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**BEFORE THE SEATTLE ETHICS AND ELECTIONS COMMISSION**

In The Matter Of	)	Case No. 10-1-1117-1
	)	
<b>JEFF BRITSCH</b>	)	HEARING NOTICE
	)	
	)	
	)	

Pursuant to Seattle Municipal Code § 4.16.090.F, the Executive Director of the Seattle Ethics and Elections Commission hereby gives notice that the Commission will hold a hearing in the above-captioned proceeding to determine whether Mr. Britsch has violated the Ethics Code as alleged in the Charging Document dated March 30, 2011.

The hearing shall begin at 4:00 pm. on Wednesday, April 6, 2011, in Seattle Municipal Tower Room 1610.

Dated this 31<sup>st</sup> day of March, 2011.

  
 \_\_\_\_\_  
 Wayne Barnett, Executive Director  
 Seattle Ethics and Elections Commission

1 **BEFORE THE SEATTLE ETHICS AND ELECTIONS COMMISSION**

2 In The Matter Of )  
3 ) Case No. 10-1-1117-1


4 **JEFF BRITSCH** ) **CHARGING DOCUMENT**  
5 )

6 To: Mr. Jeff Britsch and  
7 The Seattle Ethics and Elections Commission

8  
9 Pursuant to Seattle Municipal Code (“SMC”) §§ 4.16.090.F and 3.70.100.D, and Seattle  
10 Ethics and Elections Commission Administrative Rule 3.H, NOTICE IS HEREBY GIVEN that the  
11 Executive Director of the Seattle Ethics and Elections Commission has reasonable cause to believe  
12 that Mr. Jeff Britsch has committed material violations of the Seattle Ethics Code. The Executive  
13 Director hereby charges as follows:

- 14  
15 I. Mr. Britsch violated SMC 4.16.070.1.c [prior to the July 2009 amendment] and  
16 SMC 4.16.070.1.b [following the July 2009 amendment] when he participated in  
17 matters in which Pacer Cartage, a company for which he had performed work in  
18 the previous 12 months, had a financial interest.  
19  
20 II. Mr. Britsch violated SMC 4.16.070.2.a when he used or attempted to use his City  
21 position for other than a City purpose when, in November, 2010, he sent an e-mail  
22 to a Pacer Cartage executive, which caused the executive to be “concerned about  
23 the potential bias” against Pacer trucks due to Mr. Britsch’s previous business  
24 dealings with the company.  
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26 This notice is hereby given on this 31<sup>st</sup> day of March, 2011.

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30 Wayne Barnett, Executive Director  
Seattle Ethics and Elections Commission

1  
2 **APPENDIX A**

3  
4 1. Prior to July 21, 2009, the Seattle Ethics Code, SMC 4.16.070.1.c provided that  
5 no City officer or employee shall “[f]ail to disqualify himself or herself from acting on any  
6 transaction which involves the City and any person who is, or at any time within the preceding  
7 twelve (12) month period has been a private client of his or hers, or of his or her firm or  
8 partnership.”

9 2. Effective July 21, 2009, the Seattle Ethics Code, SMC 4.16.070.1.b, provides  
10 that a Covered Individual may not “[p]articipate in a matter in which a person that employed the  
11 Covered Individual in the preceding 12 months, or retained the Covered Individual or his or her  
12 firm or partnership in the preceding 12 months, has a financial interest.”

13 3. The Seattle Ethics Code, SMC 4.16.070.2.a states that no Covered Individual  
14 may “use or attempt to use his or her official position for a purpose that is, or would to a  
15 reasonable person appear to be primarily for the private benefit of the Covered Individual or any  
16 other person, rather than primarily for the benefit of the City.”  
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