



INSPECTOR GENERAL REPORT

2009-04-0082

December 2, 2009

IWM COMPUTER USE & GHOST EMPLOYMENT

Inspector General Staff Attorney Todd Shumaker, after an investigation by Special Agent Chuck Coffin, reports as follows:

In the course of investigating another case, 2009-04-0071, Special Agent Chuck Coffin of the Office of Inspector General (OIG) discovered what appeared to be violations of Code of Ethics rules 42 IAC 1-5-12 (use of state property) and 42 IAC 1-5-13 (ghost employment), by an employee with the Indiana War Memorials. Specifically, the employee's email and computer use records showed that he had used his state-issued computer to send and receive inappropriate emails, visit sexually explicit and pornographic websites, view sexually explicit and hardcore pornographic images, store personal photographs, and download a sexually explicit screen saver. In addition, the employee's computer use records and attendance reports reflected that he routinely engaged in these types of activities during working hours for the state.

At its monthly meeting on June 11, 2009, the State Ethics Commission (SEC) found that probable cause supported the alleged violations of the Use of

state property and Ghost employment rules by respondent and advised the OIG to proceed with its investigation into the matters.

On December 2, 2009, a settlement agreement was approved by the SEC which found the respondent in violation of these rules. The SEC ordered the respondent to be suspended without pay from his state employment for two consecutive weeks to be served on or before June 1, 2009, and issued a fine against the respondent in the amount of \$1,000.

Dated this 2nd day of December, 2009.

APPROVED BY:



David O. Thomas, Inspector General