

# State of Nebraska

## Accountability and Disclosure Commission

P.O. BOX 95086  
Lincoln, Nebraska 68509  
www.nadc.nebraska.gov



Centre Terrace, 1225 L St. #400  
Phone (402) 471-2522  
Fax (402) 471-6599

### RESPONSE TO PUBLIC RECORDS REQUEST-Part IV Supplement

This is a supplement to Response to Public Records Request-Part IV. Five emails should have been included with Part IV.

**YOUR NAME:** Jack Gould

**YOUR ADDRESS:** jackgould84@gmail.com

**DATE OF YOUR REQUEST:** November 16, 2022

#### **YOUR DESCRIPTION OF RECORDS SOUGHT:**

1. All records and communications between the Commission and Senators Tom Brewer, Ben Hansen, Anna Wishart, Justin Wayne, and David Murman from January 2020 to the present. This should include all C-1s, amended C-1s and letters both written and electronic.
2. Any communications between the Commission and Standard Process.

#### **Agency Response:**

The following five documents are provided in response to your request:

Wishart email and Daley response- 8/4/2022

Daley email and Wayne response- 8/4/2022

Daley email to Murman- 8/4/2022

Daley email to Brewer- 8/4/2022

Daley email to B. Hansen- 8/4/2022

**NAME OF OFFICIAL OR EMPLOYEE RESPONDING:** Frank Daley, Executive Director, Nebraska Accountability and Disclosure Commission.

Nebraska Law provides certain remedies to persons denied access to records. These remedies are set forth below.

Date: December 13<sup>th</sup>, 2022

  
Frank J. Daley, Jr.  
Nebraska Accountability and  
Disclosure Commission  
P.O. Box 95086  
Lincoln, NE 68509  
(402) 471-2522

## REMEDIES AVAILABLE TO PERSONS DENIED ACCESS TO RECORDS

If you have been denied access to the records of the Nebraska Accountability and Disclosure Commission, the following remedies are available to you:

1. You may, in writing, request a formal hearing before the full Commission on the matter.
2. You may file an action for a Writ of Mandamus in the District Court of Lancaster County.
3. You may petition the Nebraska Attorney General to review the records to determine whether they may be withheld from public inspection. This determination must be made by the Attorney General within 15 days after the submission of the petition. If the Attorney General determines that the records may not be withheld, the public body shall be ordered to disclose the records immediately.
4. If the public body continues to withhold the records, you may:
  - a) Bring suit in the District Court of Lancaster County; or
  - b) Demand in writing that the Attorney General bring suit in the name of the State in the District Court of Lancaster County. You have a right to intervene as a full party in the suit at any time.

In any case in which an individual seeking access to records has substantially prevailed, the court may assess reasonable attorneys fees and other litigation costs reasonably incurred by the individual against the Nebraska Accountability and Disclosure Commission. The foregoing is based upon the provisions of §84-712 et seq. of the Nebraska Statutes.

## Daley, Frank J Jr

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**From:** Daley, Frank J Jr  
**Sent:** Thursday, August 4, 2022 7:19 AM  
**To:** Anna Wishart  
**Subject:** RE: Update on Standard Process pledged gift

Senator Wishart:

Thank you for your email. After yesterday's story it was my intent to reach out to you and the other four Senators to clarify your Statements of Financial Interests. If, in fact, Standard Process paid none of your expenses, you should amend your statement to reflect that fact. I recommend that you do this with a letter to this office stating that the letter is intended as an amendment to your Statement of Financial Interests for 2021. You may use state letter head for this letter. Explain that Standard Process ultimately did not reimburse you for your expenses and therefore no gift occurred. If you yourself paid for the trip, I recommend that you state that fact in your letter. If another person or entity paid any of the expenses of your trip, you should provide that information.

If you have questions, please feel free to contact me.

Frank Daley  
Executive Director  
Nebraska Accountability and Disclosure Commission  
P.O. Box 95086  
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402-471-2522  
[frank.daley@nebraska.gov](mailto:frank.daley@nebraska.gov)

**From:** Anna Wishart <[awishart@leg.ne.gov](mailto:awishart@leg.ne.gov)>  
**Sent:** Thursday, August 4, 2022 4:04 AM  
**To:** Daley, Frank J Jr <[frank.daley@nebraska.gov](mailto:frank.daley@nebraska.gov)>  
**Cc:** Elizabeth Seacrest <[eseacrest@leg.ne.gov](mailto:eseacrest@leg.ne.gov)>  
**Subject:** Update on Standard Process pledged gift

Hello Frank,

I am at a family reunion and wedding and in a different time zone, so I apologize for emailing so late at night. Recently there was an article that came out in regard to the Standard Process pledged gift that I reported on my annual gift report for my flight to Tanzania to climb Mount Kilimanjaro. I wanted to see if there was a way I could amend that report to reflect what has occurred? I did not receive a gift from Standard Process for my flight like the company had originally pledged to do. Instead, it is my understanding, according to Senator Ben Hansen, that they gifted dollars to Mosaic Tanzania upon our request, as I had always intended those dollars to go to a good cause in Tanzania. I would like to remove that gift from my report since it did not occur. Thank you!

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Sincerely,

Senator Anna Wishart  
Legislative District 27

## Daley, Frank J Jr

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**From:** Daley, Frank J Jr  
**Sent:** Thursday, August 4, 2022 3:13 PM  
**To:** Justin Wayne  
**Subject:** RE: Your Statement of Financial Interests

Received. Thank you.

Frank Daley  
Executive Director  
Nebraska Accountability and Disclosure Commission  
P.O. Box 95086  
Lincoln, NE 68509  
402-471-2522  
[frank.daley@nebraska.gov](mailto:frank.daley@nebraska.gov)

**From:** [apierre-louis@leg.ne.gov](mailto:apierre-louis@leg.ne.gov) <[apierre-louis@leg.ne.gov](mailto:apierre-louis@leg.ne.gov)> **On Behalf Of** Justin Wayne  
**Sent:** Thursday, August 4, 2022 3:11 PM  
**To:** Daley, Frank J Jr <[frank.daley@nebraska.gov](mailto:frank.daley@nebraska.gov)>  
**Subject:** Re: Your Statement of Financial Interests

Frank,

Attached is the letter requested

Justin T. Wayne  
Urban Affairs Committee Chair  
Senator District 13  
Room #1115  
P.O. Box 94604  
Lincoln, NE 68509  
Phone: (402) 471-2727  
Email: [jwayne@leg.ne.gov](mailto:jwayne@leg.ne.gov)

On Thu, Aug 4, 2022 at 10:37 AM Daley, Frank J Jr <[frank.daley@nebraska.gov](mailto:frank.daley@nebraska.gov)> wrote:

Senator Wayne:

I read the News Channel Nebraska story regarding the payment of expenses by Standard Process. Your Statement of Financial Interests for 2021 indicates Standard Process pledged to pay your expenses for the Mount Kilimanjaro climb. If, in fact, Standard Process paid none of your expenses in connection this event, you should amend your statement to reflect that fact. I recommend that you do this with a letter to this office stating that the letter is intended as an amendment to your Statement of Financial Interests for 2021. You may use state letter head for this letter. Explain that Standard Process ultimately did not reimburse you for your expenses and therefore no gift occurred. If you yourself paid for the trip, I recommend that you state that fact in your letter. If another person or entity paid any of the expenses of your trip, you should provide that information.

If you have questions, please feel free to contact me.

Frank Daley

Executive Director

Nebraska Accountability and Disclosure Commission

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[frank.daley@nebraska.gov](mailto:frank.daley@nebraska.gov)

## Daley, Frank J Jr

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**From:** Daley, Frank J Jr  
**Sent:** Thursday, August 4, 2022 10:46 AM  
**To:** dmurman@leg.ne.gov  
**Subject:** Your Statement of Financial Interests

Senator Murman:

A recent story by News Channel Nebraska indicated that you received gifts of one or more tickets from the University of Nebraska which were not reported on your Statement of Financial Interests covering 2021. If this is correct, you should amend your statement to show any gifts received in 2021 with a value of more than \$100. If this is not correct, no action is needed.

Please contact me if you have questions

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## Daley, Frank J Jr

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**From:** Daley, Frank J Jr  
**Sent:** Thursday, August 4, 2022 10:38 AM  
**To:** Tom Brewer  
**Subject:** Your Statement of Financial Interests

Senator Brewer:

I read the News Channel Nebraska story regarding the payment of expenses by Standard Process. Your Statement of Financial Interests for 2021 indicates Standard Process pledged to pay your expenses for the Mount Kilimanjaro climb. If, in fact, Standard Process paid none of your expenses in connection this event, you should amend your statement to reflect that fact. I recommend that you do this with a letter to this office stating that the letter is intended as an amendment to your Statement of Financial Interests for 2021. You may use state letter head for this letter. Explain that Standard Process ultimately did not reimburse you for your expenses and therefore no gift occurred. If you yourself paid for the trip, I recommend that you state that fact in your letter. If another person or entity paid any of the expenses of your trip, you should provide that information.

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## Daley, Frank J Jr

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**From:** Daley, Frank J Jr  
**Sent:** Thursday, August 4, 2022 10:38 AM  
**To:** bhansen@leg.ne.gov  
**Subject:** Your Statement of Financial Interests

Senator Hansen:

I read the News Channel Nebraska story regarding the payment of expenses by Standard Process. Your Statement of Financial Interests for 2021 indicates Standard Process pledged to pay your expenses for the Mount Kilimanjaro climb. If, in fact, Standard Process paid none of your expenses in connection this event, you should amend your statement to reflect that fact. I recommend that you do this with a letter to this office stating that the letter is intended as an amendment to your Statement of Financial Interests for 2021. You may use state letter head for this letter. Explain that Standard Process ultimately did not reimburse you for your expenses and therefore no gift occurred. If you yourself paid for the trip, I recommend that you state that fact in your letter. If another person or entity paid any of the expenses of your trip, you should provide that information.

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