

4. Analysis of respondent's State computer determined that, while employed by IDOT and using his State computer, respondent viewed an email sent to his personal email account attaching an invoice dated July 1, 2008. The invoice was from William Wargo Design and billed to "Committee to Elect Gary Nowak."
5. Respondent was suspended without pay for five days as a result of the aforementioned conduct.

CONCLUSIONS OF LAW

1. Respondent Nicolas Haddad was at all times relevant to this complaint a State employee, as "employee" is defined in the State Officials and Employees Ethics Act ("Act") to include regular employees and appointees. 5 ILCS 430/1-5.
2. The Executive Ethics Commission has jurisdiction over respondent in the matter of his alleged misappropriation of State property or resources to engage in prohibited political activity. 5 ILCS 430/5-15(a).
3. "Prohibited political activity" means, among other things, "(12) Campaigning for any elective office or for or against any referendum question." 5 ILCS 430/1-5.
4. "Campaign for elective office" is defined as "any activity in furtherance of an effort to influence the selection, nomination, election or appointment of any individual to any federal, State, or local public office..." 5 ILCS 430/1-5.
5. Respondent violated Section 5-15(a) of the State Officials and Employees Ethics Act when he used his State computer to view campaign button designs. 5 ILCS 430/5-15(a).
6. Respondent violated Section 5-15(a) of the State Officials and Employees Ethics Act on or about July 1, 2008 when he used his State computer to view campaign button designs. 5 ILCS 430/5-15(a).
7. Respondent cooperated fully with the investigation conducted by the Executive Inspector General, including his voluntary submission to an interview in which he truthfully admitted all of the relevant facts regarding this matter.
8. The complaint in this matter was timely filed.
9. The Executive Ethics Commission may levy an administrative fine of up to \$5,000 for a violation of the State Officials and Employees Ethics Act. 5 ILCS 430/50-5(e).

ANALYSIS

Respondent Nicholas Haddad violated Section 15(a) of the State Officials and Employees Ethics Act (5 ILCS 430/5-15(a), when he used his State computer to read two emails related to Gary Nowak's campaign for State representative.

WHEREFORE, for the foregoing reasons, the Commission finds that respondent Nicholas Haddad violated Section 5-15(a) of the State Officials and Employees Ethics Act (5 ILCS 430/5-15(a)).

IT IS FURTHER ORDERED that an administrative fine of \$250.00 is levied against respondent Nicholas Haddad in accordance with his violation of Section 5-15(a) of the State Officials and Employees Ethics Act (5 ILCS 430/5-15(a)).

This is a final administrative decision and subject to the Administrative Review Law.

ENTERED: August 18 2010