

Received

MAY 01 2020

WV Ethics Commission

West Virginia Ethics Commission

# Lobbyist Activity Report Form

2020-01

West Virginia Ethics Commission  
Attn: Lobbyist Registrar  
210 Brooks St., Ste. 300  
Charleston, WV 25301  
304-558-0664 *No faxed copies*

For office use only:

Postmark \_\_\_\_\_ Rec'd \_\_\_\_\_  
Days late \_\_\_\_\_ Fine \_\_\_\_\_

Late reporting fine - \$10 per business day past the due date (\$250 maximum)

### 1. Name and contact information

Name Michael L. Clowser Phone 304-342-1166  
Business Address 2114 Kanawha Boulevard, East Business Email mclowser@cawv.org  
City, State Zip Charleston, WV 25311

### 2. Reporting period for which this activity report is being filed

Check	Report	Period	Due Date				
x	2020-1	1/1/20 - 4/30/20	5/15/2020				

### 3. List all employers/organizations that you represent as a lobbyist

Use additional reporting forms if necessary.

- Contractors Association of West Virginia
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

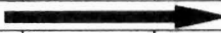
### 4. Lobbying activity summary - If there was no activity or expenditures, indicate "none."

Those issues affecting Building, Highway and Utility construction in West Virginia.

### 5. Expenditures

If no expenditures, including campaign contributions, mark here:

If you spent money on any public official, employee or member of his or her immediate family, list the amounts spent in each of the following categories per each employer you represent. Complete and attach Schedule A to this report.

Expenditure Categories	Employer 1	Employer 2	Employer 3	Employer 4	Employer 5	Employer 6	Total Expended
A. Meals and Beverages	\$	\$	\$	\$	\$	\$	\$
B. Lodging	\$	\$	\$	\$	\$	\$	\$
C. Advertising	\$	\$	\$	\$	\$	\$	\$
D. Travel	\$	\$	\$	\$	\$	\$	\$
E. Gifts	\$ 100.00	\$	\$	\$	\$	\$	\$ 100.00
F. Other Expenses	\$	\$	\$	\$	\$	\$	\$
G. Group Expenditures	\$ 400.00	\$	\$	\$	\$	\$	\$ 400.00
H. Campaign Contributions	LIST AMOUNT IN "TOTAL EXPENDED" COLUMN. 						\$
I. TOTAL of all expenditures	\$ 500.00	\$	\$	\$	\$	\$	\$ 500.00

If you sponsored or contributed to any group event or shared expenses, list the total expended in category 5G immediately above. Complete and attach a Schedule B for each event.

**Schedule A: WV Lobbyist Expenditure Details**

(Attach this completed sheet to the Lobbyist Activity Report)

Complete this form if you have made or shared any expenditure **other** than group entertainment on a public official or employee during this reporting period. If you have made expenditures in these categories - (1) *Meals & Beverages*, (2) *Lodging*, (3) *Travel*, (4) *Gifts*, (5) *Other Expenditures* - list below, you must report it in sections 1 or 2 on this form.

If you shared any of these expenditures with another lobbyist, note who shared the expenditures in the area below the recipient's name. You are not required to report on Schedule A detailed expenditures on Advertising, Contributions [including political contributions] and Group Entertainment. Expenditures in those categories must be reported on the Lobbyist Activity Report and/or Schedule B.

**1. Expenditure Details - (include shared expenditures not reported on Schedule B)**

Report all expenditures in any of the categories listed below on a particular person or member of their immediate family EXCEPT those reported in Section 1a or 2 (below) or any portion of a "Group Entertainment" OR "Shared Expense" event which are to be reported on Schedule B. Transfer the totals to section 5 on the Lobbyist Activity Report. If you shared expenditures with another lobbyist, identify who shared the cost in the area below each recipient's name.

Recipient name(s) and date of expenditure	Meals & beverages	Lodging	Travel	Gifts	Other	Total \$ expended
Senate Secretaries Dinner				100.00		100.00
<b>TOTAL Expenditures</b>						100.00

**1a Gifts (Group)**

Ordinarily gifts to individual legislators must not exceed \$25. Gifts such as key chains, mugs, and calendars given to ALL members of the House or Senate, the entire Legislature or to standing or joint committees must be listed here. Describe the item, to which group it was given and the total cost. You need not list each legislator who received the gift, only the name of the group. Transfer the total cost to the Lobbyist Activity Report, section 5E.

Describe the gift(s)	Which employer provided the gift?	Which group received the gift?	Total cost of gift(s)

**2. Participation in a Panel or Speaking Engagement**

Report expenditures on a particular person in the categories listed below when such expenditure was for the individual's participation in a panel or speaking engagement. Transfer the totals to section 5 on the Lobbyist Activity Report.

Recipient name and event	Meals & beverages	Lodging	Travel	Gifts	Scheduled entertainment & other	Total \$ expended

**3. Subjects of Lobbying**

For each recipient identified in 1, 1a & 2 above, explain briefly the subjects of lobbying. List the individual or group recipient and then the subject matter of the lobbying. Example: "Del. Joe Jones – Health Care" or "House Finance Committee - Environment."

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**Schedule B: Group Entertainment & Shared Expenses**

(Attach to the Lobbyist Activity Report)

**Instructions:** *Group Entertainment* functions include only the functions that fall within the following groups. Report expenditures for a dinner party, reception or other similar function if you invited ALL members of any of these four specific groups. Individual names of attendees do not need to be listed for these four specific groups.

- 1. the Legislature
- 2. a standing or select committee of either house
- 3. either house of the Legislature
- 4. a joint committee of both houses

Use the worksheet below to figure the amount spent on legislators and other governmental officials and employees for each "event." Enter this amount on the Lobbyist Activity Report.

List each group event separately. **Make additional copies of this page if necessary.** Record total expenditures for each group event in **Section B**. You must then calculate and post on the Lobbyist Activity Report only the amount actually spent on public officials. If you share expenses with another reporting lobbyist, report only your portion of the expenses and list the names of other co-sponsors in **Section C** below.

**Section A: Event Information**

Lobbying expenses for entertainment of "OTHER" group events are reported in the "Meals & Beverages" category on the Lobbyist Activity Report Form. List the names of attendees on this form or attach additional information pages. If using this form, list the names in item 5 below, as well as other event information requested in items 1 through 4 and complete the Section B calculations.

- 1. Date of event: 02/05/2020 Location: Womens Club of Charleston
- 2. Type of event (reception, dinner, etc.): Dinner
- 3. Event sponsor: See attached list (If you shared the sponsorship and expenses with others, you must also complete Section C below.)
- 4. Which of the following governmental groups were invited? All members of:
  - a. the Legislature
  - b. either house of the Legislature
  - c. a standing or select committee of either house
  - d. a joint committee of both houses

OR

- 5.  OTHER: If the event was not in one of the four specific groups listed above, you must list the names of all public employees or public officials in attendance here or on an attachment to this form. List attendees here:

See attached list.

**Section B: Calculate Reportable Expenses**

*Some calculations must be performed manually.*

1.  $\frac{3600.00}{(total\ cost\ of\ event)} \div \frac{34}{(total\ attendance)} = \$ \frac{105.88}{(per\ capita\ cost)}$

2. Number of governmental officials or employees in attendance:  
 $\frac{34}{(governmental\ attendees)} \times \frac{105.88}{(per\ capita\ cost)} = \boxed{3600.00}$

If this was a true Group Entertainment event and you were the sponsor, report the amount above as Group Entertainment on the Lobbyist Activity Report in Section 5G. If you shared expenses with others, complete section C below, and report only your portion of the cost. Note: If you classified the expenditure described in section A as "OTHER," it is reported on the Lobbyist Activity Report Form as a Meals & Beverages expense (5A), not as a "Group Expenditure" (5G).

**Section C: Shared Sponsorship Expenses**

- 1. Were any other lobbyists co-sponsors of this event? yes (yes or no)
- 2. If yes, with how many others are sharing the cost? See attached list List the names of all sponsors below:

3. What is your share of Box 1 above? \$ 200.00

Record that amount in Box 2 and on the Lobbyist Activity Report in Section 5G.

$\boxed{200.00 \times 2}$

**Donations to Senate President Dinner  
January 29, 2020**

<b>Group</b>	<b>Amount Pd.</b>	<b>Date</b>	<b>Check# or Cash</b>
Mason Consulting ✓	\$ 200.00	1/24/2020	Ck 1150
WV Dental Association ✓	\$ 200.00	1/23/2020	Ck 15488
Jack E Harrison ✓	\$ 200.00	1/23/2020	Ck 3236
Law office of Philip A Reale ✓	\$ 200.00	1/23/2020	Ck 879
WV Insurance Federation ✓	\$ 200.00	1/22/2020	Ck 2610
Danielle Waltz ✓	\$ 200.00	1/24/2020	Ck 1531
H2C Stra ✓	\$ 200.00	1/24/2020	Ck 867
L. Gil White ✓	\$ 200.00	1/27/2020	Ck 3628
Jane Cline ✓	\$ 200.00	1/27/2020	Ck 5563
WV Automobile Dealers ✓	\$ 200.00	1/28/2020	Ck 13189
George Dettinger ✓	\$ 200.00	1/29/2020	Ck 7442
WV Hospitality & Travel Association ✓	\$ 200.00	1/30/2020	Ck 6171
Traci L Nelson ✓	\$ 200.00	1/30/2020	Ck 4168
Christina Cameron ✓	\$ 200.00	1/31/2020	Ck 4748
John Cavacini ✓	\$ 200.00	1/31/2020	Ck 2111
Sammy Gray ✓	\$ 200.00	2/3/2020	Ck 1079
The Contractors Association of WV ✓	\$ 200.00	2/4/2020	Ck 308

**Total** **\$ 3,400.00**

**Attendees at Senate President Dinner 2/5/20**

- 1 Chandler Swope
- 2 Sue Cline
- 3 Roman Prezioso
- 4 Dave Sypolt & Spouse
- 5 Mark Maynard
- 6 Charles Trump
- 7 Tom Takubo & Spouse
- 8 Corey Palumbo
- 9 Bill Hamilton
- 10 Patricia Rucker
- 11 Glen Jeffries
- 12 Joe Freedman
- 13 Lee Cassis
- 14 Rollan Roberts
- 15 Randy Smith
- 16 Jeffrey Branham
- 17 Mike Azinger
- 18 Donna Boley
- 19 John Pitsenbarger
- 20 Eric Tarr
- 21 Paul Hardesty
- 22 Kenny Mann
- 23 Charles Clements
- 24 Ryan Weld
- 25 Mike Maroney
- 26 Richard Lindsay
- 27 Craig Blair
- 28 Ron Stollings & Spouse
- 29 William Ihlenfeld
- 30 Mike Romano
- 31 Douglas Facemire

Olive Tree Café and Catering  
333 2<sup>nd</sup> Avenue, South Charleston, WV 25303  
304-356-6068



**OLIVE TREE**  
*Café and Catering*

Senator Dr. Tom Takubo  
Office of the Senate President West Virginia State  
1900 Kanawha Blvd. East  
Building 1 State Capital Complex  
Charleston WV, 25305  
(304) 357-7990

**INVOICE 210748**

02/01/2020

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
1	Service Fee (set up, delivery, staffing)	480.00	480.00
48	Cost Per Person (limited beverage included)	65.00	3120.00



**THE CONTRACTORS ASSOCIATION  
OF WEST VIRGINIA**  
2114 KANAWHA BOULEVARD EAST  
CHARLESTON, WV 25311

THE HUNTINGTON NATIONAL BANK  
CHARLESTON, WV 25301  
60-378/519

308

2/4/2020

PAY TO THE  
ORDER OF Olive Tree

\$ 200.00

Two Hundred and 00/100\*\*\*\*\* DOLLARS



Olive Tree  
333 2nd Avenue, SW  
South Charleston, WV 25303



*[Handwritten Signature]*



**Schedule B: Group Entertainment & Shared Expenses**

(Attach to the Lobbyist Activity Report)

**Instructions:** *Group Entertainment* functions include only the functions that fall within the following groups. Report expenditures for a dinner party, reception or other similar function if you invited ALL members of any of these four specific groups. Individual names of attendees do not need to be listed for these four specific groups.

- |   |                                     |
|---|-------------------------------------|
| 1. the Legislature                                | 3. either house of the Legislature  |
| 2. a standing or select committee of either house | 4. a joint committee of both houses |

Use the worksheet below to figure the amount spent on legislators and other governmental officials and employees for each "event." Enter this amount on the Lobbyist Activity Report.

List each group event separately. **Make additional copies of this page if necessary.** Record total expenditures for each group event in **Section B**. You must then calculate and post on the Lobbyist Activity Report only the amount actually spent on public officials. If you share expenses with another reporting lobbyist, report only your portion of the expenses and list the names of other co-sponsors in **Section C** below.

**Section A: Event Information**

Lobbying expenses for entertainment of "OTHER" group events are reported in the "Meals & Beverages" category on the Lobbyist Activity Report Form. List the names of attendees on this form or attach additional information pages. If using this form, list the names in item 5 below, as well as other event information requested in items 1 through 4 and complete the Section B calculations.

1. Date of event: 03/07/2020 Location: Adelphia's Sports Bar & Grille
2. Type of event (reception, dinner, etc.): Last Night Celebration
3. Event sponsor: See attached list. (If you shared the sponsorship and expenses with others, you must also complete Section C below.)
4. Which of the following governmental groups were invited? All members of:
- |   |  |
|---|--|
| <input checked="" type="checkbox"/> a. the Legislature      | <input type="checkbox"/> c. a standing or select committee of either house |
| <input type="checkbox"/> b. either house of the Legislature | <input type="checkbox"/> d. a joint committee of both houses               |

OR

5.  OTHER: If the event was not in one of the four specific groups listed above, you must list the names of all public employees or public officials in attendance here or on an attachment to this form. List attendees here:

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**Section B: Calculate Reportable Expenses***Some calculations must be performed manually.*

$$1. \frac{2000.00}{(\text{total cost of event})} \div \frac{85}{(\text{total attendance})} = \$ 23.50 \text{ (per capita cost)}$$

2. Number of governmental officials or employees in attendance:

$$\frac{60}{(\text{governmental attendees})} \times \frac{23.50}{(\text{per capita cost})} = \boxed{1410.00} \text{ BOX 1}$$

If this was a true Group Entertainment event and you were the sponsor, report the amount above as Group Entertainment on the Lobbyist Activity Report in Section 5G. If you shared expenses with others, complete section C below, and report only your portion of the cost. Note: If you classified the expenditure described in section A as "OTHER," it is reported on the Lobbyist Activity Report Form as a Meals & Beverages expense (5A), not as a "Group Expenditure" (5G).

**Section C: Shared Sponsorship Expenses**

1. Were any other lobbyists co-sponsors of this event? yes (yes or no)
2. If yes, with how many others are sharing the cost? See attached list. List the names of all sponsors below:

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Carol Fulks, Don Smith, Daniel Hall, Jared Wyrick, Jonathan Adler, Bridget Lambert, Fred Albert, Jason Wazelle, Gil White

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3. What is your share of Box 1 above? \$ 200.00

Record that amount in Box 2 and on the Lobbyist Activity Report in Section 5G.

**200.00** BOX 2



2020 WV Legislative Session  
Last Night Celebration - 3/7/20  
List of People/Businesses Sharing Cost

<u>Contact Name</u>	<u>Business Name</u>	<u>Paid Amount</u>
Don Smith	WV Press Association	\$200.00
Jason Webb	Capitol Advocates, LLC	\$200.00
Daniel Hall	OMEGA	\$200.00
Jared Warick	WV Automobile Dealers Association	\$200.00
Jonathan Adler	Association of Counties/WV	\$200.00
Mike Clowser	WV Contractors Association	\$200.00
Bridget Lambert	WV Retailers Association	\$200.00
Fred Albert	AFT	\$0.00
Jason Wazelle	Norfolk Southern Corp.	\$0.00
Gil White	Steptoe & Johnson, PLLC	\$0.00