

STATE OF WISCONSIN **ETHICS BOARD**

PAPT	pt 11
RECEIVED	144
FEB 0 6 2001	•
BY:	

James R. Morgan Chairman Paul M. Holzem David L. McRoberts Joanne R. Orr Dorothy C. Johnson Gordon B. Baldwin On the capitol square at: 44 EAST MIFFLIN STREET, STE 601 MADISON, WISCONSIN 53703-2800 phone: 608/266-8123 fax: 608/264-9309 e-mail: ethics@ethics.state.wi.us web: http://ethics.state.wi.us

> Roth Judd Director

NOMINEE:

J. Frederic "Fritz" Ruf

POSITION:

Executive Director,

Wisconsin Housing and Economic Development Authority

STATUTORY REFERENCE:

234.02 Wisconsin housing and economic development authority: creation; membership; appointment and tenure; meetings; officers. * * *

(3) * * * The governor shall nominate, and with the advice and consent of the senate appoint, the executive director of the authority to serve a 2-year term. The authority shall employ the executive director so appointed * * except that s. 230.40 shall apply * * *

230.40 Political activities; public office. (1) No person holding a position in the classified civil service may directly or indirectly solicit or receive subscriptions or contributions for any partisan political party or any political purpose while on state time or engaged in official duties as an employe. No person may orally solicit or by letter transmit any solicitation to a state office or be in any manner concerned in soliciting any assistance, subscription, or support for any partisan political party or purpose from any person holding any position in the classified civil service while on state time or engaged in official duties as an employe. No person holding any position in the classified civil service may during the hours when on duty engage in any form of political activity calculated to favor or improve the chances of any political party or any person seeking or attempting to hold partisan political office, nor engage in any political activity when not on duty to such an extent that the person's efficiency during working hours will be impaired or that he or she will be tardy or absent from work. Any violation of this section is adequate grounds for dismissal *

2/5/01 cm

SENATE COMMITTEE ON UNIVERSITIES, HOUSING, AND GOVERNMENT OPERATIONS: Senators M. Meyer (Chair), Moore, Grobschmidt, Hansen, Ellis, Huelsman, and Zien.

Statement of Economic Interests Filed in 2001 for colendar year 2000

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Eth 1B. For use in 2001 (Rev. 11/00)

Report 2001 J. Frederic RUF Name of Security	Type of Security	Value -50,000	Value +50,000
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RECEIVED

JAN 1 7 2001

BY:

Governor State of Wisconsin

January 12, 2001

To the Honorable Members of the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do reappoint J. Frederic "Fritz" Ruf to the Wisconsin Housing and Economic Development Authority effective January 12, 2001, pursuant to the statute governing, to serve a term to expire February 1, 2001 and a full two year term to expire February 1, 2003.

Mr. Ruf will be available to the Senate for hearings and my staff will assist in any way they can.

Respectfully submitted,

TOMMY G. THOMPSON

Governor

TGT/nkw



Governor State of Wisconsin

January 12, 2001

J. Frederic "Fritz" Ruf Wisconsin Housing and Economic Development Authority 1 S. Pinckney Street, Suite 500

Madison, WI 53703

Dear Mr. Ruf:

This letter is to confirm your nomination as the Wisconsin Housing and Economic Development Authority effective January 12, 2001 to serve a term to expire February 1, 2001 and a full two year term to expire February 1, 2003.

This nomination requires Senate confirmation and I have forwarded the necessary information to the Senate Chief Clerk so a hearing can be scheduled.

I am pleased that you have agreed to take on this task. I know you will do a superb job.

My very best to you and my thanks for the commitment you are making.

Sincerely

TOMMY G. THOMPSON

Governor

TGT/nkw



Governor State of Wisconsin

GOVERNOR'S APPOINTMENT

NAME/MAILING ADDRESS:

J. Frederic "Fritz" Ruf

Wisconsin Housing and Economic Development Authority

1 S. Pinckney Street, Suite 500

Madison, WI 53703

E-MAIL ADDRESS:

fritz.ruf@wheda.com

RESIDES IN:

Pewaukee

TELEPHONE:

608/266-2893 (W)

OCCUPATION:

Executive Director

Wisconsin Housing and Economic Development Authority

APPOINTED TO:

Wisconsin Housing and Economic Development Authority

(Executive Director)

TERM:

a term to expire February 1, 2001

and a full two year term to expire February 1, 2003

SUCCEEDS:

himself

SENATE CONFIRMATION:

required

DATE OF APPOINTMENT:

January 12, 2001

DATE OF NOMINATION:

January 12, 2001

COMPENSATION:

\$108,235 per annum

PERSONAL DATA SHEET

FRITZ RUF

W277 N2531 Rocky Point Road Pewaukee, Wisconsin 53072 414-691-1527

PERSONAL:

Born Madison, Wisconsin

May 9, 1937

Age 60

Married, Wife's Name - Sally; two grown children, John and Sarah

Health - Excellent

EDUCATION: Lawrence University, BS Degree-Political Science

University of Wisconsin Law School, JD Degree

CAREER

HISTORY:

1964-1969

Continental Illinois

Assistant Cashier, Commercial Lending Division

specializing in secured third party computer lease credits.

1969-1981

Marshall & Ilsley Bank

Vice President/Manager-Retail Banking Division. Also

handled state and national lobbying activities.

TYME Corporation

Founder/Director/President, Statewide EFT Network

1981-1985

RBP Chemical (Manufacturer of chemicals for the printing

industry and the printed circuit board industry.)

President/CO

1985-1991

First Interstate Bank

Chairman/Chief Executive Officer of First Interstate Banks of Wisconsin. Responsible for consolidation of all FI Wisconsin banking operations and all state and national lobbying activities for First Interstate Corporation of

Wisconsin.

Executive Vice President at First Interstate Bank of

Wisconsin.

1990 -

ACB Holding, Inc. - Chairman

Present

1991-1993 <u>State of Wisconsin - Department of Development</u>

Deputy Secretary

1993 - <u>Omnion Power Engineering Corporation</u> - Chairman

Present

1995 - <u>Wisconsin Housing and Economic Development Authority</u>

Present Executive Director

PROFESSIONAL ACTIVITIES:

Member - Various State Commissions and Legislative Study Groups

Lecturer - Business World and Consumer Banking School, The Executive Committee

Chairman - Lake Pewaukee Sanitary District

Past President - Lawrence University Alumnae Association

Trustee - Lawrence University

Past President - Pewaukee Yacht Club, Kettle Moraine Curling Club

Commodore - Inland Lake Yachting Association

Chairman - Town of Pewaukee Zoning Appeals Board

Member - Wisconsin Waterways Commission, Wisconsin Main Street, Wisconsin Development Fund Board, Wisconsin Aeronautics Commission, American Children's Theater

Board Member - Tyme Corporation, Casper Corporation, AC Battery Corporation, Omnion Power Engineering Corporation

Frequent Speaker on Retail Banking, Electronic Fund Transfer, Legislative and General Banking Management, Business Management Systems and International Trade.



Governor State of Wisconsin



January 12, 2001

J. Frederic "Fritz" Ruf

Wisconsin Housing and Economic Development Authority

1 S. Pinckney Street, Suite 500

Madison, WI -53703-/

Dear Mr. Ruf:

This letter is to confirm your nomination as the Executive Director of the Wisconsin Housing and Economic Development Authority effective January 12, 2001 to serve a term to expire February 1, 2001 and a full two year term to expire February 1, 2003.

This nomination requires Senate confirmation and I have forwarded the necessary information to the Senate Chief Clerk so a hearing can be scheduled.

I am pleased you have agreed to take on this task. I know you will do a superb job.

My very best to you and my thanks for the commitment you are making.

Sincerely

TOMMY & THOMPSON

Governør

TGT/nkw

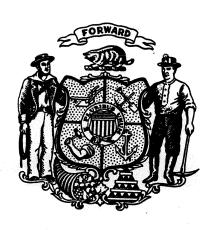
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SENATE HEARING SLIP (Please Print Plainly)

Speaking for information only; Neither for nor against:	Registering in Favor: but not speaking: Registering Against: but not speaking:	Speaking in Favor: Speaking Against:	Self (Representing)	Madison, WI 53703 (City and Zip Code)	1 S. Pinckney Street, Suite 500 (Street Address or Route Number)	J. Frederic "Fritz" Ruf (Name)	SUBJECT: Gubernatorial Appointment	BILL NO
		XXXXX			500		Appointment	25, 2001

Please return this slip to a messenger PROMPTLY

Senate Sergeant At Arms
P. O. Box 7882
State Capitol
Madison, WI 53707-7882



 \mathcal{END}



STATE OF WISCONSIN ETHICS BOARD

James R. Morgan Chairman Paul M. Holzem David L. McRoberts Joanne R. Orr Dorothy C. Johnson Gordon B. Baldwin On the capitol square at: 44 EAST MIFFLIN STREET, STE 601 MADISON, WISCONSIN 53703-2800 phone: 608/266-8123 fax: 608/264-9319 e-mail: ethics@ethics.state.wi.us web: http://ethics.state.wi.us

> Roth Judd Director

Memorandum

To:

Senator Mark Meyer, Chair

Senate Committee on Universities,

Housing and Government Operations

From:

Carol Wibralski

Program Coordinator

Date:

March 1, 2001

Re:

Enclosed confidential Statement of Economic Interests

We are conveying to you, and to you only, the Statement of Economic Interests of James A. Senty, a nominee for appointment to the Investment Board. You may distribute this information to members of the Senate Committee.

Although the Statutes require the Ethics Board to direct this Statement to the members of the senate committee to which the nomination has been referred, the Statement enjoys a degree of confidentiality.

I am enclosing copies of letters from the Attorney General that explain the Statement's confidentiality. Please append the accompanying notice to each copy of the Statement you prepare.

CC: Members, Senate Committee on Economic Universities, Housing and Government Operations Senate Chief Clerk, attention Donna Doyle James A. Senty Patricia Lipton



STATE OF WISCONSIN\ETHICS BOARD

NOTICE: Investment Board Statements of Economic Interests enjoy a degree of confidentiality

Although Statements of Economic Interests of members of the Investment Board in the possession of the Ethics Board are not open to public inspection, the Ethics Board must refer Statements of Investment Board nominees to the Senate. The Attorney General has stated that "On the one hand, statements of *nominees* to office are open to public inspection. On the other hand, the statements of *members* of the Investment Board are not open to public inspection. The Legislature has not specifically addressed the apparent paradox. If an Investment Board nominee's statement is open to public inspection, the subsequent confidentiality once the nominee becomes a member is of no avail. The Legislature may have thought that the nominees' financial status was of particular interest to the public, or it may have simply overlooked the conflict. In any event the question deserves legislative review." 68 OAG 378 (1979) and Letter of Attorney General James Doyle reaffirming the 1979 opinion.

Absent a clear direction from the Attorney General, the Ethics Board does not plan to permit public inspection of the accompanying Statement.

The Attorney General advises that "when the statement is in possession of the senate committee, . . . the extent of the confidentiality rests in the sound discretion of the senate committee."

Attachments: 68 Op. Att'y Gen. 379 (1979); Letter from Attorney General James E. Doyle to Senator Michael G. Ellis (undated)



STATE OF WISCONSIN **ETHICS BOARD**

James R. Morgan Chairman Paul M. Holzem David L. McRoberts Joanne R. Orr Dorothy C. Johnson Gordon B. Baldwin On the capitol square at:
44 EAST MIFFLIN STREET, STE 601
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phone: 608/266-8123
fax: 608/264-9309
e-mail: ethics@ethics.state.wi.us
web: http://ethics.state.wi.us

Roth Judd Director

NOMINEE:

James A. Senty

POSITION:

Member, State of Wisconsin Investment Board

(investment experience)

STATUTORY REFERENCE:

15.76 Investment board; creation. * * * The investment board shall consist of the following members:

(1) The secretary of administration, or the secretary's designee.

- (1r) One member appointed for a 6-year term, who is a representative of a local government that participates in the local government pooled-investment fund under s. 25.50. The member shall be employed by the local government in a finance position and have had at least 10 years of financial experience, but may not be an elected official, an employe of a county with a population greater than 450,000 or an employe of a city, town or village with a population greater than 150,000. If the member appointed under this subsection loses the status upon which the appointment was based, he or she shall cease to be a member of the investment board.
- (2) Five members appointed for staggered 6-year terms, 4 of whom shall have had at least 10 years' experience in making investments, but any person having a financial interest in or whose employer is primarily a dealer or broker in securities or mortgage or real estate investments is not eligible for appointment, and any member who acquires such an interest or accepts such appointment shall thereupon vacate his membership.

(3) Two participants in the Wisconsin retirement system * * * one of whom shall be a teacher participant appointed by the teacher retirement board and one of whom shall be a participant other than a teacher appointed by the Wisconsin retirement board.

3/1/01 cw

SENATE COMMITTEE ON UNIVERSITIES, HOUSING, AND GOVERNMENT OPERATIONS: Senators M. Meyer (Chair), Moore, Grobschmidt, Hansen, Ellis, Huelsman, and Zien.

Confidential Reports; Investment Board, Wisconsin; Section 19.43(3), Stats., requires that the Ethics Board forward copies of Investment Board nominees' statement of economic interests to members of the senate committee to which the nomination is referred.

The extent of confidentiality of such statements rests in the sound discretion of the senate committee. OAG 110-79

November 28, 1979.

R. Roth Judd, Executive Director Ethics Board

You request my opinion on six questions which relate to the degree of confidentiality which attaches to a statement of economic interests which is filed with the Ethics Board by a nominee for appointment to the Investment Board, pursuant to sec. 15.76(2), Stats. On August 9, 1979, Governor Dreyfus nominated Elmer Homburg for appointment to the Investment Board. Homberg has now been confirmed, but two other provisional appointments to vacant positions have been made by Governor Dreyfus and these appointees are awaiting Senate confirmation.

Six members of the Investment Board are "nominated by the governor, and with the advice and consent of the senate" are appointed for fixed terms. Secs. 15.07(1)(a) and 15.72, Stats. Section 15.76, Stats., provides that the Investment Board shall consist of seven members. One member is the secretary of the Department of Administration or his designee, and one is a member of the state teachers retirement system. Such members are nominated by the Governor from a panel. Four members are appointed pursuant to sec. 15.76(2), Stats., which provides:

Four members appointed for staggered 6-year terms, who shall have had at least 10 years' experience in making investments, but any person having a financial interest in or whose employer is primarily a dealer or broker in securities or mortgage or real estate investments is not eligible for appointment, and any member who acquires such an interest or accepts such appointment shall thereupon vacate his membership.

Sections 19.41-19.58, Stats., comprise the Code of Ethics for state public officials. Appointive members of the Investment Board are "official [s] required to file ... statement [s] of economic interests" by reason of secs. 19.42(10)(c), 19.43(1) and (2), Stats., and "quarterly report [s] of economic transactions" with the Ethics Board by reason of sec. 19.43(5), Stats. A nominee is required to file a statement of economic interests. Section 19.42(9), Stats., states that "[n] ominee' means any person who is nominated by the governor for

appointment to a state public office and whose nomination requires the advice and consent of the senate."

1. Must the Ethics Board forward copies of the nominee's Statement of Economic Interests to members of the committee of the senate to which the nomination is referred?

The answer is yes. Specific language in sec. 19.43, Stats., requires transmittal of the entire statement within a reasonable time after it is filed with the Ethics Board. Section 19.43(3), Stats., provides:

A nominee shall file a statement of economic interests with the board as per the date he or she was nominated within 21 days of being nominated unless the nominee has previously filed a statement of economic interests with the board during that year. Following the receipt of a nominee's statement of economic interests, the board shall forward copies of such statement to the members of the committee of the senate to which the nomination is referred.

2. Is the nominee's Statement of Economic Interests in the Ethics Board's possession open to public inspection?

Section 19.55(1) and (2)(c), Stats., provides:

- (1) Except as provided in sub. (2), all records in the possession of the board are open to public inspection at all reasonable times. ...
- (2) Notwithstanding s. 19.21, the following records in the board's possession are not open for public inspection:
- (c) Statements of economic interests and reports of economic transactions which are filed with the ethics board by members or employes of the investment board, except that the ethics board shall refer statements and reports filed by such persons to the legislative audit bureau for its review, and except that a statement of economic interests filed by a member or employe of the investment board who is also an official required to file shall be open to public inspection.

The Legislature clearly has provided that the statements of members are not open to public inspection. Under sec. 17.20(2), Stats., "a

provisional appointee may exercise all of the powers and duties of the office to which such person is appointed during the time in which the appointee qualifies." It is my opinion that a provisional appointee is a "member of the investment board" as that term is used in sec. 19.55(2)(c), Stats., and that his/her statement of economic interests is therefore not open to public inspection. It also follows, in my opinion, that the member's statement is not open to public inspection even if he is a nominee.

It cannot be argued that member-nominees' statements are open to public inspection by reason of the provision in sec. 19.55(2)(c), Stats., that statements of "an official required to file shall be open to public inspection." Undoubtedly, Investment Board members are public officials, but within this subsection the word "official" relates only to those members who sit on the Investment Board because of their official status in another capacity. Otherwise, the general exception for Investment Board members would be repealed by construction.

It is unlikely that you will confront the situation of a nominee who is not a member. A provisional appointment is possible whenever there is a vacancy. Sec. 17.20(2), Stats. While the expiration of a term does not create a vacancy under sec. 17.03, Stats., the Governor's office has been following a practice of obtaining resignations from holdovers so a provisional appointment can be made under sec. 17.20(2), Stats. It is important to recognize that a nomination can be made at a time prior to the expiration of a term in order to secure Senate consideration and approval in a timely fashion. Such a nomination is not a provisional appointment and a nominee to the Investment Board would not be a "member." Under these circumstances the question arises whether such nonmember nominees' statement of economic interests is open to inspection. Because the law is confused on this point and because all current nominees are also provisional appointees and it is likely that future nominees will be appointed to provisional appointments, I decline to answer this question at this

I urge the Legislature to consider this question. Current law is in conflict. On the one hand, the statements of nominees to office are open to public inspection. On the other hand, the statements of members of the Investment Board are not open to public inspection. The Legislature has not specifically addressed the apparent paradox. If an

Investment Board nominee's statement is open to public inspection, the subsequent confidentiality once the nominee becomes a member is of no avail. The Legislature may have thought that the nominees' financial status was of particular interest to the public, or it may have simply overlooked the conflict. In any event the question deserves legislative review.

3. If the nominee's Statement of Economic Interests in the Ethics Board's possession is open to public inspection, does it remain open to public inspection following the nominee's qualification and appointment to office?

This question need not be answered because of my answer to the previous question.

4. If the nominee's Statement of Economic Interests in the Ethics Board's possession is not open to public inspection but the Ethics Board must refer copies of the Statement to members of the senate committee to which the nomination is referred, what degree of confidentiality, if any, attaches to copies of Statements referred to senators under sec. 19.43(3), Stats.?

In my opinion a measure of confidentiality attaches to the statement of economic interests of an Investment Board member-nominee when the statement is in the possession of the senate committee, but the extent of that confidentiality rests in the sound discretion of the senate committee.

It is clear that no statute imposes a confidentiality requirement on the statement when it is in the possession of the senate committee. Moreover, any mandated confidentiality would require specific legislation to that effect inasmuch as the important work of senate committees in determining whether to consent to a nomination often requires far-reaching discussion and deliberation by the senators.

Nevertheless, in my opinion there is a sufficiently stated legislative intent that the senate committee should exercise sound discretion before making such statements public. The Legislature already has determined that statements of nominees who are members of the Investment Board are not open to public inspection, albeit while in the possession of the Ethics Board. Senate committees should look to this overall legislative policy determination in the case of Investment Board nominees and weigh it against the need for disclosure in the

responsible discharge of senate committee responsibility. Cf. OAG 74-78.

- 5. [I] n the event a member of the Investment Board is nominated for reappointment may the Ethics Board refer the Statement of Economic Interests most recently filed by the member-nominee to the senate committee to which the nomination is referred; and if so, what degree of confidentiality, if any, attaches to the Statements of Economic Interests when in the senators' possession?
- 6. Would your replies to any of the foregoing questions differ if, subsequent to the nomination but prior to the Statements being filed with the Ethics Board, the nominee is provisionally appointed to the office for which nominated under sec. 17.20(2), Stats., and qualifies?

I believe these questions are answered by the foregoing discussion. The Ethics Board is required to refer to the senate committee the statement of economic interests of all Investment Board nominees, including those who presently are members. The extent of confidentiality rests in the sound discretion of the senate committee.

BCL:CDH



STATE OF WISCONSIN DEPARTMENT OF JUSTICE

To: R. Judd

JAMES E. DOYLE
ATTORNEY GENERAL
Burneatta L. Bridge
Deputy Attorney General

114 East, State Capitol P.O. Box 7857 Madison, WI 53707-7857 608/266-1221

The Honorable Michael G. Ellis Chairperson Senate Committee on Organization 210 South, State Capitol Madison, Wisconsin 53702

Dear Senator Ellis:

The Senate Committee on Organization requests my opinion on whether copies of State Investment Board nominees' statements of economic interests sent to members of the Senate committee to which the nomination is referred are confidential. Section 19.55(2)(c), Stats., provides that statements of economic interests filed with the Ethics Board by members and employes of the Investment Board are confidential. Section 19.43(3), Stats., requires the Ethics Board to submit the economic interests statement of an Investment Board nominee to the members of the Senate committee to which the nomination is referred. The Wisconsin Statutes do not address the status of the economic interests statements while they are in the possession of the Senate committee or its members.

One of my predecessors discussed this issue in an opinion published at 68 Op. Att'y Gen. 379 (1979). That opinion concluded that although section 19.55, Stats., provided that statements of economic interests of members and employes of the Investment Board filed with the Ethics Board were not open for public inspection, "[i]t is clear that no statute imposes a confidentiality requirement on the statement when it is in the possession of the senate committee." 68 Op. Att'y Gen. at 382.

The opinion noted that:

On the one hand, the statements of nominees to office are open to public inspection. On the other hand, the statements of members of the Investment Board are not open to public inspection. The Legislature has not specifically addressed the apparent paradox. . . In any event the question deserves legislative review.

68 Op. Att'y Gen. at 381-82.

The opinion concluded that a measure of confidentiality attached to the statements of economic interests "but the extent of that confidentiality rests in the sound discretion of the senate committee." 68 Op. Att'y Gen. at 382.

The Honorable Michael G. Ellis Page 2

1981 Assembly Bill 66, the executive budget bill, would have amended section 19.55(2)(c) to provide that statements of economic interests filed by nominees to the Investment Board were not open to public inspection. The Legislature deleted this provision from the budget bill. The statute, therefore, has not been changed since this office's November 28, 1979, opinion.

I cannot disagree with the opinion's ultimate conclusion that the extent of the confidentiality of the statements of economic interests rests in the sound discretion of the senate committee and its members. That conclusion is correct because, absent a specific statute requiring confidentiality, the custodian of a record must decide whether the harm done to the public interest in providing access outweighs the public interest in providing access. Hathaway v. Green Bay School Dist., 116 Wis. 2d 388, 396, 342 N.W.2d 682 (1984). That balancing of interests involves the exercise of discretion.

In <u>Firemen's Ins. Co. v. Washburn County</u>, 2 Wis. 2d 214, 223, 85 N.W.2d 840 (1957), the court held that when the Legislature amended a statute which had been interpreted by the supreme court and did not change the court's interpretation of that statute, judicial self-restraint required the supreme court not to overrule its earlier decisions even though the court no longer agreed with those decisions. See also State ex rel. North v. Goetz, 116 Wis. 2d 239, 342 N.W.2d 747 (Ct. App. 1983) (attorney general's opinion has considerable weight if the Legislature amends and revises the statute but makes no changes in response to the opinion).

Because I do not disagree with the ultimate conclusion of 68 Op. Att'y Gen. 379 (1979) and because the Legislature has neither amended the statutes nor otherwise evidenced its disagreement with that opinion, I agree with my predecessor's conclusion that the extent of confidentiality of these statements of economic interests rests in the sound discretion of the senate committee.

Sincerely,

fames E. Doyle | Attorney General

JED:AL:dj

at\R11ia C95050502



STATE OF WISCONSIN DEPARTMENT OF JUSTICE

To: R. Judd

JAMES E. DOYLE
ATTORNEY GENERAL
Burneatta L. Bridge
Deputy Attorney General

114 Esst, State Capitol P.O. Box 7857 Madison, WI 53707-7857 608/266-1221

The Honorable Michael G. Ellis Chairperson Senate Committee on Organization 210 South, State Capital Madison, Wisconsin 53702

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The Honorable Michael G. Ellis Page 2

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Because I do not disagree with the ultimate conclusion of 68 Op. Att'y Gen. 379 (1979) and because the Legislature has neither amended the statutes nor otherwise evidenced its disagreement with that opinion, I agree with my predecessor's conclusion that the extent of confidentiality of these statements of economic interests rests in the sound discretion of the senate committee.

Sincerely,

fames E. Doyle (Actorney General

JED:AL:dj

at\R11ia C95050502

Closed to Public Inspection

Mail or fax to: Wisconsin Ethics Board, 44 E. Mifflin St., Suite 601, Madison, WI 53703-2800; Fax: (608) 264-9319

Statement of Economic Interests

Filed in 2001 for calendar year 2000

Name:

Senty, James A.

State

Investment Board

position: (held or sought)

Member



→→→ SEE INSTRUCTIONS FOR EXPLANATION AND EXCEPTIONS. ←←←

•Questions about completing this form? Call (608) 266-8115 •Other inquiries (608) 266-8123 •Attach additional pages as needed

Part A As of December 31, 2000

 List STOCKS, BONDS, limited partnerships, Wisconsin governmental securities, and mutual and money market funds you or your family held (minimum \$5,000).

		Type of security - "✓" one					Amount - "✓" one		
Name of security	stock/ option/ futures	bond	limited partnership	Wisconsin governmental security	mutual or money mkt fund	\$50,000 or less	More than \$50,000		
SEE ATTACHMENT #1									

2. List BUSINESSES and INCOME-PRODUCING REAL ESTATE in which you or your family had a 10% or greater ownership interest.

Name of business (if any) or business activity, or address of real estate	Municipality	State	If real estate, list County	Describe nature of business
SEE ATTACHMENT #2				
			Note that the second se	

a) For each general partnership or non-Wisconsin entity, list the GENERAL PARTNERS or the OFFICERS and DIRECTORS.

Business	Partners, or officers and directors			
		, , , , , , , , , , , , , , , , , , ,		
SEE ATTACHMENT #3				

b) For each enterprise that is an unincorporated business, a subchapter S corporation, a service corporation (SC), a limited liability company (LLC), a partnership, or income-producing real estate, list COMMERCIAL CUSTOMERS, CLIENTS, and TENANTS, and lobbyists that paid the enterprise \$1,000 or more in calendar year 2000.

Commercial customer, client, tenant, or lobbyist	City	State
SEE ATTACHMENT #4		

3. List the specific location of WISCONSIN REAL ESTATE in which you or your family had an interest (except your principal residence and real estate whose location you listed in item 2)

Loca	NATURE OF INTEREST (own, lease, option,		
Street address or fire number	Municipality	County	easement, land contract)
SEE ATTACHMENT #5			

4. List ORGANIZATIONS of which you Business or organization	or a fami	ly membe Cit		OFFICE State	R or DI		osition	· ·
SEE ATTACHMENT #6					-			
5. List ORGANIZATIONS THAT AUTHO dealings with others as an attorney- Business or organization							ss listed in i	
							City	State
NONE								
6. List CREDITORS to which you or you	ur family o	<u>owed \$5,0</u>	000 or m	ore.		· T	1 *2	/* one
Creditor				City	-	State	\$50,000 or less	More than \$50,000
SEE ATTACHMENT #7						·		
				•				
7. Changes to reportable interests this	year. Se	e Instruc	tions.			e de la companya de l		₹.
Part B					For	calenc	lar year	2000
B. List your and your family's EMPLOY	ERS (\$1,0	00 or mo	re of inco	me).				
Name of employer (If State of Wisconsin, identify agency or institution	on)	City	State		Nature	of employer	's business	
SEE ATTACHMENT #8		•						
List OTHER SOURCES from which you source of income	ou or you	r family re	eceived I	NCOME	of \$1,00		city	State
							Oity -	- CMX
SEE ATTACHMENT #9							18 18 1	Wind
0. List individuals and organizations tha	at provide	ed <i>you</i> wil	th ENTER	RTAINME	NT or C	SIFTS (mo	re than \$50	0).
Name of provider				· ·	·	1	City	State
SEE ATTACHMENT #10								
List sources of HONORARIA and pay \$50) not previously reported to the E			S related	to <i>your</i>	state g	overnmen	t duties (m	ore than
Payer	Approx value of ex		Amou		С	ircumstance	s of receipt	
NONE								
have read the accompanying instructions a nterests is true, complete, and correct to the lank, I have done so intentionally becau	e best of m	ny knowled	dae. inforr	nation. ar	d in this nd belief	Statement . If any pa	of Econom art has bee	ic en left
James of Sharmon filing		2-26-01 ate				08-781-101		
he information sought in this form is required by §§19.	.43 and 19.4	4, Wisconsir	Statutes.	Failure to fi	e a comp	time phone	ay result in a f	orfeiture of
p to \$500. Statements of Economic Interests are op- kamines your Statement. In accordance with §15.04(cely to be used for purposes other than those for which	1)(m), Wisco	onsin Statute				o personally i		

Eth 1B. For use in 2001 (Rev. 11/00)

Attachment #1

Part A, #1 STOCKS, BONDS

		Less Than \$50,000	More Than \$50,000
X Cel Energy, Inc. Western Gas Resources, T. Rowe Price - Spectr Intern Vangaard Capitol Oppor Vangaard IRA-SEP 500 I	Inc. Stock um Fund ational Fund tunity Fund	X X X X X X X X X X	X X
ENRON Corp.	Stock	X	
Park Bank-Madison Park Bank-Madison North Central Trust North Central Trust	IRA-CD Money Mkt. Fund Money Mkt. 401(k) Mutual Fund 401(k)	X	X X X
Phillips Petroleum	Stock	x	
US BancorpIRA Fortis Fund-Capital First America Fund-I AXA Financial -Stock Sanders Valve Corp. US Bancorp. Ulyses Net Solutions,	Eq. Income CL-B Stock Stock	X X X X X X	

Attachment #2

Part A, #2, BUSINESSES and INCOME-PRODUCING REAL ESTATE

Name of Business	Municipality	<u>State</u>	County	<u>Nature</u>
Midwest Bottle Gas Co.	La Crosse	WI	La Crosse	Retail Propane
Dawson Oil Company	Minneapolis	MN	Hennepin	Wholesale Propane
Olson's LP Gas	Blair	WI	Trempealeau	Retail Propane
Hiawatha Valley Gas	Winona	MN	Winona	Retail Propane
Midwest Bottle Gas of				
Minnesota	Caledonia	MN	Houston	Retail Propane
Tomah LP Gas Co.	Tomah	WI	Monroe	Retail Propane
Tru-Gas of Florida	Melbourne	${ t FL}$	Brevard	Retail Propane
Senty Bros. Farms	La Crosse	WI	La Crosse	Rental Farms
Senty Bros. Apartments	La Crosse	WI	La Crosse	Rental Apartments
Jim Senty Farms	Trempealeau	WI	Trempealeau	
Jim Senty Apartments	La Crosse	WI	La Crosse	Rental Apartments
Valley View Associates	La Crosse	WI	La Crosse	Rental Apt.& Office
Valley View Four	La Crosse	WI	La Crosse	Rental Apartments
Valley View Four LLC	La Crosse	WI	La Crosse	Rental Real Estate
Coulee Region Acres, Inc.	La Crosse	WI	La Crosse	Rental Real Estate
Coachlite Estates, Inc.	La Crosse	WI	La Crosse	Rental Real Estate
Midwest Natural Gas, Inc.	La Crosse	WI	La Crosse	Utility
Park Development Assoc.	Madison	WI	Dane	Rental Real Estate
Park Bank	Madison	WI	Dane	Commercial Bank
Deerfield Bank	Deerfield	WI	Dane	Commercial Bank
Midwestern National Inc.				
Corp.	Onalaska	WI	La Crosse	Insurance
Consolidated Midwest, Inc.	La Crosse	WI	La Crosse	Holding Company
Deerfield Financial	Deerfield	WI	Dane	Holding Company
Park Bankcorportion	Madison	WI	,	Holding Company

Attachment #3

Part A, #2 (a) GENERAL PARTNERS - OFFICERS AND DIRECTORS

 Hiawatha Valley Gas Co. Midwest Bottle Gas Company of Minnesota Tru-Gas of Florida, Inc.

Officers: James A. Senty, President

John L. Senty, Vice President and Secretary

Richard A. Linton, Treasurer

Vona J. Hiser, Assistant Secretary

Directors: James A. Senty
John L. Senty

2) Senty Bros. Farms
Senty Bros Apartments

Partners: James A. Senty

John L. Senty

3) Valley View Associates, Partnership

Partners: Bernard Pralle

Lester Pralle Deak Swanson James Senty Paul Senty

4) Valley View Four, Partnership

Partners: James and Catherine Senty

Paul Senty

James and Amy Hegenbarth

5) Park Development Associates

Partners: James Senty

Ron Houser Robert Gorsuch

Attachment #4

Part A, #2, (b) COMMERCIAL CUSTOMERS, CLIENTS AND TENANTS

To list each tenant or customer that paid over \$1,000.00 or more in rents or related items would be a list of over 700 names of people or businesses. Isn't there a better way? This seems impractical.

There were no lobbyists fees.

Please see anendment rec'd 3/1/0/jp.

Attachment #5

Part A, #3, WISCONSIN REAL ESTATE

Street Address	Municipality		County	Nature
8001 Excelsior 1281/1283 Rudy St. 1288 Rudy St. 542 Braund St. 546 Braund St. 611 Shay St. R#2 Bessie Lane R#2 Swede Valley Rd. 3600 STH 157 9556 East 16 Frontage Rd North Ave. 1142 West View Rd. 500 Arthur St. R#3 Wiersgalla Rd. 8800 Hwy. 47E N5750 State Rd. 35 W5655 STH 33 W5139 S. Kinney Rd. 1521 West Ave. So.	Middleton Onalaska Onalaska Onalaska Onalaska Somerset Independence Independence La Crosse Onalaska Tomah Viroqua Tomah Independence Minocqua Onalaska La Crosse Onalaska La Crosse	WI WI WI WI WI WI WI WI WI WI	Dane La Crosse La Crosse La Crosse La Crosse St. Croix Trempealeau Trempealeau La Crosse Monroe Vernon Monroe Trempealeau Vilas La Crosse	Own Partner Partner Partner Partner Partner Partner Partner Own Own Partner Partner Own Own Own Own Own Own Own Own
	Melbourne	FL	Brevard	Own Own

Attachment #6

Part A, #4, ORGANIZATIONS - OFFICERS OR DIRECTORS

<u>Organization</u>	City	<u>State</u>	<u>Position</u>
Western Gas Resources, Inc.	Denver	СО	Director
Park Bank	Madison	WI	Chairman and Director
Park Bank Corp.	Madison	WI	Chairman and Director
Deerfield Financial	Deerfield	WI	Chairman and Director
Consolidated Midwest, Inc.	La Crosse	WI	Chairman and Director
Midwest Bottle Gas Co.	La Crosse	WI	Chairman and Director
Tru-Gas of Florida, Inc.	Melbourne	FL	President and Director
Midwest Natural Gas, Inc.	La Crosse	WI	President and Director
Coachlite Estates, Inc.	La Crosse	WI	President and Director
Coulee Region Acres, Inc.	Onalaska	WI	President and Director
Midwestern National, Inc.	Onalaska	WI	Vice President & Director
Midwest Security Life, Inc.	Onalaska	WI	Vice President & Director
Viterbo College	La Crosse	WI	Trustee

Attachment #7

Part A, #6, CREDITORS

La Salle Bank US Bank Winneapolis MN Viroqua State Bank Pigeon Falls WI Arcadia State Bank Parkston State Coulee Region State Bank Park Bank Madison Madison Minneapolis MN X X X X X X X X X X X X X X X X X X X	Creditor	City	<u>State</u>	Less Than <u>\$50,000</u>	More Than \$50,000
	US Bank Viroqua State Bank Pigeon Falls State Bank Arcadia State Bank Parkston State Coulee Region State Bank Park Bank M & I Bank State Bank of Alma First Federal S & L	Minneapolis Viroqua Pigeon Falls Arcadia Parkston Madison Madison Alma La Crosse	MN WI WI SD WI WI WI WI WI		X X X X X X

Attachment #8

Part B, #8 EMPLOYERS

Name of Employer	City	<u>State</u>	Nature of Business
Midwest Bottle Gas Co.	La Crosse	WI	Retail Propane
Midwest Natural Gas, Inc.	La Crosse	WI	Utility
Park Bank	Madison	WI	Bank
Park Bank Corp.	Madison	WI	Holding Company
Deerfield Financial	Deerfield	WI	Holding Company
Coachlite Estates, Inc.	La Crosse	WI	Real Estate
Coulee Region Acres, Inc.	Onalaska	WI	Real Estate
Valley View Four, Ptn	Onalaska	WI	Real Estate
Valley View Four LLC	La Crosse	WI	Real Estate
Western Gas Resources, Inc.	Denver	CO	Oil and Gas
Midwestern National Insurance	Onalaska	WI	Insurance
Star Gas, LP	Stamford	CT	Retail Fuels

Attachment #9

Part B, #9 INCOME

Name of Employer	City	<u>State</u>	Nature of Business
Midwest Bottle Gas Co.	La Crosse	WI	Retail Propane
Midwest Natural Gas, Inc.	La Crosse	WI	Utility
Park Bank	Madison	WI	Bank
Park Bank Corp.	Madison	WI	Holding Company
Deerfield Financial	Deerfield	WI	Holding Company
Coachlite Estates, Inc.	La Crosse	WI	Real Estate
Coulee Region Acres, Inc.	Onalaska	WI	Real Estate
Valley View Four, Ptn	Onalaska	WI	Real Estate
Valley View Four LLC	La Crosse	WI	Real Estate
Western Gas Resources, Inc.	Denver	co	Oil and Gas
Midwestern National Insurance	Onalaska	WI	Insurance
Star Gas, LP	Stamford	CT	Retail Fuels

Attachment #10

Part B, #10 ENTERTAINMENT OR GIFTS

<u>Organization</u>	<u>City</u>	<u>State</u>
Enron Corp. U.S. Energy Corp La Salle Bank US Bank Amoco Oil Co.	Houston Minneapolis Chicago Minneapolis Houston	TX MN IL MN TX

2-28-01

JAMES A. SENTY

MAR 1 2001

STATE ETHICS BOARD

Attachment #2 - Continued Part A, #2

Valley View Four Partnership

Park Bank
Bear Insurance
Buttonwood Partnership, LLP
Sprain & Associates
Custom Support Systems
Andrew Dejno Farms

Madison, WI Madison, WI Madison, WI Madison, WI Madison, WI Independence, WI

Valley Four, LLC

Midwest Natural Gas, Inc. Walter Kulig Jake Schlesser

Whitehall, WI Independence, WI Independence, WI

Park Development Assoc.

Park Bank

Madison, WI

Senty Bros. Farms

Willard Conrad Farms Jake Schlesser Lloyds Bait Shop

Parkston, SD Independence, WI Independence, WI

Jim Senty Farms

Walter Kulig Jake Schlesser

Independence, WI Independence, WI

Valley View Associates

Envirogen Co.
Dr. David Amundson, Dentist
American Cancer Society
Van Marten & Associates
Engelson & Associates

Onalaska, WI Onalaska, WI Onalaska, WI Onalaska, WI Onalaska, WI

Liberty Mutual Insurance Quality Resource Group State Farm Insurance Weight Watchers. Inc. Reliance Electric Co.

Onalaska, WI Onalaska, WI Onalaska, WI Onalaska, WI

Onalaska, WI





Governor State of Wisconsin

January 25, 2001

To the Honorable Members of the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint James A. Senty to the State of Wisconsin Investment Board effective January 25, 2001, pursuant to the statute governing, to serve an interim term to expire May 1, 2005.

Mr. Senty will be available to the Senate for hearings and my staff will assist in any way they can.

Respectfully submitted,

TOMMY G. THOMPSON

Governor

TGT/nkw

Governor State of Wisconsin

January 25, 2001

James A. Senty Midwest Gas Companies, Inc. 3600 STH 157, P.O. Box 429

La Crosse, WI 54602

This letter is to confirm your nomination to the State of Wisconsin Investment Board effective January 25, 2001 to serve an interim term to expire May 1, 2005.

This nomination requires Senate confirmation and I have forwarded the necessary information to the Senate Chief Clerk so a hearing can be scheduled.

I am pleased you have agreed to take on this task, with your proven skills and dedication, I know you will do a superb job.

Sincerely,

TOMMY G. THOMPSON

Governorz

TG7/nkw



Governor State of Wisconsin

GOVERNOR'S APPOINTMENT

NAME/MAILING ADDRESS: James A. Senty

Midwest Gas Companies, Inc. 3600 STH 157, P.O. Box 429

La Crosse, WI 54602

E-MAIL ADDRESS: none

RESIDES IN: La Crosse

TELEPHONE: 608/781-1010 (W)

608/788-6884 (H)

OCCUPATION: President

Midwest Gas Companies, Inc.

APPOINTED TO: State of Wisconsin Investment Board

(investment experience)

TERM: an interim term to expire May 1, 2005

SUCCEEDS: vacancy (A. Nicholas)

SENATE CONFIRMATION: required

DATE OF APPOINTMENT: January 25, 2001

DATE OF NOMINATION: January 25, 2001

COMPENSATION: \$50 per diem, plus expenses

-88T TT.00

JAMES A. SENTY

Summary of Events & Business Activities

Calendar and Business Activities:

- 1954 Graduate from High School at Independence, Wisconsin, a small rural community in Trempealeau County, Wisconsin
- 1954-1955 Attend Superior State College, Superior, Wisconsin
- 1956-1960 Attend University of Wisconsin, Madison, Wisconsin
- 1960 Graduate from U.W., degree in Petroleum Engineering
- 1960 Work for Midwest Bottle Gas Co., a propane gas company in La Crosse, Wisconsin. Have expanded this company to presently be the 28th largest in the nation.
- 1959-1965 Member of Wisconsin National Guard
- 1965 Started a Wisconsin Natural Gas utility serving ten small communities in western Wisconsin.
- 1973 A principal in founding a Wisconsin Insurance Company. The Company, Midwest Security Insurance underwriter life and health insurance. Have been Vice President and Director from start to present.
- 1970 Empanded propane gas company into Florida, and later Georgia
- 1975 Acquired a petroleum produces wholesale distribution company located in Minneapolis, Minnesota. This company presently sells products in seven Midwest states. I am President of this company, Dawson Oil Company, Ltd.
- 1976 Purchased an interest in The Park Bank, Madison, Wisconsin.
- 1976-1977 President of the Park Bank
- 1978 Chairman of the Park Bank to present.
- 1978 Purchased and developed land for a retirement manufactured home facility in Melbourne, Florida. Presently own and operate this community.
- 1980 Formed an environmental engineering company with a Canadian Partner in Calgary, Alberta, in 1990.
- 1983, 1984 and 1985 Attended Harvard Business School's program for owners and President's privately held companies. Graduated in 1985.
- 1985 Put together a leveraged buy out to purchase interests of other shareholders of Midwest Bottle Gas Co.

- 1987 Elected President of the National LP Gas Association, a national trade association representing over 4,000 companies throughout the United States and Canada.
- 1988 Elected to Board of Directors of Western Gas Resources, Inc. a Denver, Colorado, based company. This company is a natural gas producer and processor in the western United States. is a publicly held company listed on the New York Stock Exchange. I am currently a Director.
- 1988 Acquired an interest in the Bank of Deerfield, Deerfield, Wisconsin. Our family now owns majority interest in this Bank. I am Chairman of Deerfield Financial Corp., a one bank holding company formed to facilitate this acquisition.
- 1991-1992 Expanded the natural gas utility company to serve 24 western Wisconsin communities. I am President of this company.

Organization and Community Activities:

Board of Trustees - Viterbo University over ten years. Past Chairman of St. Francis Hospital Foundation Board. YMCA Fund Drive activities.

La Crosse Airport Board - member for seven years and Chairman for two years.

Chamber of Commerce activities in 1970's. Past President of National LP Gas Association. Director of National LP Gas Association from 1981 to present. Director of Wisconsin LP Gas Association.

Residence: 1107 Cliffwood Lane La Crosse, WI 54601

Family: Wife - Catherine Senty, registered nurse.

Daughter - Amy Senty Hegenbarth - graduate of

University of Wisconsin Business School. Son - Paul Senty - Graduate of Marquette University

Law School.

Personal Activities: Skiing, Hiking, Camping, Hunting, Fishing, Scuba Diving, golfing (almost).

SENATE HEARING SLIP (Please Print Plainly)

25, 2001
25.
April
Wednesday,
DATE:

NO.	SUBJECT: Gubernatorial Appointment	nother soil
BILL NO.	SUBJECT:	H

James A. Senty

(Name)

3600 STH 157, P.O. Box 429

(Street Address or Route Number)

La Crosse, WI 54602 (City and Zip Code)

Self

(Representing)

Speaking in Favor:

XXXXX

Speaking Against:

Registering in Favor:

but not speaking: Registering Against: but not speaking:

Neither for nor against: Speaking for information only;

Please return this slip to a messenger PROMPTLY

Senate Sergeant At Arms Madison, WI 53707-7882 P. O. Box 7882 State Capitol