

REC'D JUN 18 2008

STATE OF NEW YORK  
COMMISSION ON PUBLIC INTEGRITY

540 Broadway  
Albany, New York 12207

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IN THE MATTER OF  
RICHARD BAUM,  
FORMER SECRETARY TO  
THE GOVERNOR

**DISPOSITION AGREEMENT**

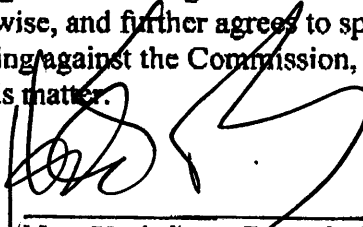
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1. This Agreement between the New York State Commission on Public Integrity ("Commission") and Richard Baum ("Baum"), former Secretary to the Governor, shall be considered the final disposition of the alleged violation of Public Officers Law §74(3)(h) described in the Notice of Reasonable Cause ("Notice") issued by the Commission in The Matter of an Investigation into the Alleged Misuse of Resources of the Division of State Police.
  2. In consideration of the Commission's agreement not to proceed further with enforcement proceedings, Baum admits to violating Public Officers Law §74(3)(h), in that he did not endeavor to pursue a course of conduct which would not raise suspicion among the public that he was likely to be engaged in acts in violation of his trust, when he became aware that Darren Dopp, Communications Director for the Executive Chamber, and William Howard, Assistant Secretary for Homeland Security, were gathering documents from the State Police concerning the travel of Senator Joseph Bruno and did not assure that there would be no improper use of the State Police. Execution of this Agreement shall terminate enforcement proceedings.
  3. Baum agrees that he will, in all respects, abide by the terms of Public Officers Law §73(8)(a)(i) and (ii).
  4. Baum agrees that neither he nor his agent will issue any public statement, directly or indirectly denying the factual allegations in the Notice or creating the impression that the Notice is without factual basis.
  5. It is understood and agreed that this Agreement is not confidential, and that the Commission reserves the right to make public the Agreement and its terms.
  6. If Baum violates any of the terms of this Agreement, the Commission may declare this Agreement null and void and proceed to a hearing as if the Agreement had not been executed.

7. Once executed and delivered by both parties, the provisions of this Agreement shall constitute a legally binding agreement between the Commission and Baum. This Agreement may not be amended by either party, except by a writing duly executed and delivered by both parties hereto.

8. Baum waives any and all legal rights to challenge this final action and disposition in any proceeding judicial or otherwise, and further agrees to specifically refrain from commencing a CPLR Article 78 proceeding against the Commission, any State officer or employee or any public body based upon this matter.

Richard Baum  
Richard Baum

Date: 6/18/08

  
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New York State Commission on Public  
Integrity  
By: Herbert Teitelbaum  
Date: 7/8/08