

Thomas Klemm

Subject: RE: Subpoena request - Creamer v. Ben, Matter No. 1510ET17
Attachments: Second Revised Notice of Hearing.pdf

From: Diana Lin
Sent: Wednesday, January 06, 2016 9:44 AM
To: Leron Ben; Michael Cooke
Cc: Maya Nayak; Jordan Segall; Shane Creamer
Subject: RE: Subpoena request - Creamer v. Ben, Matter No. 1510ET17

Dear Parties,

In response to the Executive Director's request to reschedule the hearing, Hearing Officer Glazer has rescheduled the hearing in this matter, and the Second Revised Notice of Hearing is attached.

The hearing is rescheduled for Tuesday, March 1, 2016 at 10:30 a.m. to continue on Wednesday, March 2, 2016 at 9:30 a.m. as necessary. If this rescheduling presents an unavoidable conflict, let me know as soon as possible.

Please also note that the new deadline for parties to exchange witness lists and exhibits is Friday, February 5, 2016. The new deadline for the Board to receive the parties' pre-hearing memorandum or memoranda is Friday, February 12, 2016.

Please let me know if you have questions about the applicable procedures.

Sincerely,

Diana J. Lin, Esq.
Associate General Counsel
City of Philadelphia Board of Ethics
diana.lin@phila.gov
215.686.9450 (t)

From: Leron Ben [<mailto:rent2158332547@gmail.com>]
Sent: Monday, January 04, 2016 9:30 PM
To: Michael Cooke
Cc: Maya Nayak; Jordan Segall; Shane Creamer; Diana Lin
Subject: Re: Subpoena request - Creamer v. Ben, Matter No. 1510ET17

Maya.

I don't see any good reason to bring the people that Mr. Cooke trying to subpoena, Since all owners of properties are available on public record (city of Philadelphia cite), and as a city employee he can get any record needed

I don't see why do they have to attend, and what is the reason he wants them there since i was the only person with the hearing master.

I disagree with Mr. Cooke statement on his email, and Mr. Cooke keeps using inaccurate quotes.

I'm asking to deny his request, since it has no impact on the hearing matter.

Thank you
Liran
215-833-2547

On Monday, January 4, 2016, Michael Cooke <Michael.Cooke@phila.gov> wrote:

Maya,

In his December 9, 2015 Response to the Executive Director's Notice of Administrative Enforcement Proceeding, Leron Ben stated, "I am just representing the owners of these properties in these hearings and when a case is rejected, the payment comes from owners and not from me." This statement is not consistent with what Mr. Ben told Board enforcement staff when we met with him in July of 2015. In that meeting, Mr. Ben did not tell us that he did not have an ownership interest in any of the properties for which he appeared at the May 2015 OAR hearing. In order to be able to address this inconsistency at the hearing on this matter, Board enforcement staff believe it is necessary to obtain documentation from the relevant corporate owners of the properties. Accordingly, enforcement staff respectfully request that the Board issue the two subpoenas attached hereto pursuant to Board Regulation No. 2, Paragraph 2.16(c) and Section 6(E) of the Board's memo on Procedures for Administrative Enforcement Proceedings. As provided by Section 6(E) of the Procedures memo, enforcement staff will be responsible for service of the subpoenas.

Assuming that the Board agrees to issue the requested subpoenas, enforcement staff respectfully request that the Board extend all pre-hearing deadlines and the hearing date in the above captioned matter so that documents and information received in response to the subpoenas can be incorporated into the pre-hearing exchanges. Currently the first pre-hearing exchange is scheduled for Thursday January 8, 2016. We respectfully request that the date of the first pre-hearing exchange be extended to February 5, 2016. We further respectfully request that the Board proportionately extend all subsequent deadlines.

Please do not hesitate to contact us if you have any questions.

Regards,

Michael J. Cooke, Esq.

Director of Enforcement

Board of Ethics

of the City of Philadelphia

1515 Arch St., 18th Floor

Philadelphia, PA 19102

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**BOARD OF ETHICS
OF THE CITY OF PHILADELPHIA**

J. Shane Creamer, Jr.	:	
Executive Director	:	
Philadelphia Board of Ethics	:	
1515 Arch Street, 18th Floor	:	
Philadelphia, PA 19102	:	
	:	Matter No. 1510ET17
v.	:	
	:	Date of Issue: January 6, 2016
Leron Ben Shoshan	:	
22 Evergreen Way	:	
Philadelphia, PA 19115	:	
	:	
Respondent	:	

SECOND REVISED NOTICE OF HEARING

In response to the Executive Director's January 4, 2016 request that the hearing in this matter be rescheduled, the Board's Hearing Officer Richard Glazer has rescheduled the hearing to begin on **Tuesday, March 1, 2016 at 10:30 a.m.** The hearing will continue as necessary on **Wednesday, March 2, 2016 at 9:30 a.m.** Hearing Officer Glazer will schedule additional time as needed to complete the hearing.

The hearing will take place at the Office of the Board of Ethics, One Parkway Building, 1515 Arch Street, 18th Floor, Room No. 18-009, Philadelphia, PA 19102.

Pursuant to Board of Ethics Regulation No. 2 and the Board's November 19, 2014 Memorandum on Supplemental Procedures for Administrative Enforcement Proceedings, the rescheduled deadline for parties to exchange witness lists and exhibits is **Friday, February 5, 2016**. The rescheduled deadline for the Board to receive the parties' pre-hearing memoranda is **Friday, February 12, 2016**.