

ALASKA PUBLIC OFFICES COMMISSION  
MINUTES  
REGULAR COMMISSION MEETING  
SEPTEMBER 15, 2011

A regular meeting of the Alaska Public Offices Commission came to order at 8:30 a.m. on Thursday, September 15, 2011. The meeting was held at the Anchorage APOC office at 2221 E. Northern Lights Blvd., Room 128, Anchorage, Alaska.

Brackets [] indicate an agenda item number and that an information packet is included in the meeting binder. Asterisks \* indicate that no information was included in the meeting binder.

**In Attendance:**

**Commission:**

Elizabeth Hickerson - Chair  
Kathleen King – Vice-Chair  
Shirley Dean – Commissioner  
Kenneth Kirk – Commissioner – (Telephonically p.m.)

**Staff:**

Paul Dauphinais - Executive Director  
Jerry Anderson – Assistant Director  
Joan Mize – Project Coordinator II Juneau Office  
Vullnet Greva – Associate Attorney II  
Martha Tansik – Associate Attorney II  
Kim Wilson – Associate Attorney I  
Heather Hebdon – Paralegal II  
Amanda McDonald – Paralegal I  
Reuben Yerkes- Law Office Assistant I Juneau Office  
(Telephonically)  
Maria Bulfa – Law Office Assistant II  
Ramona Nicori – Law Office Assistant I

**Attendees:**

Christopher Kennedy, Administrative Law Judge, Dept. of OAH-  
Office of Administrative Hearing 11-09-CD  
John Ptacin – APOC staff attorney, Asst. Attorney General, Dept.  
of Law  
Scott Kendall – Respondent’s attorney, Robert Gillam and RBG  
Bush Planes -11-09-CD  
J.L McCarrey – Respondent’s attorney, McKinley Capital  
Management -11-09-CD  
Niesje J. Steinkruger, Retired Senior Judge and Pro-Tem Judge,  
Requestor of AO 11-13-POFD  
George Cole – Requestor of AO 11-08-CD, Petersburg Borough  
Election

**ON RECORD 8:30 a.m.**

Christopher Kennedy, Administrative Law Judge presided in the hearing on the following matter.

**APOC v. Robert B. Gillam, McKinley Capital, RBG Bush Planes, NANA Kalmakoff and Michelle Ravenmoon, 11-09-CD [12]**

- Scott Kendall – Respondent’s attorney, Robert Gillam-11-09-CD, appeared in-person and gave statement on dispositive motions before the Commission.
- J.L McCarrey – Respondent’s attorney, McKinley Capital-11-09-CD, appeared in-person and gave statement on dispositive motions before the Commission.
- John Ptacin – APOC staff attorney, Asst. Attorney General, Dept. of Law, appeared in-person and gave statement on dispositive motions before the Commission.

**The Commission took the matter under consideration for later deliberations.**

**Advisory Opinion Request, Robert B. Gillam, 11-09-CD [18]**

Presented by Vullnet Greva, APOC staff

Scott Kendall – Requestor’s attorney, Robert Gillam-11-09-CD, appeared in-person and gave brief statement.

**Commissioner Dean moved to approve the staff draft advisory opinion.**

**Commissioner Kirk seconded the motion.**

**The Commission voted 4-0 in favor of the motion.**

**OFF RECORD 9:35 a.m.**

**Break/Deliberation**

**ON RECORD 9:54 a.m.**

**Kenneth Kirk, POFD Supplemental to Request for an Exemption, Cont.[3]**

**Commissioner Kirk did not participate as a Commissioner.**

After the deliberation the Commission and John Ptacin, Asst. Attorney General have additional questions pertaining the supplemental information provided by Mr. Kirk which was presented from the September 14, 2011 Commission meeting.

Mr. Kirk informed the Commission and staff, that he will request additional information through Alaska Bar Association, and will provide the information within 30 days.

**Brief on Administrative Hearing Officer Code of Ethics [21]**

Presented by John Ptacin, Asst. Attorney General, Dept. of Law and Christopher Kennedy, ALJ, Office of Administrative Hearing – OAH on behalf of Terry Thurbon, Chief ALJ, Office of Administrative Hearing - OAH

**Advisory Opinion Request, Niesje J. Steinkruger, 11-13-POFD [16]**

Presented by Martha Tansik, APOC staff

Niesje J. Steinkruger, Judge Pro-Tem appeared telephonically and gave a brief statement.

**Commissioner Dean moved to accept staff recommendation.**

**Commissioner King seconded the motion.**

**The Commission voted 4-0 in favor of the motion.**

**Commissioner King moved to go on executive session to discuss personnel matters and to discuss pending litigation with the Commission attorney.**

**Commissioner Dean seconded the motion.**

**The Commission voted 4-0 in favor of the motion.**

**OFF RECORD 10:25 a.m.**

**Executive Session**

**ON RECORD 11:25 a.m.**

**Independent Expenditure Registration Form 15-6 [19]**

Presented by Paul Dauphinais, APOC Executive Director

**Commissioner Dean moved to approve Form 15-6 as presented.**

**Commissioner Kirk seconded the motion.**

**The Commission voted 4-0 in favor of the motion.**

**Advisory Opinion Request, Bob Lynn, 11-14-CD [20]**

Presented by Martha Tansik, APOC staff

**Commissioner Dean moved to approve the staff draft advisory opinion.**

**Commissioner Kirk seconded the motion.**

**The Commission voted 4-0 in favor of the motion.**

**OFF RECORD 11:30 a.m.**

**Lunch**

**ON RECORD 1:50 p.m.**

**Advisory Opinion Request, George Cole, Petersburg Boro. Election, 11-08-CD [20]**

Presented by Amanda McDonald and Vullnet Greva, APOC staff

George Cole, requestor appeared telephonically and gave brief statement.

**Commissioner Dean moved to approve the staff draft advisory opinion.**

**Commissioner Kirk seconded the motion.**

**The Commission voted 4-0 in favor of the motion.**

**Commissioner Dean moved to adjourn.**

**Commissioner King seconded the motion.**

**The Commission voted 4-0 in favor of the motion.**

**OFF RECORD**

**1:05 p.m.**