

2011 Lobbyist Registration Audit of Brad Lampley

FINDINGS

Mr. Brad Lampley failed to timely register as a lobbyist for thirteen employers (See Registrations section).

EMPLOYER

- AAA Auto Club South Inc.
- Illinois Central Railroad Co. dba CN
- AAA East Tennessee
- The Daily News Publishing Co.
- Tennessee Grocers & Convenience Store Association
- EnergySolutions, Inc.
- Continental Casualty dba CAN
- Liberty Mutual
- Medco Health Solutions, Inc.
- Tennessee Defense Lawyers Assn
- Health Management Systems, Inc.
- NAIFA – Tennessee
- BellSouth Telecommunications, Inc dba AT&T Tennessee
- Delta Dental of Tennessee
- Best Buy Co., Inc. c/o MultiState Associates Inc.
- Tennessee American Water
- Denbury Onshore, LLC

REGISTRATIONS

Mr. Lampley registered as a lobbyist for 17 employers during 2011. Based on the audit documentation, Mr. Lampley failed to timely register for 13 of his employers. Mr. Lampley is a Partner in Charge for Adams and Reese LLP. The firm contracts for lobbying services with each of the registered employers. Mr. Lampley was registered as one of the lobbyists under these contracts.

Based on the documentation provided by the lobbyist, ten of the employers for which Mr. Lampley registered had a continuing relationship with the lobbying firm. In addition, one employer had an agreement starting on January 1, 2011. For these employers, Mr. Lampley was required to register by January 8, 2011, to meet the seven (7) day registration requirement. Mr. Lampley registered on the following dates for each employer listed:

- AAA East Tennessee on January 12, 2011, 4 days late.
- The Daily News Publishing Co. on January 12, 2011, 4 days late.
- Tennessee Grocers & Convenience on January 12, 2011, 4 days late.
- EnergySolutions, Inc on January 12, 2011, 4 days late.
- Continental Casualty dba CAN on January 12, 2011, 4 days late.
- Liberty Mutual on January 12, 2011, 4 days late.
- Medco Health Solutions, Inc. on January 12, 2011, 4 days late.
- Tennessee Defense Lawyers Assn. on January 12, 2011, 4 days late.
- Health Management Systems, Inc. on January 12, 2011, 4 days late
- NAIFA – Tennessee on January 25, 2011, 17 days late
- BellSouth Telecommunications, Inc. on January 25, 2011, 17 days late

Adams and Reese LLP contracted with Delta Dental of Tennessee for lobbying services in 2011. Mr. Lampley has registered as one of the lobbyists under the contract. The lobbyist provided the January 31, 2011 engagement letter establishing the lobbying relationship which was signed on February 3, 2011. The audit determined a lobbyist relationship requiring registration commenced by February 3, 2011. As a result, Mr. Lampley was required to register by February 10, 2011 to meet the seven (7) day registration requirement. He did not register until February 15, 2011, 5 days late.

Adams and Reese LLP contracted with Denbury Onshore, LLC for lobbying services for the 2010 and 2011 registration years. Mr. Lampley registered as one of the lobbyists under the contract in both years. Based on the documentation provided by the lobbyist, it appears the relationship was not scheduled to continue in 2011 until a series of emails provided by the lobbyist re-established the relationship. The relationship per the emails appear to commence on January 19, 2011. As a result, Mr. Lampley was required to register by January 26, 2011 to meet the seven day (7) registration requirement. He did not register until May 9, 2011, 103 days late.

LOBBYING AGREEMENTS

Based on a review of the documentation provided by Mr. Lampley, he had a written contract with each client. The terms of each contract appear to be within the statutes for lobbying activities including having no terms for contingency payments based on lobbying success.

FAMILY OR BUSINESS ARRANGEMENTS WITH PUBLIC OFFICIALS

Mr. Lampley reported on his lobbyist disclosure the following business relationship with; Sen. Mark Norris. The disclosure states Mark Norris joined Adams and Reese in 2006 as part of a group of 15 lawyers from the firm of Armstrong Allen. Mr. Norris is an attorney assigned principally to our Litigation practice group. Mr. Lampley reported he had no familial relationships with persons who were officials in the legislative branch or officials in the executive branch.

TRAINING & FEES

Based on review of the Bureau of Ethics and Campaign Finance's lobbyist records, Mr. Lampley completed his required lobbyist training for the 2011 registration year and paid all registration fees.