

OFFICE OF STATE ETHICS

DOCKET NUMBER 2007-10	:	
	:	
IN THE MATTER OF A	:	18-20 TRINITY STREET
	:	
COMPLAINT AGAINST	:	HARTFORD, CT 06106
	:	
THEODORE WOJTUSIK	:	JUNE 13, 2008

STIPULATION AND CONSENT ORDER

Pursuant to the Code of Ethics, General Statutes sections 1-79, et seq., Thomas K. Jones, Ethics Enforcement Officer for the Office of State Ethics (“OSE”), issued a Complaint against the Respondent Theodore Wojtusik (“Wojtusik” or “Respondent”) for a violation of the Code of Ethics, Connecticut General Statutes section 1-84(c). Based on the investigation by the Enforcement Division of the OSE, the Ethics Enforcement Officer finds there is probable cause to believe that the Respondent, while employed by the Connecticut State Police as a Trooper First Class, submitted time cards on multiple occasions that did not accurately reflect the overtime hours that he had actually worked, and as a result, that the Respondent received money to which he was not entitled. Consequently, the Ethics Enforcement Officer finds there is probable cause to believe that Respondent used his state position to obtain financial gain for himself in violation of General Statutes section 1-84(c).

The Parties have entered into this Stipulation and Consent Order following the issuance of the Complaint, but without any adjudication of any issue of fact or law herein. The execution of this Consent Order by the OSE and Respondent resolves any

and all claims relating to the course of conduct alleged in the above referenced Complaint.

I. FINDINGS

The Ethics Enforcement Officer finds and the Respondent does not contest the following findings of fact:

1. From on or around July 29, 1974 through at least January 2005, the Respondent was employed by the Connecticut State Police.
2. Beginning at a time no later than June 8, 2004 and continuing through at least December 21, 2004, on multiple occasions, the Respondent performed "Other Projects Assigned" (hereinafter "OPA") escort overtime assignments and Highway Construction Project (hereinafter "HCP") overtime assignments. The OPA and HCP overtime assignments are paid assignments.
3. During this same time period, on multiple occasions, the Respondent submitted "blue cards" (which are used by Connecticut State Police officers to document overtime hours) based upon estimated overtime hours for OPA and HCP assignments that did not accurately reflect the hours actually worked.
4. As a result of his filing of inaccurate blue cards, the Respondent received payment for overtime hours that he did not actually work.
5. The Respondent is retired from the Connecticut State Police and from state service.
6. The Respondent has reimbursed the State in the amount of \$7,968.13 – the amount of financial advantage that he received as a result of the conduct set forth in the Complaint.

7. The Respondent does not contest that his conduct, as set forth above, violated General Statutes section 1-84(c).

8. The Respondent has been represented by legal counsel throughout the investigation of this matter, and throughout the negotiation of this Stipulation and Consent Order.

NOW THEREFORE, the OSE and the Respondent hereby enter into this Consent Order and hereby agree as follows:

II. JURISDICTION

1. The Ethics Enforcement Officer is authorized to investigate the Respondent's employment practices, to issue a Complaint against the Respondent, and to enter into this Stipulation and Consent Order.

2. The provisions of this Stipulation and Consent Order apply to and are binding upon the undersigned Parties.

3. The Respondent hereby waives all objections and defenses to the jurisdiction of the Ethics Enforcement Officer over matters addressed in this Stipulation and Consent Order.

4. The Respondent waives any rights he may have under General Statutes sections 1-80, 1-82, 1-82a, 1-87 and 1-88, including the right to a hearing or appeal in this case, and agrees with the Ethics Enforcement Officer to an informal disposition of this matter as authorized by General Statutes section 4-177(c).

5. The Respondent consents to jurisdiction and venue in the Connecticut Superior Court, Judicial District of Hartford, in the event that the State of Connecticut seeks to enforce this Stipulation and Consent Order. The Respondent recognizes that the

Connecticut Superior Court has the authority to specifically enforce the provisions of this Stipulation and Consent Order, including the authority to award equitable relief.

6. The terms set forth herein are in addition to, and not in lieu of, any other existing or future statutory, regulatory, or other legal obligation that may be applicable to the Respondent.

III. ORDER

NOW THEREFORE, pursuant to General Statutes section 4-177(c), the Office of State Ethics hereby **ORDERS**, and the Respondent agrees, that:

1. Pursuant to General Statutes section 1-88(a)(1), the Respondent will heretofore cease and desist from any future violation of General Statutes § 1-84(c).

2. Pursuant to General Statutes section 1-88(a)(3), the Respondent will pay civil penalties to the State in the amount of \$6,000 for his violation of General Statutes section 1-84(c).

3. If the Respondent should in the future become employed as a state employee or state contractor, the Office of State Ethics shall have the right to review and audit, at any time and for any reason, any records related to payments made to the Respondent by the State of Connecticut. Respondent shall maintain such records in a manner suitable for review and audit.

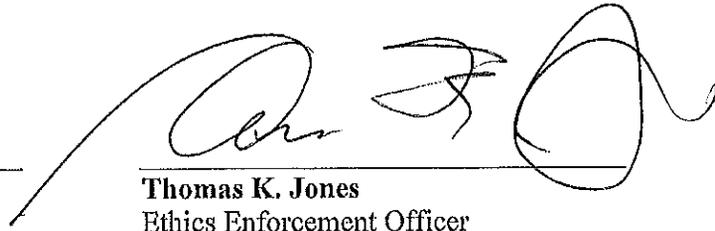
4. If the Respondent should in the future become employed as a state employee, the Respondent shall be subject to the filing requirements of General Statutes section 1-83 (statement of financial interests) for each year in which he serves as a state employee.

WHEREFORE, the Ethics Enforcement Officer and the Respondent hereby
execute this Stipulation and Consent Order dated June 13, 2008.

Dated: 6/17/08


Theodore Wojtusik
Respondent
106 Burlington Road
Unionville, CT 06085-1302

Dated: 6/19/08


Thomas K. Jones
Ethics Enforcement Officer
Connecticut Office of State Ethics
18-20 Trinity Street
Hartford, CT 06106
(860) 263-2390