

**STATE OF RHODE ISLAND
BEFORE THE RHODE ISLAND ETHICS COMMISSION**

In re: Joseph J. Voccola

Complaint No. 2005-18

ORDER

This matter having been heard before the Rhode Island Ethics Commission on September 13, 2005, pursuant to Commission Regulation 1011, and the Commission having considered the Complaint herein, the arguments of counsel, the findings of fact, the Respondent's admissions and mitigating factors and the proposed Information Resolution and Settlement, which is incorporated by reference herein, it is hereby

ORDERED, ADJUDGED AND DECREED

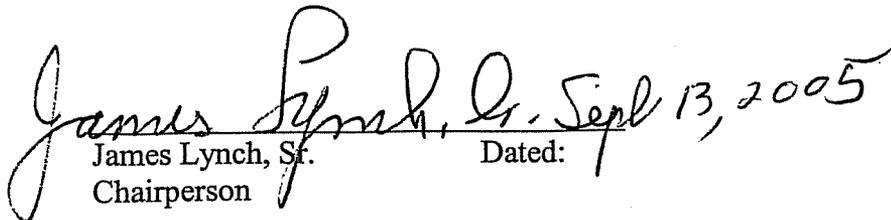
THAT, the Commission approves the Informal Resolution and Settlement as submitted; and

THAT, the Commission incorporates by reference herein its findings of fact and conclusions of law as those set forth in the Informal Resolution and Settlement; and

THAT, the Respondent violated R.I. Gen. Laws § 36-14-17 of the Rhode Island Code of Ethics in Government; and

THAT, the Respondent is ordered to pay a civil penalty in the amount of Five Hundred (\$500) Dollars and make the appropriate amendment to his 2004 Yearly Financial Statement.

Entered as an Order of this Commission,


James Lynch, Sr.
Chairperson

Dated: Sept 13, 2005

**STATE OF RHODE ISLAND
BEFORE THE RHODE ISLAND ETHICS COMMISSION**

In re: Joseph J. Voccola

Complaint No. 2005-18

INFORMAL RESOLUTION AND SETTLEMENT

The Respondent, Joseph J. Voccola, and the Rhode Island Ethics Commission hereby agree to a resolution of the above-referenced matter as follows:

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A. Findings of Fact and Admissions

1. The Respondent, a member of the Rhode Island House of Representatives, a state elected position, was at all relevant times subject to the Code of Ethics in Government. The Respondent was originally elected to the House of Representatives in November 1994.
2. The Respondent purchased property located at 3 Citation Court, Lincoln, Rhode Island on or about June 22, 2004.
3. The Respondent filed his 2004 Yearly Financial Statement with the Rhode Island Ethics Commission on March 23, 2005.
4. Question No. 7 on the 2004 Yearly Financial Statement required the Respondent to list the address or legal description of any real estate, other than the Respondent's principal residence, in which the Respondent had a financial interest.
5. The Respondent failed to list the property located in Lincoln, Rhode Island on the 2004 Statement.

6. On June 2, 2005, Barbara Galligan of Johnston, Rhode Island, filed Complaint No. 2005-18.
7. The Complaint alleges that the Respondent, Joseph J. Voccola, failed to list the property located in Lincoln, Rhode Island on his 2004 Yearly Financial Statement as required pursuant to R.I. Gen. Laws § 36-14-17.

B. Conclusions of Law

1. By failing to list the property located at 3 Citation Court, Lincoln, Rhode Island in response to Question No. 7 on his 2004 Yearly Financial Statement, the Respondent violated R.I. Gen. Laws § 36-14-17.

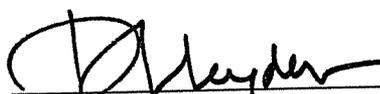
C. Mitigating Factors

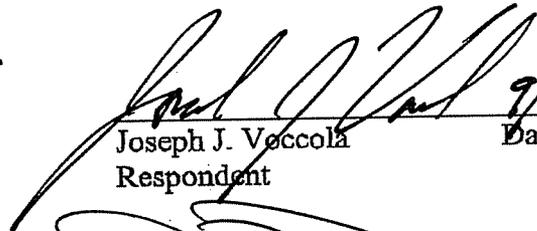
In mitigation of the conduct detailed above, and without in any way depreciating his responsibility for this situation, the Respondent points to the following factors which warrant the informal resolution and settlement of this matter:

1. The Respondent, when filing his 2004 Yearly Financial Statement, copied the information from his 2003 Yearly Financial Statement. In doing so, he failed to list the Lincoln, Rhode Island property on his 2004 statement.
2. The Respondent has had no prior complaints filed against him during his tenure as a legislator.
3. The Respondent, through counsel, went to the Commission shortly after the Complaint was filed and sought to resolve this matter through the admission of responsibility he makes here. Since that time, he has cooperated fully with the Commission.

D. Settlement

Pursuant to the above Findings of Fact, Conclusions of Law and Mitigating Factors, the Prosecution and the Respondent agree, pursuant to R.I. Gen. Laws § 36-14-13(d), to the imposition by the Commission and to payment by the Respondent of a civil penalty of Five Hundred (\$500) Dollars. Furthermore, the Respondent will provide the Commission with the appropriate amendment to his 2004 Yearly Financial Statement. The above terms represent the full and complete Informal Resolution and Settlement for Complaint No. 2005-18.


Dianne L. Leyden
Commission Prosecutor
Date: 9/7/05


Joseph J. Vercolla
Respondent
Date: 9/2/05


David R. Ursillo
Counsel for Respondent
Date: 9.2.05