kerry – 7<sup>th</sup> District Judge – Tyler

### **Violations of Title 15 – Election Code – Sec. 253.035**

Kerry's conduct is just as egregious as that of Judges Curry and McGrath in providing coffee mugs for jurors. Since the coffee mugs were purchased at M Print Promotions and/or Inspire it is obvious that they were imprinted with something other than "have a nice day."

#### Coffee Mugs for Jurors

1. 20070920, 1423.4, expenses for juror mugs; fund raising letter; and court reporter retirement
2. M Print Promotions, Marshall, TX, 20070703, 807.53, Coffee Mugs for Jurors
3. M Print Promotions, Marshall, TX, 20060501, 724.40, 250 mugs for jurors
4. Inspire, Dallas, 20040728, 800.00, Invoice # 62762-juror mugs
5. Inspire, Dallas, 20030708, 856.44, Coffee Mugs for jurors
6. Inspire, Dallas, 20031006, 775.73, Coffee mugs for jurors

#### Alumni/Misc. Dues

1. Texas Tech University Alumni Association, 20070808, 100.00, Annual Dues
2. Order of the Rose, 20070308, 150.00, #1162; Annual Dues

I can't imagine that the payment of alumni dues and/or dues to the Order of the Rose can legitimately be construed as an official officeholder expense. Clearly, neither expense has anything to do with the duties of a judge or any officeholder for that matter.

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## Wainwright, Jesse W. – Supreme Court Justice

### Violations of Title 15 – Election Code – Sec. 253.035



A review of Jesse's campaign expense records discloses that he may have unlawfully used campaign funds for (a) commuting to and from the Supreme Court, and (b) for lodging expenses while in Austin during Supreme Court sessions. In reviewing the recent conduct of Justices Medina, Green and Hecht in so acting, one would

Although some of Jesse's illegal conduct may be moot to some degree due to the tolling of the applicable statute of limitations in regards to illegal expenses for commuting, I have included those expenditures herein in order to establish a prima facie case as it relates to his repeated billings for airfare from Austin to Houston and back from 2005 through 2007.

Moreover, Jesse's unlawful billing for housing and utility expenses in Austin is further evidence that he knowingly violated Texas law by billing his campaign for commuting, lodging and/or other expenses for costs incurred while attending oral arguments in Austin.

### Illegal Austin Lodging Expenses – \$6,868.68

#### Texas Ethics Advisory Opinion No. 133 states in relevant part:

In 1984, the Ethics Commission considered whether an elected officer other than a legislator not residing in Travis County could use political contributions to pay the expenses of maintaining a residence in Austin. (See Advisory Opinion No. 22) The Commission concluded that such payment would be a prohibited personal use.

An appellate judge may not use political contributions to pay the expenses of maintaining a residence in the city in which the courts sits.

Jesse was elected to the Supreme Court in Nov. 2002 and assumed his throne in early Jan. 2003. On Dec. 12, 2002 (three weeks before he was sworn in), Jesse made a \$300 deposit to Gables Town Lake at 2600 Lake Austin Blvd. in Austin to rent an apartment. He then paid rent of just over \$1,000 per month from Jan-July 2003.

The record below proves that even before he was sworn in as a Supreme Court Justice that, Jesse was engaged in illegal conduct regarding his use of campaign funds to defray living costs in Austin. One would have thought that someone who graduated from the Univ. of Chicago Law School and studied at the London School of economics would have known that this conduct was prohibited and clearly unethical.

It would appear that sometime around August of 2003 that Jesse discovered that his conduct was illegal; however, a review of his campaign records proves that he never personally refunded the \$6,868.68 to his campaign for these illegal expenditures. At a minimum, Jesse should be made to *personally* refund his campaign even if the statute of limitations has tolled!

1. Gables Town Lake,20021207,300.00,Deposit
2. Gables Town Lake,20021215,584.35,Rent
3. Gables Town Lake,20030201,1020.00,Rent
4. Gables Town Lake,20030301,1020.00,Rent
5. Gables Town Lake,20030327,58.03,Utilities

6. Gables Town Lake,20030401,1029.73,Rent - \$1020.00 Utilities -\$9.73
7. Gables Town Lake,20030429,1029.86,Rent -\$1020.00 Utilities-\$9.86
8. Gables Town Lake,20030601,1030.98,Rent-\$1020.00 Utilities-\$10.98
9. Gables Town Lake,20030701,8.48,Utilities-Water
10. Gables Town Lake,20030701,888.39,Rent Expense
11. Gables Town Lake,20030805,13.66,Utilities

### **City of Austin Utilities**

In addition to paying for utilities (water) to Gables Town Lake, Jesse also paid utility bills for the apartment to the City of Austin.

1. City of Austin,20030710,73.89,Utilities
2. City of Austin,20030829,106.31,Utilities

### **Furniture Rental fees for Austin Apt. - \$2,368.06**

Jesse also found it convenient to illegally bill his campaign for the costs of renting furniture from Cort Furniture Rental in Austin for his apartment. Jesse's furniture rentals began in Jan. and ended in July 2003. Jesse's campaign records prove that he never reimbursed his campaign for the \$2,368.06 he illegally spent. Again, Jesse should be made to reimburse his campaign for these illegal expenditures.

1. Cort Furniture Rental, Austin, 20030127,334.32,Furniture
2. Cort Furniture Rental, Austin, 20030227,409.22,Furniture
3. Cort Furniture Rental, Austin, 20030327,401.33,Furniture
4. Cort Furniture Rental, Austin, 20030407,410.93,Furniture
5. Cort Furniture Rental, Austin,, 20030527,406.13,Furniture
6. Cort Furniture Rental, Austin, 20030701,406.13,Furniture Lease

### **Mileage for Commuting - \$1,987.68**

Given the fact that Jesse is from Houston, it appears that he may have illegally billed his campaign for commuting to and from the Court in Austin. Again, a review of Jesse's campaign records shows that he never reimbursed his campaign for these commuting expenses if in fact they were for commuting purposes.

1. 20030413,145.39,Reimbursement / Mileage - Houston to Austin
2. 20030420,99.82,Reimbursement / Mileage - Austin to Houston to Austin
3. 20030427,98.58,Reimbursement / Mileage - Austin to Houston to Austin
4. 20030509,132.06,Reimbursement / Mileage – Austin/Houston/Galveston to Austin
5. 20030516,100.00,Reimbursement / Mileage - Austin to Houston to Austin
6. 20030523,100.44,Reimbursement / Mileage - Austin to Houston to Austin
7. 20030531,99.20,Reimbursement / Mileage - Houston to Austin to Houston
8. 20030622,198.40,Reimbursement / Mileage - Austin to Houston to Austin - 2 trips
9. 20030701,105.40,Mileage-Austin-Houston-Austin
10. 20030703,52.39,Mileage-Austin to Houston
11. 20030708,51.15,Mileage-Houston to Austin
12. 20030711,51.15,Mileage-Austin to Houston
13. 20030714,51.46,Mileage-Houston to Austin
14. 20030725,51.77,Mileage-Austin to Houston
15. 20030805,51.15,Mileage-Houston to Austin
16. 20030808,50.53,Mileage-Austin to Houston
17. 20030812,60.73,Mileage-Houston to Austin
18. 20050429,54.45,Mileage - (Austin to Houston to Austin
19. 20060224,133.66,RT Mileage - (Austin to Houston



20. 20060320,135.30,RT Mileage - (Austin to Houston
21. 20061027,164.65,RT mileage - Austin to Houston
22. 20070312,91.23,Mileage
23. 20070413,81.48,Mileage
24. 20070416,194.00,Mileage
25. 20070801,65.60,Mileage

### Southwest Airlines – no detail as to purpose

§254.031 of Title 15 – General Contents of Reports (campaign expense) states:

(a) Except as otherwise provided, each report filed under this chapter must include:

(3) the amount of political expenditures that in the aggregate exceed \$50 and that are made during the reporting period, the full name and address of the persons to whom the expenditures are made, and the dates ***and purposes of the expenditures***.

Due to the fact that Jesse failed to comply with the requirement that he provide the “***purpose***” of 66 expenses paid to Southwest Airlines and his prior conduct in illegally billing for commuting purposes, it would appear that that the below expenses may well be for commuting purposes. And if they aren’t, then he is still guilty of not following the rules.

1. 20030105,375.00,Airfare
2. 20030115,200.00,Airfare
3. 20030225,113.50,Airfare
4. 20030302,96.50,Airfare
5. 20030326,96.50,Airfare
6. 20030429,160.50,Airfare
7. 20030811,97.00,Airfare
8. 20030916,191.00,Airfare
9. 20031004,200.00,Airfare
10. 20031104,196.00,Airfare
11. 20031112,196.00,Airfare
12. 20031124,96.50,Airfare
13. 20040120,234.80,Airfare
14. 20040220,241.20,Airfare
15. 20040224,198.20,Airfare
16. 20040601,98.60,Airfare
17. 20040728,205.70,Airfare
18. 20040910,205.70,Airfare
19. 20041013,106.10,Airfare
20. 20041024,203.70,Airfare
21. 20041024,64.70,Airfare
22. 20041202,291.30,Airfare
23. 20050115,207.90,Airfare
24. 20050123,415.80,Airfare
25. 20050126,203.90,Airfare
26. 20050126,101.70,Airfare
27. 20050312,207.90,Airfare
28. 20050324,205.90,Airfare
29. 20050405,209.80,Airfare
30. 20050416,88.90,Airfare
31. 20050503,481.00,Airfare
32. 20050510,213.90,Airfare
33. 20050519,54.71,Airfare
34. 20050620,214.90,Airfare

35. 20061128,120.30,Airfare - Austin/Houston
36. 20061201,237.10,Airfare - Austin/Houston
37. 20070417,239.30,Airfare - Austin to Houston
38. 20070509,118.90,Airfare - Houston to Austin
39. 20070716,118.90,Airfare
40. 20070725,121.40,Airfare
41. 20070821,107.20,Airfare
42. 20070828,242.30,Airfare
43. 20070909,248.30,Airfare
44. 20070911,142.40,Airfare
45. 20070912,244.30,Airfare
46. 20070913,124.40,Airfare
47. 20070913,120.90,Airfare
48. 20070913,119.90,Airfare
49. 20070913,119.90,Airfare
50. 20070921,238.40,Airfare
51. 20070921,124.40,Airfare
52. 20071002,119.90,Airfare
53. 20071008,15.90,Airfare
54. 20071021,254.30,Airfare
55. 20071024,254.30,Airfare
56. 20071101,89.40,Airfare
57. 20071101,197.90,Airfare
58. 20071101,143.80,Airfare
59. 20071102,254.30,Airfare
60. 20071107,124.90,Airfare
61. 20071108,127.40,Airfare
62. 20071111,253.30,Airfare
63. 20071202,253.30,Airfare
64. 20071204,263.30,Airfare
65. 20071209,155.30,Airfare
66. 20071213,155.30,Airfare

There is no way of knowing if these expenditures related to illegal commuting since Jesse saw fit to violate the reporting requirements by not disclosing the “purpose” for each flight.

### Expenditures – no detail as to purpose

1. Adam's Mark Hotel of Dallas,20071024,196.06,Lodging Parking Meals
2. Adolphus Hotel,,Dallas,TX,75702,20070916,138.53,Lodging Meals
3. Hilton,,,,,Dallas,TX,75240,20071108,437.97,Lodging/Parking
4. Hilton Hotels,,Houston,TX,77061,20071114,107.23,Lodging Meals
5. Hilton Houston Post Oak,,Houston,TX,77056,20071209,124.60,Lodging/Parking
6. Hyatt,,,,,Houston,TX,77001,20071116,125.51,Lodging/Parking
7. Hyatt Hill Country,,,,,San Antonio,TX,78251,20070705,316.70,Lodging expense
8. Inn At The Ballpark,,Houston,TX,77002,20070912,228.49,Lodging Parking
9. Marriott,,,,,Irving,TX,75039,20070719,189.99,Lodging
10. Priceline,20070703,83.60,Lodging
11. Renaissance Hotels, Fort Worth,TX,76102,20070711,157.88,Lodging
12. Renaissance Hotels,Fort Worth,TX,76102,20070915,140.06,Lodging Parking
13. Renaissance Hotels, Fort Worth,TX,76102,20071003,423.17,Lodging Parking
14. Gaylord Texan,,Grapevine,TX,76051,20070219,328.72,Lodging meals parking and internet fee
15. Hilton Americas, Houston,TX,77010,20070417,344.65,Lodging parking telephone and internet
16. Hilton Americas,,,,Houston,TX,77010,20070510,42.57,Internet and parking expenses
17. Hotel Valencia,,San Antonio,TX,78205,20070413,159.44,Lodging parking and tips
18. Hyatt Regency Lost Pines,20070427,506.92,Lodging internet and tips

19. Marriott HotelIrving, TX, 75039, 20070612, 159.77, Lodging and Tips
20. The Adolphus,, Dallas, TX, 75202, 20070404, 201.03, Lodging meals and parking
21. Omni Hotel Park West,, Dallas, TX, 75234, 20061021, 267.32, Lodging
22. Omni Hotel Park West,, Dallas, TX, 75234, 20061021, 267.32, Lodging
23. The Adolphus,, Dallas, TX, 75202, 20051013, 126.13, Lodging
24. Fairmont Dallas,, Dallas, TX, 75201, 20050123, 93.91, Lodging
25. Adolphus Hotel,, Dallas, TX, 75702, 20050407, 147.40, Lodging
26. Fairmont Dallas,, Dallas, TX, 75201, 20050123, 93.91, Lodging
27. Westin Oaks,, Houston, TX, 77056, 20061108, 172.05, Lodging
28. Four Seasons, Houston, TX, 77010, 20050331, 49.69, Lodging
29. Adolphus Hotel,, Dallas, TX, 75702, 20050407, 147.40, Lodging
30. Omni Galleria,, Houston, TX, 77056, 20050519, 119.01, Lodging
31. Worthington Renaissance, Fort Worth, TX, 76102, 20050514, 383.92, Lodging
32. The Adolphus,, Dallas, TX, 75202, 20051013, 126.13, Lodging
33. Omni Hotel Park Westy,, Dallas, TX, 75234, 20061021, 267.32, Lodging
34. Westin Oaks,, Houston, TX, 77056, 20061108, 172.05, Lodging
35. Gaylord TexanGrapevine, TX, 76051, 20070219, 328.72, Lodging meals parking and internet fee
36. Hotel Valencia,, San Antonio, TX, 78205, 20070413, 159.44, Lodging parking and tips
37. Marriott Hotel., Irving, TX, 75039, 20070612, 159.77, Lodging and Tips
38. Priceline, 20070304, 180.95, Lodging at Westin Dallas
39. The Adolphus,, Dallas, TX, 75202, 20070404, 201.03, Lodging meals and parking
40. Adam's Mark Hotel of Dallas, 20071024, 196.06, Lodging Parking Meals
41. Adolphus Hotel,, , , Dallas, TX, 75702, 20070916, 138.53, Lodging Meals
42. Dallas Palomar Hotel,, Dallas, TX, 75206, 20071017, 263.75, Lodging Meals
43. Hilton,, Dallas, TX, 75240, 20071108, 437.97, Lodging/Parking
44. Hilton HotelsHouston, TX, 77061, 20071114, 107.23, Lodging Meals
45. Hilton Houston Post Oak,, Houston, TX, 77056, 20071209, 124.60, Lodging/Parking
46. Hyatt,, , , 1200 Louisiana Street,, Houston, 20071116, 125.51, Lodging/Parking
47. Hyatt Hill Country,, San Antonio, TX, 78251, 20070705, 316.70, Lodging expense
48. Inn At The Ballpark., Houston, TX, 77002, 20070912, 228.49, Lodging Parking
49. Marriott,, , , Irving, TX, 75039, 20070719, 189.99, Lodging
50. Westin Galleria, Houston, TX, 77056, 20070822, 199.13, Lodging Parking Internet
51. Wyndham, El Paso, TX, 79925, 20071111, 142.13, Lodging
52. La Quinta,, Sherman, TX, 75090, 20050117, 69.00, Lodging
53. Fairmont Dallas, 20050123, 93.91, Lodging

## Hertz Car Rentals – no detail as to purpose

1. 20070728, 147.88, Transportation
  2. 20070822, 113.90, Transportation
  3. 20070901, 85.84, Transportation
  4. 20070911, 124.87, Transportation
  5. 20070915, 47.01, Transportation
  6. 20071023, 80.35, Transportation
  7. 20071107, 364.29, Transportation
  8. 20071109, 79.93, Transportation
  9. 20070219, 85.39, Transportation
  10. 20070404, 77.94, Transportation
  11. 20070412, 114.81, Transportation
  12. 20050407, 102.44, Transportation
  13. 20050513, 130.01, Transportation
  14. 20050625, 335.62, Transportation
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