

FILED

JUN 20 2025

INDIANA STATE
ETHICS COMMISSION

ETHICS DISCLOSURE STATEMENT
CONFLICTS OF INTEREST – DECISIONS AND VOTING
 State Form 55860 (R / 10-15)
 OFFICE OF THE INSPECTOR GENERAL
 IC 4-2-6-9

In accordance with IC 4-2-6-9, you must file your disclosure with the State Ethics Commission no later than seven (7) days after the conduct that gives rise to the conflict. You must also include a copy of the notification provided to your agency appointing authority and ethics officer when filing this disclosure. This disclosure will be posted on the Inspector General's website.

Name (last) Gerber	Name (first) Mark	Name (middle)
Name of office or agency Indiana Department of Transportation		Job title Project Engineer
Address of office (number and street) 5333 Hatfield Rd		City Fort Wayne
		ZIP code 46808
Office telephone number (260) 205-3184	Office e-mail address (required) mgerber@indot.in.gov	
Describe the conflict of interest:		
Mark Gerber is a Project Engineer for the Indiana Department of Transportation ("INDOT")--Fort Wayne District.		
Mark Gerber has recently accepted employment with VS Engineering ("VS"). VS is an engineering and professional services firm that has a business relationship with INDOT, including active contracts with INDOT.		
Mark Gerber's employment negotiations with VS therefore create a potential decisions and voting conflict of interest as defined by I.C. 4-2-6-9. This disclosure is therefore being filed in anticipation of that potential conflict.		
Mark Gerber has not worked on any construction contracts with VS while employed at INDOT and will not work on INDOT projects at VS. Gerber's role at VS will be focused on transportation projects with cities, towns and counties.		
Mark Gerber is subject to the particular matter restriction and will not assist future employers, including VS, with any matter he personally and substantially participated in on behalf of INDOT.		
This disclosure was provided to Mr. Gerber's appointing authority, Commissioner Lyndsay Quist, on June 20, 2025.		
Evidence of said disclosure to Commissioner Quist is filed herewith pursuant to I.C. 4-2-6-9(b)(2)(D).		

Describe the screen established by your ethics officer: *(Attach additional pages as needed.)*

Pursuant to I.C. 4-2-6-9(b)(2), this disclosure was executed and filed with the SEC within seven (7) days of the potential conflict being identified by the below signed ethics officer.

A formal screen was executed with the INDOT ethics officer preventing Mark Gerber from working with VS in his capacity as an INDOT employee. Said screen prohibits Mark Gerber from exercising any of his official duties or otherwise participating in any decision or vote, or matter related to such decision or vote, involving VS, or in which VS has an interest. Mark Gerber is further screened from assisting any future employer, including VS, with any matter in which he personally and substantially participated while employed by INDOT.

The screen was executed on June 20, 2025, a copy of which was sent to Commissioner Quist, along with this disclosure.

AFFIRMATION

Your signature below affirms that your disclosures on this form are true, complete, and correct to the best of your knowledge and belief. In addition to this form, you have attached a copy of your written disclosure to your agency appointing authority and ethics officer.

Signature of state officer, employee or special state appointee

Mark Gerber

Date signed (month, day, year)

6/20/2025

Printed full name of state officer, employee or special state appointee

Mark Gerber

FOR ETHICS OFFICER USE ONLY

Your signature below affirms that you have reviewed this disclosure form and that it is true, complete, and correct to the best of your knowledge and belief. You also attest that your agency has implemented the screen described above.

Signature of ethics officer

Deborah Law

Date signed (month, day, year)

6/20/2025

Printed full name of ethics officer

Deborah Law

CONFLICT OF INTEREST SCREEN FOR MARK GERBER

June 20, 2025

I. RECITALS

WHEREAS, Mark Gerber is Project Engineer for the Indiana Department of Transportation-Fort Wayne District ("INDOT" or "Department"); and

WHEREAS, Mark Gerber recently accepted employment with VS Engineering ("VS"); and

WHEREAS, VS has a business relationship with INDOT, including active contracts; and

WHEREAS, as Project Engineer for INDOT Fort Wayne District, it is possible that Mark Gerber could be assigned to participate in matters in which VS has an interest as part of his regular duties; and

WHEREAS, Mark Gerber's employment negotiations with VS created a potential decision and voting conflict of interest under IC 4-2-6-9 requiring disclosure and a formal screen; and

WHEREAS, Mark Gerber is subject to the particular matter restriction (IC 4-2-6-11(a)) and cannot assist future employers, including VS, with any matter he personally and substantially participated in for INDOT; and

WHEREAS, Mark Gerber may have obtained confidential information in the course of his employment with INDOT and has an affirmative duty to protect such information from disclosure and to refrain from relying on such information for the benefit of himself or future employers.¹

NOW THEREFORE, Mark Gerber, Project Engineer for INDOT, for his remaining tenure with INDOT, or until he discontinues employment negotiations with VS Engineering, agrees to in all ways follow, adhere to, and satisfy the terms of the following Conflict of Interest Screen. Mark Gerber must adhere to terms three (3) and four (4) regarding the particular matter restriction and confidential information in perpetuity.

II. CONFLICT OF INTEREST SCREEN

1. Mark Gerber shall not participate in any decision or vote, or any matter related to such decision or vote, in which VS has a financial interest.
2. Mark Gerber is screened from participating in any present or future contract or other matter involving VS.
3. Mark Gerber shall not assist any future employers, including VS, with any matter he personally and substantially participated in while employed by INDOT. This restriction applies in perpetuity, for the life of the particular matter.
4. Pursuant to his duty under Ind. Code §5-14-3-10, Mark Gerber shall not disclose or otherwise rely upon information classified as confidential under Ind. Code §5-14-3-4. This restriction applies in perpetuity, so long as the subject information is deemed confidential.

III. EMPLOYEE AFFIRMATION

I have read and understand the terms of the foregoing Conflict of Interest Screen, and will in all ways follow, adhere to, and satisfy the above stated restrictions on my participation in any decision or vote in which VS Engineering has a financial interest. I understand that the first two (2) terms of this screen terminate upon my leaving the Department or the discontinuation of negotiations with VS, whichever occurs first. I further understand that terms three (3) and four (4) regarding particular matters and confidential information respectively, apply in perpetuity, for the life of each matter and so long as the subject information is deemed confidential. I have shared and discussed this Conflict of Interest Screen and its requirements with my supervisor.

Executed and agreed this 20th day of June 2025, by:



Mark Gerber, Project Engineer

Indiana Department of Transportation-Fort Wayne District

¹ State employees have an affirmative duty under Ind. Code §5-14-3-10 to protect from disclosure and to refrain from relying upon information defined as confidential under Ind. Code §5-14-3-4.

Garrigus, Adam

From: Law, Deborah
Sent: Friday, June 20, 2025 9:13 AM
To: Quist, Lyndsay
Cc: Grand, Alison
Subject: conflict filing
Attachments: Ethics Disclosure Statement - COI- Decision and Voting.signed.pdf; COI Screen-Gerber.pdf

Commissioner Quist,

Under 42 IAC 1-5-6(b)(2)(D), this email serves to notify you that a conflict-of-interest disclosure statement and screening document will be filed for Mark Gerber, Project Engineer from Ft. Wayne District, with the State Ethics Commission. Under the Indiana Administrative Code, the appointing authority must be notified of any potential conflict of interest, as well as the screening and disclosure process.

Please let me know if you have any questions.

--deb

Deborah Law
Ethics Officer & Senior Attorney, Legal Services
Indiana Department of Transportation
Central Office

100 N. Senate Ave., N758
Indianapolis, IN 46204
Email: DeLaw@indot.in.gov
Find us on social media!

