



Economic
Development
Corporation

FILED

NOV 14 2024

INDIANA STATE
ETHICS COMMISSION

IC 4-2-6-11

Post-employment waiver

As the Appointing Authority of Indiana Economic Development Corporation, I am filing this waiver of the application of the Code of Ethics' post-employment restriction as it applies to Kimberly Hoffman in her post-employment with Accent Indy LLC.

I understand that I must file and present this waiver to the State Ethics Commission at their next available meeting. I further understand that this waiver is not final until approved by the State Ethics Commission.

- A. This waiver is provided pursuant to IC 4-2-6-11(g) and specifically waives the application of *(Please indicate the specific restriction in 42 IAC 1-5-14 (IC 4-2-6-11) you are waiving):*

IC 4-2-6-11(b)(2): 365 day required "cooling off" period before receiving compensation from an employer for whom the state employee or special state appointee was engaged in the negotiation or administration of a contract and was in a position to make a discretionary decision affecting the outcome of such negotiation or administration.

IC 4-2-6-11(c): Particular matter restriction prohibiting the former state employee or special state appointee from representing or assisting a person in a particular matter involving the state if the former state officer, employee, or special state appointee personally and substantially participated in the matter as a state worker. *(Please provide a brief description of the specific particular matter(s) to which this waiver applies below):*

B. IC 4-2-6-11(g)(2) requires that an agency's appointing authority, when authorizing a waiver of the application of the post-employment restrictions in IC 4-2-6-11(b)-(c), also include specific information supporting such authorization. Please provide the requested information in the following five (5) sections to fulfill this requirement.

1. Please explain whether the employee's prior job duties involved substantial decision-making authority over policies, rules, or contracts:

As the Vice President, Experiential Marketing & Events, Kimberly has decision making authority regarding the entities with which the IEDC contracts within the particular division of the IEDC she oversees. However, Kimberly has no final contracting or budgeting authority. Kimberly oversees vendor performance and manages the day-to-day working relationship.

2. Please describe the nature of the duties to be performed by the employee for the prospective employer:

As a part of her new role, Kimberly would not be involved with the current IEDC contract with the vendor. Kimberly tentative position would be a leadership role for the vendor, leading business development and marketing efforts/strategy. She would also be responsible for the development and coaching of direct reports and will take on a planning role for major citywide events

3. Please explain whether the prospective employment is likely to involve substantial contact with the employee's former agency and the extent to which any such contact is likely to involve matters where the agency has the discretion to make decisions based on the work product of the employee:

The prospective employment is unlikely to involve substantial contact with IEDC. The vendor currently has a proficient team assigned to the IEDC account, and in no way will Kimberly have involvement in or influence over IEDC services or agreement negotiations.

4. Please explain whether the prospective employment may be beneficial to the state or the public, specifically stating how the intended employment is consistent with the public interest:

Kimberly is an experienced professional and returning to her former employer of nine years would retain her skills in the state of Indiana to the benefit of Hoosiers seeking marketing and event planning services, including state agencies.

5. Please explain the extent of economic hardship to the employee if the request for a waiver is denied:

The economic hardship to the prospective employee would be moderate to considerable in nature if denied.

C. Signatures

1. Appointing authority/state officer of agency

By signing below I authorize the waiver of the above-specified post-employment restrictions pursuant to IC 4-2-6-11(g)(1)(A). In addition, I acknowledge that this waiver is limited to an employee or special state appointee who obtains the waiver before engaging in the conduct that would give rise to a violation.



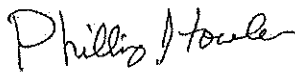
11/1/2024

David Rosenberg

DATE

2. Ethics Officer of agency

By signing below I attest to the form of this waiver of the above-specified post-employment restrictions pursuant to IC 4-2-6-11(g)(1)(B).



11/1/2024


Phil Fowler

DATE

D. Approval by State Ethics Commission

FOR OFFICE USE ONLY

Approved by State Ethics Commission



Katherine Noel, Chair, State Ethics Commission

11/14/2024

Date

Mail to:

Office of Inspector General
315 West Ohio Street, Room 104
Indianapolis, IN 46202

OR

Email scanned copy to: info@ig.in.gov

*Upon receipt you will be contacted with
details regarding the presentation of this
waiver to the State Ethics Commission.*

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INDIANA STATE ETHICS COMMISSION



ETHICS DISCLOSURE STATEMENT
CONFLICTS OF INTEREST – DECISIONS AND VOTING

State Form 56880 (R / 10-16)
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) Hoffman	Name (first) Kimberly	Name (middle)	
Name of office or agency Indiana Economic Developmeny Corporation		Job title Vice President, experiential Marketing &Events	
Address of office (number and street) 1 N. Capitol Ave., Suite 700		City Indianapolis	ZIP code 46204
Office telephone number (317) 232-8800	Office e-mail address (required) pfowler@iedc.in.gov		

Describe the conflict of interest:

Ms. Hoffman is currently engaged in negotiations for employment with Accent Indy, her former employer and IEDC contractor.

The IEDC negotiated and executed a contract with Accent Indy prior to Ms. Hoffman being employed at the IEDC.

While at the IEDC, Ms. Hoffman oversaw the day-to-day working relationship with Accent Indy, including negotiating contract extensions as needed. While Ms. Hoffman had influence over the Accent Indy agreement, she did not possess final contracting or budgeting authority. If employed by Accent Indy, Ms. Hoffman would not have any interaction with work performed for the IEDC.

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

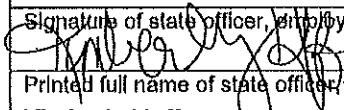
Ms. Hoffman will be screened from all decisions and votes, including contract amendments and negotiations, pertaining to the contractor and potential future employer in which the contractor would have a financial interest.

Ms. Hoffman shall not assist any future employer, including Accent Indy, with any matter she personally and substantially participated in while employed at the IEDC. The restriction applies in perpetuity for the life of the matter. Pursuant to IC 5-14-3-10, Ms. Hoffman shall not disclose or otherwise rely upon information classified as confidential under IC 5-14-4-3. This restriction applies as long as the subject information is deemed confidential.

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)

11.1.2024

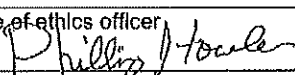
Printed full name of state officer, employee or special state appointee

Kimberly Hoffman

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)

11.1.2024

Printed full name of ethics officer

Phil Fowler

Baker, Nathaniel P

From: Lang, Andrew (IEDC)
Sent: Monday, November 4, 2024 1:00 PM
To: IG Info
Cc: Fowler, Phillip; Hoffman, Kimberly
Subject: Post Employment Waiver & Ethics Disclosure - Kimberly Hoffman
Attachments: Kimberly Hoffman Post Employment Waiver 11.1.2024.pdf; Post-Employment Waiver; Post-Employment Waiver; Kimberly Hoffman - Ethics Disclosure Statement -final.pdf

Good Afternoon,
Please find Kimberly Hoffman's post-employment waiver attached for the November meeting. Also attached is the disclosure form as well as evidence of notice being provided to Phil Fowler, our Chief Ethics Officer and the IEDC appointing authority.



Andrew Lang
Deputy General Counsel
m 317.910.7715 | forthebold.com

Economic Development
Corporation



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Baker, Nathaniel P

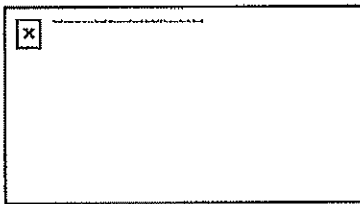
From: Hoffman, Kimberly
Sent: Wednesday, October 30, 2024 1:50 PM
To: Rosenberg, David; Paglia, Robert (IEDC)
Cc: Lang, Andrew (IEDC); Fowler, Phillip
Subject: Post-Employment Waiver

David and Robert –

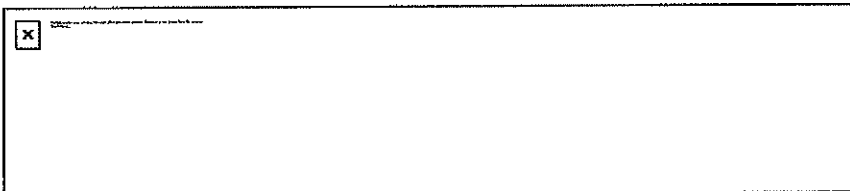
Given that I can't imagine working for any other executive leadership team, I have started to explore my next move - which may be a return to Accent in a new capacity. Phil and Andrew are helping me with the State Ethics/Post Employment Waiver process and confirming that this is a viable option, but we'll need your sign off to put this in front of the Committee.

I'm targeting January 2025 for departure and have not shared with any other team members internally. While I'm aware that this technically becomes public record once submitted, I appreciate your discretion as I try to keep my team motivated through the end of the year. Should all work out, I'll notify HR, Salena, and team in December.

Thank you!



**Kimberly Hoffman, CMP, DMCP,
DES**
Vice President, Experiential Marketing &
Events
m 317.910.8016 | forthebold.com



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