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127th General Assembly

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Regular Session

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2007-2008

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REPRESENTATIVES Dodd-Garrison-Okey

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Gerberry, R. Hagan, Bolon, Stabile Harwood, Letson, Beatty, Book,

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Strahorn, Foley, Redfern, Boyd, Brady, Budish, Fende, Newcomb,

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DeBose, DeGeeter, Yuko, S. Williams, Skindell, Otterman, B.

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Williams, Sykes, Dyer, Slesnick, Lundy, Koziura, Goyal, Domenick,

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Sayre, Celeste, Heard, D. Stewart, Szollosi, Ujvagi, Brown,

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Driehaus, Yates, Luckie

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ARTICLES OF IMPEACHMENT

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Exhibited by the House of Representatives of
the State of Ohio in support of its
impeachment of Marc Dann, Attorney General of
the State of Ohio, for misdemeanors in office.

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Preamble

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Whereas, Attorney General, Marc Dann, was first elected to
the Office of Attorney General, of the State of Ohio, in November,
2006.

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Whereas, the Ohio General Assembly finds the Attorney

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General, Marc Dann, committed misconduct in office rising to the level of malfeasance, neglect, nonfeasance, gross neglect of duty, improper exercise of authority, and gross immorality; and

Whereas, the Ohio General Assembly, finds that the Attorney General, Marc Dann, committed misconduct in office as mentioned above, which is conduct for which impeachment of Marc Dann is appropriate.

Article I

Malfeasance and Improper Exercise of Authority

While acting in his official capacity as Attorney General of the State of Ohio, Marc Dann obstructed the investigation into the allegations of sexual harassment within his office.

Article II

Malfeasance

While acting in his official capacity as Attorney General of the State of Ohio, Marc Dann willfully and intentionally issued misleading statements under oath.

Article III

Nonfeasance and Gross Neglect of Duty

While acting in his official capacity as Attorney General of the State of Ohio, Marc Dann, neglected to perform the official duties of his office and by his own admission was not competent or qualified to execute the duties of the office of Attorney General.

Article IV

Nonfeasance and Neglect

While acting in his official capacity as Attorney General of the State of Ohio, Marc Dann, failed to exercise due care in the administration of the Attorney General's office because he knew or should have known his personal conduct contributed to and allowed

the creation of a hostile work environment. 48

Article V 49

Nonfeasance and Neglect 50

While acting in his official capacity as Attorney General of 51
the State of Ohio, Marc Dann, failed to exercise due care in the 52
administration of the Attorney General's office to ensure the 53
safety and security of state property. 54

Article VI 55

Nonfeasance and Neglect 56

While acting in his official capacity as Attorney General of 57
the State of Ohio, Marc Dann, failed to investigate and prohibit 58
improper use of state property. 59

Article VII 60

Nonfeasance and Neglect 61

While acting in his official capacity as Attorney General of 62
the State of Ohio, Marc Dann, knew or should have known, of the 63
misuse of state property for personal business. 64

Article VIII 65

Gross Neglect of Duty 66

While acting in his official capacity as Attorney General of 67
the State of Ohio, Marc Dann, committed acts of gross neglect of 68
duty by undermining the integrity of his office; bringing 69
disrepute upon the office; betraying the public trust as Ohio's 70
chief law enforcement officer; and undermining the effectiveness 71
and efficiency of the office. 72

Article IX 73

Gross Immorality 74

While acting in his official capacity as Attorney General of 75
the State of Ohio, Marc Dann, committed acts of gross immorality 76

and knew or should have known that his personal conduct undermined the effectiveness and efficiency of the office. 77
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Wherefore be it resolved, Marc Dann, in his capacity as Attorney General of the State of Ohio, has committed the acts in the above-named articles, and this conduct warrants impeachment pursuant to Article II of the Ohio Constitution and by the Ohio House of Representatives, and the accompanying trial of the Ohio Attorney General by the Ohio Senate. 79
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