

1 **BEFORE THE WASHINGTON STATE**
2 **EXECUTIVE ETHICS BOARD**

3 In the Matter of:

EEB Case No. 2023-078

4 Lloyd Bookter,

FINAL ORDER

5 Respondent
6
7

8 **I. PROCEDURAL HISTORY**

9 On September 28, 2023, the Executive Ethics Board (Board) received a complaint
10 alleging that Lloyd Bookter, an employee of the Washington State Department of Corrections
11 (DOC), may have violated the Ethics in Public Service Act. The complaint alleged that Lloyd
12 Bookter violated RCW Chapter 42.52, by using state resources for non-work related activities.

13 The Board entered an Order of Default on March 14, 2025. On March 18, 2025, Board
14 staff provided Lloyd Bookter with notice of the Board's Order of Default by regular and certified
15 mail.

16 Pursuant to WAC 292-100-060(4) Lloyd Bookter was allowed 10 days to request
17 vacation of the Order of Default. Lloyd Bookter has not moved to vacate the order entered on
18 March 14, 2025.

19 **II. FINDINGS OF FACT**

20 1. According to the complaint, Lloyd Bookter "constantly" uses DOC computers to
21 "surf the internet."

22 2. According to DOC, Lloyd Bookter was hired on May 26, 2006, as a Correctional
23 Officer 1 (CO1). Lloyd Bookter currently holds the rank of Sergeant (Sgt).
24

25 3. As part of this investigation, Board staff requested forensic images of all DOC
26 computers Lloyd Bookter had access to during the course of their duties.

1 4. Board staff were provided with four computer images, which were processed and
2 reviewed utilizing Magnet Axiom software. Upon review of the contents, Board staff located
3 extensive personal usage, including:
4

5 **Between the dates of April 1, 2023 – October 18, 2023:**

6 ***Dozens of Google searches, personal in nature, including:***

- 7 • Psoriasis
- 8 • Blue fox lures salmon
- 9 • Vermillion rockfish
- 10 • Why does a car blow a spark plug?
- 11 • 23 toyota headlamp bucket
- 12 • Sportco Gun inventory
- 13 • Remington 870 10 gauge
- Flight from seatac to san angelot x
- Nickelback long road lyrics
- Foot pain ball of foot
- Total Wine Silverdale

14 ***Frequent and Ongoing Web Visits, personal in nature, including:***

- 15 • Komo news
- 16 • King 5 news
- 17 • Kiro 7 news
- 18 • CNN
- 19 • MSN.com
- 20 • Mintmobile (cell phone company)
- 21 • Fox13Seattle
- 22 • Foxnews.com
- 23 • Sportco
- 24 • Costco.com
- 25 • Amazon (evidence of several personal items viewed)
- 26 • Followsports.com
- Basspro.com
- Courierherald.com
- Peninsuladailynews.com
- Walmart
- Safeway.com
- Glamour.com
- Daily-choices.com (Travel, family, culture, leisure and health news)

- 1 • Midwayusa.com (online fishing and hunting store)
- 2 • Twitter
- 3 • Go.reference.com/entertainment (popular news stories)
- 4 • Tractorsupply.com
- 5 • Canopy-world.com
- 6 • Standardnews.com (“Business, culture, news, technology and trending” news)
- 7 • Daycomics.com
- 8 • Cashroadster.com
- 9 • Telehealthdave.com (Misc. news about fitness, diets, etc.)
- 10 • Stylecaster.com (“Fashion, beauty, lifestyle, entertainment, shopping, originals”)
- 11 • Reportingly.com (“home, business, tech, rich & famous and real estate” news)
- 12 • Expedia.com (flights viewed)
- 13 • Extremeterrain.com (vehicle lights viewed)
- 14 • eBay.com
- 15 • Offerup.com
- 16 • Yourtango.com (horoscopes viewed)
- 17 • Craigslist
- 18 • Akingcrab.com
- 19 • Alaskaair.com (flights searched and viewed)
- 20 • Heroinvesting.com
- 21 • Hrcranch.com (property in Texas)
- 22 • Psychicmonday.com (“Love life, health & well-being, mind & mental and leisure” news)
- 23 • Genius.com (song lyrics)
- 24 • Thefinancialsavvy.com
- 25 • Walletgenius.com
- 26 • Lawnmowerpartsworld.com
- Legacy.com (obituaries)
- Livestly.com (Fitness, parenting, travel, food news)
- Songlyrics.com
- Heraldweekly.com
- Glamour.com
- Goodreads.com
- Twitter
- 4wheelparts.com
- Nationalinterest.org (news/politics)
- Tuzzy.com (“LGBTQI, Fashion, world, travel” news)
- Beyondtheflag.com (Nascar news)
- Chefstore.com

- Thegrizzled.com (“Grizzly stuff, cars, military, motorcycles, sports, outdoors”)
- Newsharper.com (Business, sci-fi, entertainment and “weird world” news)
- Hotshotoffroad.com
- Bevmo.com
- Astrofame.com (horoscopes)
- Thewoodwhisperer.com
- Boiteascoop.com (news about golden age celebrities)
- WDFW.wa.gov (various types of fish species viewed)
- Extremeterrain.com
- Toyota.com
- Peninsuladailynews.com
- Myfinance.com
- Prioroyal.com (Celebrities then and now)
- Remarms.com (firearms)
- Sportsmans.com
- Yourroyals.com (custom furniture shop)
- Yourdiy.com
- Yeahmotor.com
- Yourtango.com (“horoscopes, entertainment news, family, self, health & wellness, heartbreak, expert advice”)

5. Board staff notified Lloyd Bookter of both the original complaint and evidence found as part of this investigation and afforded them the opportunity to respond. Lloyd Bookter replied, stating “I have not heard from any of you since I was given the complaint.” Board staff reiterated subsections Investigation and Next Steps of the original notification letter mailed to Lloyd Bookter, which stated, in pertinent part:

INVESTIGATION: “Investigations can take from six to twelve months to complete.”

NEXT STEPS: “Please review and respond to the allegations contained in the enclosed complaint by **January 12, 2024.**”

6. In Lloyd Bookter’s follow-up response to Board staff, they stated, “I still do my job monitoring the CCTV Pelco system of our institution. Please understand that in Corrections,

1 there are posts that are always manned, and lots of times, there is absolutely nothing going on.
2 The sheer boredom at times can be overwhelming.”

3 CONCLUSIONS OF LAW

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5 1. The Board has jurisdiction to hear this matter pursuant to RCW 42.52.360(1),
6 which authorizes the Board to enforce the Ethics in Public Service Act, chapter 42.52 RCW,
7 with respect to employees in the executive branch of state government. The Board has
8 jurisdiction over Lloyd Bookter, whose actions occurred while they were a state employee.
9 Based on the evidence reviewed, Lloyd Bookter has used state resources for their private benefit
10 or gain in violation of RCW 42.52.160. Lloyd Bookter’s activities do not meet the exceptions for
11 the use of state resources as permitted in WAC 292-110-010.

12 2. RCW 42.52.160(1) – Use of persons, money, or property for private gain, states:

13 No state officer or state employee may employ or use any
14 person, money, or property under the officer’s or employee’s
15 official control or direction, or in his or her official custody, for
16 the private benefit or gain of the officer, employee, or another.

Under WAC 292-110-010 Use of state resources states, in part:

17 (3) **Permitted personal use of state resources.** This subsection applies to any use of
18 state resources not included in subsection (2) of this section.

19 (a) A state officer or employee's use of state resources is de minimis only if each
20 of the following conditions are met:

- 21 (i) There is little or no cost to the state;
- 22 (ii) Any use is brief;
- 23 (iii) Any use occurs infrequently;
- 24 (iv) The use does not interfere with the performance of any state officer’s
25 or employee’s official duties;
- 26 (v) The use does not compromise the security or integrity of state
property, information systems, or software;
- (vi) The use is not for the purpose of conducting an outside business, in
furtherance of private employment, or to realize a private financial gain;
and
- (vii) The use is not for supporting, promoting the interests of, or soliciting
for an outside organization or group.

3. The Board is authorized to impose sanctions for violations to the Ethics Act
pursuant to RCW 42.52.360.

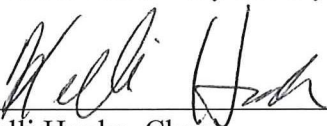
4. In determining the appropriateness of the civil penalty, the criteria in WAC 292-120-030 have been reviewed.

III. FINAL ORDER

Based on the foregoing:

IT IS HEREBY ORDERED Respondent Lloyd Bookter is liable for and shall pay a civil penalty of four thousand five hundred dollars (\$4,500). The payment shall be made to the Executive Ethics Board within forty-five (45) days of this Order.

DATED this 9th day of May 2025.


Kelli Hooke, Chair


Cam Comfort, Member


Megan Abel, Vice Chair


David Hankins, Member


Mark Rapozo, Member

APPEAL RIGHTS

RECONSIDERATION OF FINAL ORDER – BOARD

Any party may ask the Executive Ethics Board to reconsider a Final Order. The request must be in writing and must include the specific grounds or reasons for the request. The request must be delivered to Board office within 10 days after the postmark date of this order.

The Board is deemed to have denied the request for reconsideration if, within 20 days from the date the request is filed, the Board does not either dispose of the petition or serve the

1 parties with written notice specifying the date by which it will act on the petition.
2 RCW 34.05.470.

3 The Respondent is not required to ask the Board to reconsider the Final Order before
4 seeking judicial review by a superior court. RCW 34.05.470.

5 **FURTHER APPEAL RIGHTS – SUPERIOR COURT**

6 A Final Order issued by the Executive Ethics Board is subject to judicial review under
7 the Administrative Procedure Act, chapter 34.05 RCW. See RCW 42.52.440. The procedures
8 are provided in RCW 34.05.510 - .598.

9 The petition for judicial review must be filed with the superior court and served on the
10 Board and any other parties within 30 days of the date that the Board serves this Final Order on
11 the parties. RCW 34.05.542(2).

12 A petition for review must set forth:

- 13 (1) The name and mailing address of the petitioner;
- 14 (2) The name and mailing address of the petitioner's attorney, if any;
- 15 (3) The name and mailing address of the agency whose action is at issue;
- 16 (4) Identification of the agency action at issue, together with a duplicate copy, summary,
17 or brief description of the agency action;
- 18 (5) Identification of persons who were parties in any adjudicative proceedings that led to
19 the agency action;
- 20 (6) Facts to demonstrate that the petitioner is entitled to obtain judicial review;
- 21 (7) The petitioner's reasons for believing that relief should be granted; and
- 22 (8) A request for relief, specifying the type and extent of relief requested.
23 RCW 34.05.546.

24 **ENFORCEMENT OF FINAL ORDERS**

25 If there is no timely request for reconsideration, this is the Final Order of the Board. The
26 Respondent is legally obligated to pay any penalty assessed.

1 The Board will seek to enforce a Final Order in superior court and recover legal costs
2 and attorney's fees if the penalty remains unpaid and no petition for judicial review has been
3 timely filed under chapter 34.05 RCW. This action will be taken without further order by the
4 Board.