

**SWORN COMPLAINT
BEFORE
THE TEXAS ETHICS COMMISSION**

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| Office Use Only |
| Docket Number |

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I. IDENTITY OF COMPLAINANT

I, Jim Doyle, complainant,
(full name of individual filing the complaint)

hereby file this sworn complaint with the Texas Ethics Commission. My address is
16728 Bending Oaks, Conroe, TX 77385
(full mailing or street address, including P.O. box number or street, city, state, and zip code)

My telephone number is 936-321-2976
(telephone number, including area code)

II. IDENTITY OF RESPONDENT

The respondent is Mark Homer
(full name of respondent)

The respondent holds the position or title of State Representative
(position or title held by respondent)
District 3

The respondent's address is 1849 Lamar
(full mailing or street address, including P.O. box number or street, city, state, and zip code of respondent)
Paris, TX 75460

The respondent's telephone number is 903-784-0977
(telephone number of respondent, including area code)

Attach additional pages, if necessary.

III. NATURE OF ALLEGED VIOLATION

(Include the specific law or rule alleged to have been violated, if possible. The Texas Ethics Commission has jurisdiction to enforce *only* Chapters 302, 305, and 572 of the Government Code and Title 15 of the Election Code.)

C/OH Campaign Finance Report (8th day) - 10/30/06

1) By not disclosing the out-of-state PAC ID number, failed to fulfill the requirements of Section 253.032(d) concerning a political contribution from an out-of-state committee (5 places).

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| 10/11/06 | \$500.00 | Chevron Texaco Employees Texas PAC |
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| 10/02/06 | \$1,000.00 | Compas Bancpac |
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| 10/03/06 | \$500.00 | NFIB-Texas Trust |
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| 10/19/06 | \$500.00 | NFIB-Texas Trust |
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| 10/03/06 | \$1,000.00 | Wyeth Good Government Fund |
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2) Failed to disclose the "Principal occupation/Job title" and/or the full name of "Employer" for political contributions of \$500 or more (10 places), in violation of Section 254.0912.

3) When reimbursing expenses, failed to disclose the payees, dates, purposes, and amounts of political expenditures (6 places), in violation of Section 254.031(a)(3).

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| 10/12/06 | \$2,230.00 | Brannon, Bill |
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|----------|------------|---------------|
| 10/26/06 | \$1,624.97 | Brannon, Bill |
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| 10/27/06 | \$1,816.19 | Brannon, Bill |
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|----------|----------|----------------|
| 10/27/06 | \$500.00 | Brannon, Nancy |
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|----------|----------|---------------|
| 10/26/06 | \$700.00 | Brannon, Vali |
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|----------|------------|---------------|
| 10/27/06 | \$3,000.00 | Brannon, Vali |
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Attach additional pages, if necessary.

III. NATURE OF ALLEGED VIOLATION

(Include the specific law or rule alleged to have been violated, if possible. The Texas Ethics Commission has jurisdiction to enforce *only* Chapters 302, 305, and 572 of the Government Code and Title 15 of the Election Code.)

4) Questionable political expenditure on "tires". Note that the candidate/officeholder had no expenses for gasoline.

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| 10/18/06 | \$725.00 | Discount Wheel and Tire |
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C/OH Campaign Finance Report (Jan. 15) - 1/16/07, corrected

1) Failed to disclose the "Principal occupation/Job title" and/or the full name of "Employer" for political contributions of \$500 or more (1 place), in violation of Section 254.0912.

2) Failed to disclose the payees, dates, purposes, and amounts of political expenditures (7 places), in violation of Section 254.031(a)(3).

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| 12/12/06 | \$5,911.84 | American Express |
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| 11/21/06 | \$1,462.00 | Ausbie, Nadine (Ms.) |
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| 11/02/06 | \$3,500.00 | Brannon, Bill |
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| 11/02/06 | \$3,000.00 | Brannon, Nancy |
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| 11/02/06 | \$2,245.00 | Brannon, Nancy |
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| 12/12/06 | \$255.00 | Clement, Eddie (Mr.) |
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| 12/12/06 | \$120.32 | Homer, Frank Jr. (Mr.) |
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Attach additional pages, if necessary.

III. NATURE OF ALLEGED VIOLATION

(Include the specific law or rule alleged to have been violated, if possible. The Texas Ethics Commission has jurisdiction to enforce *only* Chapters 302, 305, and 572 of the Government Code and Title 15 of the Election Code.)

C/OH Campaign Finance Report (July 15) - 7/16/07, corrected

1) Failed to disclose the "Principal occupation/Job title" and/or the full name of "Employer" for political contributions of \$500 or more (2 places), in violation of Section 254.0912.

2) When reimbursing expenses, failed to disclose the payees, dates, purposes, and amounts of political expenditures (1 place), in violation of Section 254.031(a)(3).

4/24/07 \$200.00 Hodge, Jay (Mr.)

3) With his auction purchase, apparently converted political contributions to personal use, in violation of Section 253.035(a).

4/24/07 \$500.00 Mt. Vernon/Salttillo Young Farmers

C/OH Campaign Finance Report (July 15) - 7/15/08

1) Failed to disclose the "Principal occupation/Job title" and/or the full name of "Employer" for political contributions of \$500 or more (16 places), in violation of Section 254.0912.

2) By not disclosing the out-of-state PAC ID number, failed to fulfill the requirements of Section 253.032(d) concerning a political contribution from an out-of-state committee (2 places).

2/21/08 \$500.00 Suddenkink Texas PAC

2/28/08 \$1,500.00 The Chickasaw Nation

3) Made an unauthorized transfer of \$4,100.00 from campaign funds. Since a supplemental agreement is

Attach additional pages, if necessary.

IV. STATEMENT OF FACTS

(State the facts constituting the alleged violation, including the dates on which or the period of time in which the alleged violation occurred. Identify allegations of fact not personally known to the complainant but alleged on information and belief. Please use simple, concise, and direct statements.)

Since 1998, Mr. Mark Homer has been the State Representative for District 3. Even though most of campaign finance reports which Mr. Homer filed over the last two years were "corrected", the reports still show problems with not completing the reporting requirements for out-of-state political committee contributions (7 places), nondisclosures of the payees, dates, purposes, and amounts of political expenditures (14 places), and nondisclosures of the principal occupation or job title and the full name of employer for political contributions of \$500 or more (29 places).

Mr. Homer signed his campaign finance reports under the penalty of perjury, and bears the responsibility of checking the report accuracy.

Attach additional pages, if necessary.

**VI. AFFIDAVIT
BASED ON PERSONAL KNOWLEDGE
(Execute this affidavit if the acts alleged are within your direct personal knowledge.)**

I, _____, complainant,
swear that I have knowledge of the facts alleged in this complaint
and that the information contained in this complaint is true
and correct.

Signature of complainant

AFFIX NOTARY STAMP/SEAL ABOVE

Sworn to and subscribed before me, by the said _____, this
the _____ day of _____, 20 _____, to certify which, witness my hand and seal of office.

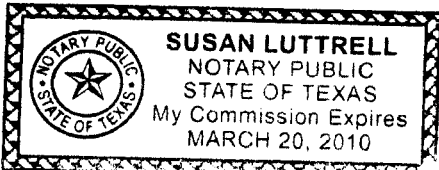
Signature of officer administering oath

Print name of officer administering oath

Title of officer administering oath

**VII. AFFIDAVIT
BASED ON INFORMATION AND BELIEF
(Execute this affidavit if the acts alleged are not within your
direct personal knowledge, but are based on reasonable belief.)**

I, JIM DOYLE, complainant,
swear that I have reason to believe and do believe that the violation alleged in
this complaint has occurred. The source and basis of my information and belief
is Campaign Finance Reports.



Jim Doyle
Signature of complainant

AFFIX NOTARY STAMP/SEAL ABOVE

Sworn to and subscribed before me, by the said JIM DOYLE, this
the 3 day of NOVEMBER, 20 08, to certify which, witness my hand and seal of office.

Susan Luttrell
Signature of officer administering oath
Texas Ethics Commission

Susan Luttrell
Print name of officer administering oath
P.O. Box 12070

Personal Banker
Title of officer administering oath
Austin, Texas 78711-2070