



OFFICE OF STATE ETHICS

DOCKET NUMBER 2014-10 :
IN THE MATTER OF A : 18-20 TRINITY STREET
COMPLAINT AGAINST : HARTFORD, CT 06106
JASON SPANN : DECEMBER 16, 2014

STIPULATION AND CONSENT ORDER

Pursuant to the Code of Ethics, General Statutes §§ 1-79, *et seq.*, Thomas Jones, Ethics Enforcement Officer, filed a Complaint against Jason Spann ("Spann" or "Respondent"), alleging violations of the Code of Ethics. Based on the investigation by the Enforcement Division of the Office of State Ethics ("OSE"), the OSE finds that there is probable cause to believe that the Respondent violated § 1-84 (c) of the Code of Ethics, as further set forth herein.

The Parties have entered into this Consent Order following the issuance of the Complaint, but without any adjudication of any issue of fact or law herein.

I. STIPULATION

The Ethics Enforcement Officer and the Respondent stipulate to the following facts:

1. At all times relevant hereto, the Respondent was employed by the Department of Mental Health and Addiction Services ("DMHAS") as a Clinical Social Worker and assigned to

a collaborative facility known as the Homeless Outreach Team located at 753 Fairfield Avenue in Bridgeport, Connecticut.

2. At all times relevant hereto, the Respondent was a "State Employee" as that term is defined in General Statutes § 1-79 (13).

3. At all times relevant hereto, the Respondent owned and operated a private practice where the Respondent was paid fees for clinical services ("private practice").

4. The private practice was not related to the Respondent's state job duties.

5. From on or about 2010 through on or about 2014, the Respondent used state resources to operate his private practice, including state computers and state-provided e-mail.

6. In addition, the Respondent utilized the services of another state employee who performed tasks related to his private practice, while using state resources on state time and being paid by the state.

7. General Statutes § 1-84 (c) states in pertinent part:

No public official or state employee...shall use his public office or position or any confidential information received through his holding such public office or position to obtain financial gain for himself . . .

8. The Respondent, by using the resources provided by virtue of his state position for private practice purposes, used his public office or position to obtain financial gain for himself, in violation of General Statutes § 1-84 (c).

9. Each time the Respondent used the resources provided by virtue of his state position for private practice purposes constitutes a separate and distinct violation of General Statutes §1-84 (c).

II. JURISDICTION

1. The Ethics Enforcement Officer is authorized to investigate the Respondent's acts as set forth herein, and to enter into this Stipulation and Consent Order.
2. The provisions of this Stipulation and Consent Order apply to and are binding upon the Respondent.
3. The Respondent hereby waives all objections and defenses to the jurisdiction of the Ethics Enforcement Officer over matters addressed in this Stipulation and Consent Order.
4. The Respondent waives any rights he may have under General Statutes §§ 1-80, 1-82, 1-82a, 1-87 and 1-88, including the right to a hearing or appeal in this case, and agrees with the Ethics Enforcement Officer to an informal disposition of this matter as authorized by General Statutes § 4-177 (c).
5. The Respondent consents to jurisdiction and venue in the Connecticut Superior Court, Judicial District of Hartford, in the event that the State of Connecticut seeks to enforce this Stipulation and Consent Order. The Respondent recognizes that the Connecticut Superior Court has the authority to specifically enforce the provisions of this Stipulation and Consent Order, including the authority to award equitable relief.
6. The terms set forth herein are in addition to, and not in lieu of, any other existing or future statutory, regulatory, or other legal obligation that may be applicable to the Respondent.
7. The Respondent understands that he has a right to counsel and has chosen not to be represented by counsel during the OSE's investigation and in connection with this Stipulation and Consent Order.

III. ORDER

NOW THEREFORE, pursuant to General Statutes § 4-177 (c), the Office of State Ethics hereby ORDERS, and Spann agrees, that:

1. Pursuant to General Statutes § 1-88 (a) (1), Spann will cease and desist from any future violation of § 1-84 (c).
2. Pursuant to General Statutes § 1-88 (a) (3), Spann will pay civil penalties to the State in the amount of three thousand five hundred dollars (\$3,500.00) for his violation of General Statutes § 1-84 (c) as set forth in the Complaint and herein.

WHEREFORE, the Ethics Enforcement Officer and Spann hereby execute this Stipulation and Consent Order dated December 16, 2014.

Dated: _____

1/16/15

Jason Spann

Dated: _____

1/26/15

Thomas K. Jones
Ethics Enforcement Officer
Connecticut Office of State Ethics
18-20 Trinity Street
Hartford, CT 06106
(860) 263-2390