

BEFORE THE WEST VIRGINIA ETHICS COMMISSION

IN RE:

VCRB 2009-09 & VCRB 2011-04, Respondent Emmett S. Pugh, Mayor City of Beckley

COMMISSION'S ORDER

After considering the foregoing FINDINGS OF FACT, RELEVANT LEGAL PROVISIONS, and CONCILIATION OF VIOLATION, the West Virginia Ethics Commission finds that the Conciliation Agreement is in the best interest of the State and the Respondent, as required by West Virginia Code § 6B-2-4(r). In accordance with West Virginia Code § 6B-2-4(q), the Commission imposes the following sanctions:

1. Emmett S. Pugh shall be, and hereby is, **PUBLICLY REPIMANDED**;
2. Emmett S. Pugh shall divest himself of all of his ownership interest in ATV at the Rock, Inc.;
3. Emmett S. Pugh shall pay of seven thousand dollars (\$7,000) as reimbursement for the actual costs of the investigation of the above-captioned complaints, payable to the West Virginia Ethics Commission, in twenty (20) equal monthly payments of Three Hundred Fifty dollars (\$350.00) each, beginning 30 days after the entry of the Order approving this Conciliation Agreement;
4. Emmett S. Pugh shall not to hold public office or employment, including appointment to public boards or commissions that are subject to the oversight and purview of the Ethics Commission, regardless of compensation, for five (5) years, beginning January 1, 2014; and

5. Emmett S. Pugh shall review and/or propose, if necessary, new City policies, with the approval of the Beckley Common Council and in compliance with the West Virginia Ethics Act, relating to: the use of public resources in private paving projects; private use of public vehicles; acceptance of gifts from individuals or entities that are doing, or seeking to do, business with the City; and prohibition of public employees and officials from having a financial interest in a City-financed and/or -authorized project.

Date 6-6-2013



R. Kemp Morton, Chairperson
W. Va. Ethics Commission