

**BEFORE THE IOWA
ETHICS AND CAMPAIGN DISCLOSURE BOARD
Pursuant to Chapter 17A and Chapter 68B**

IN THE MATTER OF:)
)
DOUGLAS CUNNINGHAM,) **Case No. 2006 IECDB 02**
In His Capacity as the Candidate for the)
Citizens for Cunningham,) **STATEMENT of CHARGES and**
RESPONDENT.) **NOTICE of HEARING**

HEREIN, pursuant to Iowa Code section 68B.32C a contested case hearing will be held before Presiding Officer Gerald Sullivan. The hearing is scheduled for 10:20 a.m. on May 16, 2006, and shall be held telephonically. By May 12, 2006, the Respondent shall provide the Board's Legal Counsel with a telephone number where he will be available for the hearing.

ALLEGATION

1. Respondent is the "candidate" for the Citizens for Cunningham committee.
2. Pursuant to Iowa Code section 68A.402 and Iowa Code section 68B.32A(7), Respondent was required to file a January 19, 2006 campaign disclosure report and has failed to do so.
3. If the conduct described in paragraph #2 is proven by a preponderance of the evidence, the Respondent is subject to the imposition of penalties under Iowa Code section 68B.32D.

Both parties may present evidence, call witnesses, and enter motions. The Board's Legal Counsel is responsible for proving the allegation. Copies of all filings should be addressed to the Board's Legal Counsel:

W. Charles Smithson
Iowa Ethics & Campaign Disclosure Board
510 E. 12th Street, Suite 1A
Des Moines, Iowa 50319
(515) 281-3489
(515) 281-3701 (fax)

The Board's jurisdiction and authority are provided in Iowa Code chapter 68B. The hearing will be conducted in accordance with the procedural rules in 351-Chapter 11. Pursuant to 351-11.8(3), within 10 days of service of this notice either party may request that the presiding officer be an administrative law judge assigned by the Department of Inspections and Appeals. The procedure for settlement of this matter is governed by rule 351-9.5.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this Statement of Charges and Notice of Hearing was sent by first class mail, address service requested, on April 10, 2006, to:

Douglas Cunningham
1019 Arlington Ct.
Davenport, Iowa 52803


W. Charles Smithson, IECDB Legal Counsel