

MEMORANDUM

To: Board of Ethics

From: _____
Michael Haggerty
Deputy Director

Date: May 17, 2006

Re: Case No. 06015.LOB
Report of Unregistered Lobbying

On January 17, 2006, Board staff received an e-mail from Smith, Deputy Director in the City's Department of R, notifying Board staff that he had met with T Z (President, Sales and Marketing) and J S (President, Operations) of T P S, an entity seeking City business. Mr. Smith stated that, at the conclusion of the meeting, he advised the two to register with the Board as lobbyists, as he believed their conduct might constitute lobbying within the meaning of the Ordinance. Based on Mr. Smith's description of their interaction with the Department, Board staff was unable to conclude that the two were required to register.

On March 2, 2006, after confirming through Board records that the two had not registered, Board staff inquired of Mr. Smith whether the two had had further contact with the Department. Mr. Smith stated that they had not. Mr. Smith also stated that he did not anticipate further interaction with them. Based on the foregoing, Board staff wrote to the two, encouraging them to familiarize themselves with the City's lobbying laws, cautioning them about possible fines/penalties for unregistered lobbying, and advising them to consider registering as lobbyists if further contact with City employees or officials was anticipated.