



COPY

JOHN D. FEERICK
CHAIR

NEW YORK STATE
COMMISSION ON PUBLIC INTEGRITY

PHONE: (518) 408-3976
FAX: (518) 408-3975

540 BROADWAY
ALBANY, NEW YORK 12207

October 23, 2007

CERTIFIED/RETURN RECEIPT REQUESTED

DEDOS063994 / 00143
MARTIN SMITH



NOTICE OF DELINQUENCY

Your appointing authority has informed the New York State Commission on Public Integrity ("Commission") that you are an individual who is (1) defined as a "State officer or employee" or (2) receives annual compensation in excess of the filing rate of \$77,661, under Public Officers Law §73-a. As such, you were required to file an Annual Statement of Financial Disclosure for calendar year 2006 by May 15, 2007.

Pursuant to Executive Law §94(10) and (11), the Commission has ascertained that you did not file the Statement by the date it was due. Recently the Commission sent you a confidential Notice of Failure to File. Commission records indicate that you still have not filed the Statement which is past due.

As a result, an administrative late fee of \$100.00 has been assessed.

If the Commission does not receive your Statement and administrative late fee immediately and thereafter determines to seek a civil penalty, it will send you a Notice of Hearing in accordance with the Commission's rules governing adjudicatory proceedings, set forth in 19 NYCRR Part 941 and you will remain subject to a civil penalty in an amount up to \$10,000.

A copy of this Notice of Delinquency has been sent to your appointing authority, who may also impose disciplinary action as otherwise provided by law. Pursuant to Executive Law §94(17)(a)(2), this Notice of Delinquency is available for public inspection.

State Commission on Public Integrity

cc: AVI SCHICK
EMPIRE STATE DEVELOPMENT CORP.

NC_NOD_NAF.PDF