

In the Matter of

Ramola Musante,

Respondent

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Before the

State Ethics Commission

Complaint No. C-17-06

### **ORDER**

At its meeting on September 21, 2006, the State Ethics Commission reviewed the above captioned complaint to determine whether further proceedings were necessary. The State Ethics Commission determined that Respondent has settled the matter complained of herein by submission of the required Lobbying Activity Report and execution of a Stipulation of Settlement, attached hereto and made a part hereof. Pursuant to paragraph 7 of the Stipulation, it is therefore

ORDERED, that Respondent is reprimanded, and that this reprimand and Order be transmitted to Respondent's employer, Mirant Mid-Atlantic, LLC, and placed in the Commission's public order files.

### STATE ETHICS COMMISSION

Date: 9/26/06

By:

SIGNATURE APPEARS ON  
ORIGINAL AGREEMENT

Julian L. Lapidus, Chair

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 27th day of September, 2006, a copy of the foregoing Order in State Ethics Commission proceeding C-17-06, was forwarded via regular mail, postage prepaid, to the Respondent, Ramola Musante at his last known address of 601 13<sup>th</sup> Street, NW, Suite 580N, Washington, D.C. 20005, and was hand delivered to Staff Counsel to the State Ethics Commission, 45 Calvert Street, 3<sup>rd</sup> Floor, Annapolis, Maryland 21401.

SIGNATURE APPEARS ON  
ORIGINAL AGREEMENT

Robert A. Hahn, General Counsel



IN THE MATTER OF:

RAMOLA MUSANTE,  
Respondent

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BEFORE THE

STATE ETHICS

COMMISSION

Complaint C-17-06

RECEIVED

SEP 14 A 10:42

STATE ETHICS COMMISSION

**STIPULATION OF SETTLEMENT AGREEMENT**

This Agreement was made on this 21<sup>st</sup> day of September 2006, between Ramola Musante, Respondent and Suzanne S. Fox, Executive Director of the State Ethics Commission, acting on behalf of Staff Counsel.

**STIPULATIONS**

The State Ethics Commission ("Commission") is an executive agency of the State of Maryland established for the purpose of enforcing the Maryland Public Ethics Law (Title 15, State Government Article, Annotated Code of Maryland, hereinafter the Ethics Law);

The Respondent is an individual whose lobbying activities on behalf of Mirant Mid-Atlantic, LLC ("the employer") during the period of April 6 through July 27, 2006 required registration as a lobbyist with the State Ethics Commission;

The Respondent registered on April 13, 2006 as a lobbyist with the Commission for the period of April 6 through July 27, 2006, as required by the State Government Article, Section 15-703(d)(1) of the Ethics Law on behalf of the employer;

The Respondent was required to submit a Lobbying Activity Report by May 31, 2006 for the period April 6 through April 30, 2006, as required by the State Government Article, Section 15-704(a)(i) of the Ethics Law and failed to submit the required report;

On August 15, 2006, the Commission issued a complaint against the Respondent alleging the failure to file a Lobbying Activity Report for the period of April 6 through April 30, 2006;

The Respondent submitted the delinquent Lobbying Activity Report for the period April 6 through April 30, 2006 on August 25, 2006; and

The Respondent is voluntarily entering into this Stipulation of Settlement Agreement to admit his failure to timely file the Lobbying Activity Report for the period April 6 through April 30, 2006, with the Commission and to pay a sum of money in lieu of potential late filing fees pursuant to State Government Article, Section 14-405 of the Public Ethics Law;



**IN CONSIDERATION** of the August 25, 2006 submission of the required Lobbying Activity Report by the Respondent, and the stipulations recited above, the Respondent and the Executive director on behalf of Staff Counsel agree as follows:

1. Respondent admits that he did not timely file his Lobbying Activity Report on behalf of the employer for the period April 6 through April 30, 2006 as required by State Government Article, Section 15-704(a)(ii) of the Ethics Law;
2. Respondent subsequently filed the required Lobbying Activity Report with the Commission on August 25, 2006 (a copy of which has been attached hereto and made a part hereof);
3. Respondent understands that failure to comply with the lobbying disclosure provisions of the Public Ethics Law can subject him to a formal complaint by the Commission and upon a finding of a violation the possibility of late fees, civil fines, reprimand or a suspension of his ability to lobby for compensation;
4. Based on the facts stated in this Stipulation of Settlement, the Respondent agrees to pay as settlement of the complaint, the amount of two hundred fifty dollars (\$250.00) in lieu of potential late fees and other fines for the admitted late filing of the Lobbying Activity Report.
5. Respondent waives a formal hearing on this matter and agrees that acceptance of the Stipulation of Settlement by the Commission would constitute, based on his admission of violations of the Public Ethics Law, a final action and finding of violation by the Commission, and, pursuant to § 15-407 of the Public Ethics Law, this Agreement and materials relating to this matter are not subject to the confidentiality provisions of the Public Ethics Law and will be public information unless otherwise protected;
6. Executive Director on behalf of Staff Counsel will, upon execution of this Agreement by the Respondent, recommend that the Commission suspend further complaint proceedings against the Respondent and recommend further that the Commission issue a Final Order in accordance with the terms of this Agreement;
7. Respondent accepts that the Commission, pursuant to Section 15-405(c)(2) of the Ethics Law, will issue a reprimand to him effective the date of the Final Order. The reprimand, this agreement, including any documents incorporated herein, and the Final Order will be transmitted to his employer;
8. Respondent and the Executive Director on behalf of Staff Counsel have entered into this Agreement for the sole purpose of resolving the late submission of the Lobbying Activity Report, for the payment in lieu of late fees, and to resolve the complaint now pending, and for no other purpose.



Ramola Musante

IN WITNESS WHEREFORE, ~~Suzanne S. Fox~~ Respondent and Suzanne S. Fox, Executive Director acting on behalf of Staff Counsel for the State Ethics Commission, have signed below.

SIGNATURE APPEARS ON  
ORIGINAL AGREEMENT

Suzanne S. Fox, Executive Director  
On behalf of Staff Counsel  
State Ethics Commission  
45 Calvert Street, 3<sup>rd</sup> Floor  
Annapolis, Maryland 21401

SIGNATURE APPEARS ON  
ORIGINAL AGREEMENT

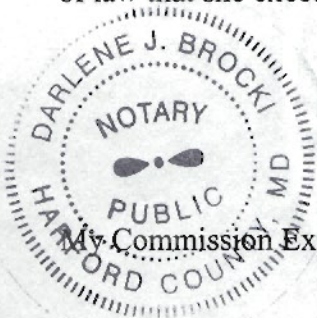
Ramola Musante  
Lobbyist for:  
Mirant Mid-Atlantic, LLC.

State of Maryland,  
County of: Harford, to wit:

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared Suzanne S. Fox, Executive Director of the State Ethics Commission, who made oath on this 14<sup>th</sup> day of September, 2006 in due form of law that she executed this agreement for the purposes set forth herein.

SIGNATURE APPEARS ON  
ORIGINAL AGREEMENT

Notary Public



My Commission Expires: 2-1-10

State of District of Columbia  
County of \_\_\_\_\_, to wit:

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared Ramola Musante, who made oath on this 13<sup>th</sup> the day of September, 2006 in due form of law that matters and facts hereinabove set forth are true to the best of his knowledge, information and belief, and are his voluntary act and that he executed this document for the purposes set forth herein.

SIGNATURE APPEARS ON  
ORIGINAL AGREEMENT

Notary Public

My Commission expires: \_\_\_\_\_

Kathy E. McDaniel  
Notary Public, District of Columbia  
My Commission Expires 06-30-2011



Accepted by the Commission

SIGNATURE APPEARS ON  
ORIGINAL AGREEMENT

Julian L. Lapidus/Chairperson  
for the Commission

Date: 9/21, 2006





**MARYLAND STATE ETHICS COMMISSION**

45 Calvert Street, 3<sup>rd</sup> Floor

Annapolis, MD 21401

410-260-7770

Toll Free 1-877-669-6085

JAN 21 2006

**GENERAL LOBBYING ACTIVITY REPORT (Form #4)**

STATE ETHICS COMMISSION  
Annapolis - Maryland

Read instructions carefully before completing this form. If you had reportable expenses or compensation during the reporting period, complete Parts A, B, C, D, E, F and G of the Activity Report. If you had no reportable compensation or expenses during the reporting period, but were registered to engage in lobbying, check here ☒ and complete Parts A, E, F and G. If additional forms are required for this employer, those forms should be attached to and made part of this filing.

Period covered by this report: November 1, 2006 through April 30, 20 2006  
May 1, 20      through October 31, 20     

**A. Identification of Regulated Lobbyist (Registrant and Employer)**

**A-1. Identifying information (complete all blanks, compare to registration form, and explain any differences)**

- a) Name Ramola Musante
- b) Permanent Address (Include firm name if applicable) Mirant Corporation  
601 13<sup>th</sup> Street, NW, Ste. 580 N  
Washington, DC 20005
- c) Business Telephone ( 202 ) 585-3832
- d) Occupation or Type of Business

**A-2. Identification of others required to register:**

- a) Was any other person required to register as a lobbyist on behalf of the person or organization identified in section A-1? Yes      No X
- b) If the answer to a) is "Yes," identify each such person below and give their name and address:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**A-3. Identification of employer (complete only if registrant acts on behalf of another):**

- a) Identify all persons or organizations who compensate the registrant for activities requiring this registration:

Name Mirant Corporation  
Permanent Address 601 13<sup>th</sup> Street, NW  
Suite 580 N  
Washington, DC 20005  
Business Telephone ( 202 ) 585-3800  
Nature of Business Environmental

- b) Identify any other person who the registrant represents regarding the matters covered by this registration (if none, put in none)

**A-4. Primary purpose of organization:**

Is the employer, or registrant organization if there was not an employer, organized and operated for the primary purpose of attempting to influence any legislative or executive action? Yes      No X  
(If "Yes," the Report of Contributors Form No. 12 must also be completed.)

**A-5. Registration Information:**

- a) State the period (include both beginning and ending month, day and year) for which this registration is effective:      to
- b) Identify the matters (including formal designation if known) on which the registrant acted or employed someone to act during the registration period covered by this report

\_\_\_\_\_  
\_\_\_\_\_

**A-6. Does the employer listed in A-3 claim to be exempt from lobbyist registration and reporting because all expenditures requiring registration are reported by the registrant, another registrant, or by the registrant with other registrants?**

Yes      No X If the exemption claimed differs from the registration form, please explain in writing.     

\_\_\_\_\_  
\_\_\_\_\_



**B. Compensation and Expenses**

B-1. Meals and beverages for officials or employees or their immediate families. B-1 \$ \_\_\_\_\_

B-2. Special events, including dinners and receptions, entertainment, and other functions to which all members of the General Assembly, either house thereof, all members of any standing committee or all members of a formally recognized (for ethics disclosure purposes) county or regional delegation have received written invitations. List date, location, group of invitees who benefited and total expenses for each event. (Not required for meals and receptions listed completely and accurately on the 14-Day Report, Form 13F, but check below.)

\_\_\_\_ Event(s) Fully Reported on 14-Day Report(s)

Total B-2

Expenses \$ \_\_\_\_\_

B-3. Expenses for food, lodging, or scheduled entertainment of officials and employees for a meeting which are given in return for participation in a panel or speaking engagement at the meeting. List date, location, and total expense for each meeting. If the total amount in expenses on any one official or employee is \$200 or more for any meeting, also include the person's name and the amount expended for the person at the meeting.

Total B-3

Expenses \$ \_\_\_\_\_

B-4. Expenses for food and beverages received by member of General Assembly or members at approved legislative organization meeting. List location, name of legislative organization, date and total expense for each meeting.

Total B-4

Expenses \$ \_\_\_\_\_

B-5. Expenses for a ticket or free admission to members of the General Assembly to attend charitable, cultural or political events where all members of legislative unit are invited by the event holder. List event, location, date, legislative unit and total expenses for each event.

Total B-5

Expenses \$ \_\_\_\_\_

B-6. Gifts to or for officials or employees or their immediate families (not including sums reported in B-1, B-2, B-3, B-4 and B-5).

B-6 \$ \_\_\_\_\_

Subtotal of Items B-1 through B-6 - \$ \_\_\_\_\_

B-7. Total compensation paid to registrant (not including sums reported in any other section of Part B). Check here if the amount has been prorated because the registrant is compensated for services in addition to lobbying activities. \_\_\_\_\_

B-7 \$ \_\_\_\_\_

B-8. Salaries, compensation and reimbursed expenses for staff of the registrant.

B-8 \$ \_\_\_\_\_

B-9. Office Expenses not reported in B-7 and B-8.

B-9 \$ \_\_\_\_\_

B-10. Cost of professional and technical research and assistance not reported in B-7 and B-8.

B-10 \$ \_\_\_\_\_

B-11. Publications and expenses which expressly encourage persons to communicate with officials or employees.

B-11 \$ \_\_\_\_\_

B-12. Names of witnesses and the fees and expenses paid to each: \_\_\_\_\_

B-12 \$ \_\_\_\_\_

B-13. Other expenses

B-13 \$ \_\_\_\_\_

**TOTAL \$** \_\_\_\_\_C. Gifts or participation in gifts with a cumulative value of \$75 or more. (Forms 13C and 13D, Section 15-704(c))  
(Check One) \_\_\_\_\_ Yes, Attached \_\_\_\_\_ No Report RequiredD. Gifts or participation in gifts of meals and beverages to elected Executive officials. (Forms 13A and 13B, Section 15-705)  
(Check One) \_\_\_\_\_ Yes, Attached \_\_\_\_\_ No Report Required

E. Business transactions with officials. (Form 21, Section 15-706)

(Check One) \_\_\_\_\_ Yes, Attached X No Report Required

F. Political contributions required to be disclosed. (Form 22, Section 15-707)

(Check One) \_\_\_\_\_ Yes, Attached X No Report Required**G. Signature and Oath**

I hereby make oath or affirm under the penalties of perjury that the contents of this report including any attachments thereto, are complete, true and correct to the best of my knowledge, information and belief.

[SEAL]

Signature of Person Filing: \_\_\_\_\_

Date: \_\_\_\_\_

Sworn to before me this \_\_\_\_\_

Signature of Notary Public: \_\_\_\_\_

Printed/typed Name of Notary Public: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

SIGNATURE APPEARS ON  
ORIGINAL AGREEMENTKathy E McDaniel  
Notary Public, District of Columbia  
My Commission Expires 02-30-2011