

MAR 28 2018

FILED



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) Merritt		Name (first) Fred		Name (middle) J.	
Name of office or agency LFM Investments, Inc.			Job title President		
Address of office (number and street) 1650 West 106th Street			City Carmel		ZIP code 46032
Office telephone number (260) 637-4470		Office e-mail address (required) FMerritt@Riversidernfg.com			
Describe the conflict of interest: On March 21, 2018, the Indiana Economic Development Corporation ("IEDC") Board of Directors considered a request from Energy Systems Network ("ESN") for grant funding from the Indiana 21st Century Research and Technology Fund. ESN is a Central Indiana Corporate Partnership sector initiative that includes a number of corporate partners that share a common interest in developing improvements in energy technology. One of the corporate partners participating in the ESN projects is Cummins, Inc. ("Cummins"). Prior to the meeting, Mr. Merritt notified the IEDC's General Counsel & Ethics Officer that he is the President of LFM Investments, Inc. ("LFM"), that LFM is the parent company of a subsidiary that is a direct supplier to Cummins, and that the same subsidiary is currently engaged in a business transaction with Cummins. As a corporate partner participating in the ESN project, Cummins will be contributing both financially and in-kind to support the project. While LFM does not have a direct financial interest in Cummins' participation in ESN, it may have an indirect financial interest (as defined in Indiana Code section 4-2-6-1)(a)(11)) by virtue of its subsidiary's supplier relationship and ongoing business ties to Cummins. In the interest of transparency and out of an abundance of caution, the IEDC General Counsel & Ethics Officer identified this as a financial interest requiring an ethical screen and disclosure.					

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

As detailed in the Ethics Commission's Advisory Opinion 17-1-2, the IEDC has well-established ethical screening procedures. The relationship of Mr. Merritt's business with Cummins and ESN was logged into the IEDC's Customer Relationship Management (CRM) database, which is used to identify potential conflicts of interest. Mr. Merritt was screened from any involvement in the ESN matter. Mr. Merritt has not and will not discuss the ESN matter with the IEDC staff or members of the IEDC Board of Directors, other than to disclose his business relationship with Cummins to the IEDC's Ethics Officer. When the IEDC Board of Directors conducted its public meeting on March 21, 2018, Mr. Merritt recused himself from any discussion, decision, or vote related to the ESN matter and was completely screened from the matter.

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



Date signed (month, day, year)

3/28/2018

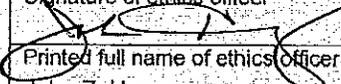
Printed full name of state officer, employee or special state appointee

Fred J. Merritt

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



Date signed (month, day, year)

3/29/18

Printed full name of ethics officer

John Z. Huang

Croft, Celeste

From: Cooper, Jennifer
Sent: Thursday, March 29, 2018 2:06 PM
To: Croft, Celeste
Subject: Fw: Notification of Potential Conflict for IEDC Board Member
Attachments: F. Merritt_IC 4-2-6-9_Disclosure.pdf

From: Huang, John Z
Sent: Thursday, March 29, 2018 11:45:21 AM
To: Schellinger, Jim
Cc: Bedel, Elaine; Cotterill, Chris W; Kimmick, Matthew; Gaddis, Kyle (IEDC)
Subject: Notification of Potential Conflict for IEDC Board Member

Hi Jim,

Pursuant to 42 IAC 1-5-6 and Indiana Code section 4-2-6-9, attached is the ethics disclosure statement for Fred Merritt regarding the ESN matter. I have filed today with the Inspector General's Office. Please let me know if you have any questions or concerns.

Sincerely,

John Z. Huang
General Counsel and Vice President

Indiana Economic Development Corporation
1 North Capitol Avenue, Suite 700
Indianapolis, IN 46204
t 317.233.4459
m 317.619.3855



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Croft, Celeste

From: Cooper, Jennifer
Sent: Thursday, March 29, 2018 2:06 PM
To: Croft, Celeste
Subject: Fw: I.C. 4-2-6-9 Disclosure from IEDC
Attachments: F. Merritt_IC 4-2-6-9_Disclosure.pdf; Notification of Potential Conflict for IEDC Board Member

From: Huang, John Z
Sent: Thursday, March 29, 2018 11:47:46 AM
To: Cooper, Jennifer
Cc: Cotterill, Chris W; Kimmick, Matthew; Gaddis, Kyle (IEDC)
Subject: I.C. 4-2-6-9 Disclosure from IEDC

Jen,

Please find attached a filing on behalf of IEDC board member Fred Merritt, in compliance with I.C. 4-2-6-9. We understand that this filing will be posted on the IG website. I've also attached the required notification to the Secretary of Commerce.

Best,

John Z. Huang
General Counsel and Vice President

Indiana Economic Development Corporation
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