

NEW YORK STATE JOINT COMMISSION ON PUBLIC ETHICS
540 Broadway
Albany, New York 12207
(518) 408-3976

In the Matter of Crucible Materials Corporation

DECISION AND
ORDER

Respondent

Failure to Timely File a 2009 July/December
Client Semi-Annual Report

Crucible Materials Corporation ("Respondent"), a Client in 2009, was required to file the 2009 July/December Client Semi-Annual Report by January 15, 2010 pursuant to Legislative Law §1-j, because Respondent retained, employed or designated a lobbyist and Respondent reasonably anticipated that they would expend or incur an amount in excess of \$5,000 during the calendar year.

On June 14, 2010 a formal Notice of Failure to File was issued which afforded Respondent 15 days to file.

On February 16, 2011 the Commission on Public Integrity ("CPI") issued a Notice of Reasonable Cause with a Proposed Settlement Agreement that was mailed on February 16, 2011. On February 22, 2011 the post office returned the correspondence that was issued to the Respondent. CPI staff conducted an internet search of the corporation to obtain an address to properly serve the Notice of Reasonable Cause on the Respondent. Information obtained during that search was that the Respondent was in Chapter 11 Bankruptcy. On February 23, 2011 the Notice of Reasonable Cause and proposed settlement were served on the two attorneys listed as attorney on record.

On March 7, 2011 CPI received a response from Respondent's attorney (attorney for debtor) stating that the Debtor's Chapter 11 plan of liquidation was effective September 15, 2010. Respondent also stated that no lobbying efforts were conducted during the chapter 11 proceeding, and because no claim was asserted, the CPI may no longer pursue action by virtue of Section 362 of the Bankruptcy Code.

Because of the facts set forth above, the Notice of Reasonable Cause is hereby withdrawn.

Hon. Janet DiFiore

CHAIR

Ravi Batra

Patrick J. Bulgaro

Hon. Joseph Covello

Hon. Vincent A. Delorio

Daniel J. Horwitz

Marvin E. Jacob

George H. Weissman

Ellen Yaroshefsky

MEMBERS

DATED: December 20, 2011