



COPY

JOHN D. FEERICK
CHAIR

NEW YORK STATE
COMMISSION ON PUBLIC INTEGRITY

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January 29, 2009

CERTIFIED/RETURN RECEIPT REQUESTED

DEDOS106932 / 28110
JOHN C MAERZ



NOTICE OF DELINQUENCY

Your appointing authority has informed the New York State Commission on Public Integrity ("Commission") that you are a non policymaking employee serving in an academic title who receives annual compensation in excess of the filing rate of \$82,389. As such, you were required to file an Annual Statement of Financial Disclosure ("Statement") for calendar year 2007 by November 17, 2008 or within 30 days of your appointment to a qualifying position.

In accordance with Executive Law §94(10) and (11), the Commission has ascertained that you did not file the Statement by the date it was due. Recently the Commission sent you a confidential Notice of Failure to File. Commission records indicate that you still have not filed the Statement.

As a result, an administrative late fee of \$100.00 has been assessed.

If the Commission does not receive your Statement and administrative late fee immediately and thereafter determines to seek a civil penalty, it will send you a Notice of Hearing in accordance with the Commission's rules governing adjudicatory proceedings, set forth in 19 NYCRR Part 941 and you will remain subject to a civil penalty in an amount up to \$40,000.

A copy of this Notice of Delinquency has been sent to your appointing authority, who may also impose disciplinary action as otherwise provided by law, and, in accordance with Chapter 14 of the Laws of 2007, a copy of this delinquency will also be posted on the Commission's website. Pursuant to Executive Law §94(17)(a)(2), this Notice of Delinquency is available for public inspection.

State Commission on Public Integrity

cc: DAVID SMITH, MD
SUNY UPSTATE MEDICAL UNIVERSITY

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