

## SETTLEMENT AGREEMENT

This agreement made and entered into between the Executive Branch Ethics Commission (hereinafter the "Commission") and Kelly Shortridge.

WHEREAS, this agreement involves the matter styled *Executive Branch Ethics Commission v. Kelly Shortridge*, Case No. 14-025;

WHEREAS, the Commission is designated by statute as the agency responsible for enforcing the Executive Branch Code of Ethics, KRS Chapter 11A;

WHEREAS, on November 10, 2014, the Commission alleged facts in an Initiating Order that Kelly Shortridge violated the Executive Branch Code of Ethics codified at KRS 11A.020(1)(a), (b), (c) and (d), KRS 11A.020(2), and KRS 11A.045(1);

WHEREAS, Kelly Shortridge was at all relevant times mentioned in the Initiating Order a "public servant" as defined in KRS 11A.010(9) and thus subject to the Executive Branch Code of Ethics; and

WHEREAS, Kelly Shortridge was indicted for criminal charges in the U.S. District Court, Eastern District of Kentucky, Southern Division, in the matter *United States of America v. Kelly Shortridge*, Criminal Action No. 14-CR-0020-S-KKC, stemming from some of the conduct that is the subject-matter of the above-referenced administrative proceeding;

WHEREAS, Kelly Shortridge has entered into a Plea Agreement and an admission of guilt for the criminal charges in federal court, which includes agreeing to serve a minimum of twenty-four (24) months in prison and paying restitution in the minimum amount of \$2,000 to the U.S. District Court; and

WHEREAS, Kelly Shortridge indicates his desire to resolve all issues in this action by the execution of a Settlement Agreement.

NOW, THEREFORE, in settlement of the above allegations, the Commission and Kelly Shortridge agree, pursuant to KRS 11A.100, as follows:

1. Kelly Shortridge admits that he committed violations of the Executive Branch Code of Ethics, codified at KRS 11A.020(1)(a), (b), (c) and (d), KRS 11A.020(2), and KRS 11A.045(1), as stated in the Appendix A to the Commission's Initiating Order of November 10, 2014, attached hereto and incorporated by reference herein.

2. Kelly Shortridge agrees to pay the Commission a civil penalty of four thousand dollars (\$4,000.00) which will be offset on a dollar-for-dollar basis by the restitution that Shortridge has agreed to pay the U.S. District Court Clerk, resulting in a remaining two thousand dollars (\$2,000) that Shortridge agrees to pay to be received by

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the Commission no later than <sup>12</sup>~~six (6)~~ months after the date he is released from incarceration from the above-stated term of imprisonment pursuant to an Agreed Final Order.

3. Kelly Shortridge agrees to forever avoid seeking or accepting employment with or compensation from any branch of government of the Commonwealth of Kentucky, except for the receipt of public funds disbursed through an entitlement program.

4. Kelly Shortridge agrees to forfeit any and all tax refunds that he may be entitled to receive to the Commission to be applied towards the civil penalty remaining referenced in Paragraph 2 each year until the civil penalty is paid.

5. Kelly Shortridge agrees to allow a lien to be place on any real property he may own or in which he has an interest to remain until the civil penalty referenced in Paragraph 2 is paid.

6. Kelly Shortridge agrees that upon a Settlement Agreement and Agreed Final Order being issued by the Commission that he waives all rights to any further administrative process or appeal pursuant to KRS 13B.140 thereon.

7. The parties further agree that the acceptance of this Settlement Agreement and Agreed Final Order by both parties, and the fulfillment of its express terms, is in full accord and satisfaction of the herein referenced *Executive Branch Ethics Commission v. Kelly Shortridge*, Agency Case No. 14-025.

8. This Settlement Agreement constitutes a public reprimand to Kelly Shortridge, a copy of which will be provided to his former appointing and placed in his permanent personnel file under authority pursuant to KRS 11A.100(3)(c).

IN WITNESS THEREOF, the parties have caused this agreement to be executed:

Kelly Shortridge  
Kelly Shortridge

7/11/16  
Date

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Date

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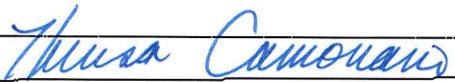
**EXECUTIVE BRANCH ETHICS COMMISSION:**

  
Chair, William David Denton

7-18-16  
Date

  
Vice Chair, William G. Francis

7-18-16  
Date

  
Member, Richard L. Masters

7/18/16  
Date

  
Member, Martin E. Johnstone

7/18/16  
Date

  
Member, Sheila R. Isaac

7/18/16  
Date