The Oklahoma Business Ethics Consortium





BE THE DIFFERENCE, WWW.OKETHICS.ORG

AGENDA · MARCH 26TH, 2015 · TULSA CHAPTER

I. Welcome

Lynn Flinn, President of The Rowland Group; Tulsa Founder of OK Ethics

II. Upcoming Events May 1st

OK Ethics Awards

Keynote by Stephen Howard

Executive Pilot Honoree: **Robyn Ewing**, Senior Vice President, Strategic Services and Administration and Chief Administrative Officer for The Williams Companies

NEW LOCATION: Tower Hotel, 3233 NW Expressway

June 25th

Crossing the Ethical Line: Insights into Workplace Fraud Presented by Jeffrey Roberts, CPA, CFE, CFF

BKD, LLP, Managing Director Forensics and Valuation Services

LOCATION: DoubleTree by Hilton, Downtown Tulsa

August 20th

New Generation Ethics: Naval Leadership Lessons

Presented by CDR Arthur Gibb, III, USN, Ph.D.

Permanent Military Professor and Chair, Leader Development and Research Department United States Naval Academy LOCATION: DoubleTree by Hilton, Downtown Tulsa

PINNACLE MEMBERS

III. Kudos to Our Volunteers!

IV. Guiding Principle

Amber Waid, ONEOK - OK Ethics Navigator Member

V. Instructions for Polls & Verdicts

Oscar Womack, CEO, Coherent Contracts OK Ethics Consortium's Board of Directors

VI. "Ethics on Trial"

(Please refer to page 4 for extended bios)

Reverend Linda Brinkworth

in the role of the defendant.

Pastor, Congregational Care Ministry
St. Luke's United Methodist Church

Dr. Steve Ellis

in the role as witness for the prosecution.

Associate Professor, Department of Philosophy,
University of Oklahoma

The Honorable Noma D. Gurich

in the role of presiding judge.
Justice of the Supreme Court of Oklahoma

Bill Leach

in the role of counsel for the defense. Shareholder and Attorney, McAfee & Taft Law Firm

Jim Priest

in the role of prosecutor. CEO, Sunbeam Family Services OK Ethics Founding Member & Executive Pilot Award Honoree

Did you know that 501c3, non-profit organizations can join for free at the Frontier level?

Vision: To be recognized as a statewide and national forum for promoting business ethics.

UPCOMING EVENTS



CROSSING THE ETHICAL LINE: INSIGHTS INTO WORKPLACE FRAUD

Presented by

Jeffrey Roberts
CPA, CFE, CFF

BKD, LLP, Managing
Director Forensics
and Valuation Services

Thursday, June 25th

11:30ам-1:00рм

DoubleTree by Hilton Downtown Tulsa



RECOMMENDED FOR 1 CPE IN ETHICS

REMINDER: PLEASE PICK UP CPE'S AT CONCLUSION OF EVENT.

Chesapeake ENERGY













NAVIGATOR MEMBERS







MEDIA ALLIES







STAR MEMBERS















OKLAHOMA BUSINESS ETHICS CONSORTIUM



ESPN Commentator

STEPHEN HOWARD

Keynote Speaker OK Ethics Awards



Tower HotelOklahoma City



CROSSING THE ETHICAL LINE:
INSIGHTS INTO WORKPLACE FRAUD
Presented by
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RECOMMENDED FOR

NEW GENERATION ETHICS:NAVAL LEADERSHIP LESSONS

Presented by

Thursday,

CDR Arthur Gibb, III, USN, Ph.D.

Permanent Military Professor and Chair, Leader Development and Research Department United States Naval Academy

August 20th
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DoubleTree by Hilton
Downtown Tulsa



Discount for reservations received by April 6th.

Advance Reservations Required.

For more information and to register, visit our website at **OKEthics.org** or call **405.889.0498.**

TEST YOUR POLL-TAKING SKILLS

Text ETHICS to 22333 once to join, then 1, 2, 3, 4, 5... Enter a number to indicate which one you like best:

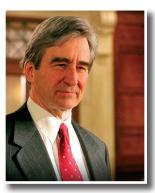
Let's pretend... Who is your favorite fictional television attorney?



Enter 1 to vote for Perry Mason



Enter 2 to vote for Alicia Florrick



Enter 3 to vote for Jack McCoy Law & Order



Enter 4 to vote for Denny Crane Boston Legal

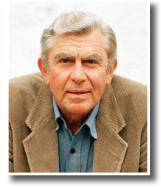


Enter 5 to vote for Saul Goodman

Breaking Bad



Enter 6 to vote for Lionel Hutz The Simpsons



Enter 7 to vote for Ben Matlock



Enter 8 to vote for Victor Sifuentes

RENDER YOUR VERDICT:

After receiving the judge's instructions, immediately following the final closing remarks by both attorneys, please render your verdict using your cell phone and selecting the options below:

Is Ethics, guilty or innocent?

Text ETHICS to 22333 once to join, then 1 or 2.

Enter 1 for NOT Guilty.

Enter 2 for Guilty.

REMINDER: PLEASE PICK UP CPE'S AT CONCLUSION OF EVENT.

APPRECIATION:

OK Ethics relies primarily on volunteers to achieve the organization's successful pursuit of Oklahoma's values of integrity at work. It takes leadership and teamwork to host these exciting events and we salute your dedication in achieving OK Ethics' mission! Listed below are today's volunteers who consistently provide service to our members:

AGENDAS:

Special thanks to Dr. Steve Rockwell, University of Tulsa, for provding this month's agenda.

If you would like to help with future agendas, please contact Lynn Flinn at lynn@rowland-group.com

VOLUNTEERS-AMBASSADOR TEAM:

These friendly people welcome our guests each month and assist in helping them locate seats. They also arrive early to help distribute agendas and assist with name tags.

Karie Mullins	ONE Gas, Inc.	Team Leader
Mark Belanger	ONE Gas, Inc.	Ambassador
Perry Henson	The Rowland Group	Ambassador
Laura O'Connor	The Rowland Group	Ambassador
Colin Schoonover	ONE Gas, Inc.	Ambassador & OK Ethics Foundation Board Member
Brian Shore	ONE Gas, Inc.	Ambassador

VOLUNTEERS-REGISTRATION TEAM:

These dependable individuals diligently record our guests' attendance and handle the collection of fees:

Alicia Goodloe	The Bama Companies, Inc.	Registration & Volunteer Coordinator
David Christie	The Bama Companies, Inc.	Registration
Vanessa Statum	Career Development Partners, Inc.	Registration

SPECIAL INITIATIVES:

Susie Wellendorf	Wellendorf Communications	PR
Michael Oonk	American Bank and Trust	Facilities & Logistics
Lynn Flinn	The Rowland Group	Tulsa Chapter Founder & Programs
James Kelley	The Rowland Group	Membership
Travis Jones	Career Development Partners	Programs
Nick Minden	Darby Equipment	Programs
Tom Vincent	Gable Gotwals	Programs
Susan Pate	Stinnett & Associates	Accountant

OTHER INITIATIVES:

Jalisha Petties*	OK Ethics	Member Care Coordinator
Anna Rosenthal*	Accounting Principles	Notices & Special projects
Tawni Phelan*	Factor 110	Name Tags and Guest Services

^{*}Paid Service Provider

HELP WANTED:

Volunteers to print the monthly agenda. Please contact either Lynn Flinn at lynn@rowland-group. com or Shannon Warren at warrenokla@cox.net.

Ambassadors to welcome and assist guests at monthly events. Please contact either Karie Mullins at Karie.Mullins@onegas.com or Alicia Goodloe at AGoodloe@bama.com.

MANY THANKS TO OUR HORIZON MEMBERS:









































Jim Priest, CEO, Sunbeam Family Services was the 2014 OK Ethics Executive Pilot Award recipient. As a founding member of OK Ethics when it formed in 2003, Jim became one of OK Ethics' most popular presenters.

Prior to becoming CEO, Jim practiced law in Oklahoma for thirty four years and has been consistently recognized as one of the best lawyers in the nation in the field of Employment and Labor law. During that time, he has tried nearly a hundred cases in the state and federal courts and has argued many cases before the Tenth Circuit Court of Appeals.



Bill Leach is a shareholder and attorney for McAfee Taft Law Firm. He is also a veteran trial lawyer who has tried more than 95 cases to verdict in Oklahoma, Texas, Arkansas, Kansas and New Mexico. He has successfully tried jury cases for clients in the insurance, utility, trucking transportation, securities, manufacturing and service industries, and concentrates his practice on insurance claims and coverage disputes, product liability defense, mass torts and class action litigation, multidistrict litigation, and complex business litigation.



Justice Noma D. Gurich was appointed by Governor Brad Henry as only the third woman to serve as Justice of the Supreme Court of Oklahoma and she took office on February 15, 2011.

Justice Gurich has been a member of the judicial branch for 26 years. She served as a District Judge in Oklahoma County for more than 12 years (1998-2011). While serving as a District Judge, Gurich served as the Presiding Judge of both the 11th and 12th



In this challenging mock trial, Ethics finds herself charged with conspiracy to commit murder. Is she truly responsible? Listen to the key witnesses and YOU DE-CIDE! (See instructions on page 2 to use your cell phone to cast your vote.)

All aspects of ethical decision-making will be explored, from Aristotle's virtue ethics (practicing positive character traits) to the divisiveness of relativistic thinking. The discussion begs the question, what role does autonomy play? Is ethical behavior always revered? What about individual rights and justice? All of these can be elements when one is faced with ethical dilemmas.

Multi-county Grand Juries. She also served as the Presiding Administrative Judge for the Oklahoma County district court for two years. Justice Gurich served as a Judge on the Oklahoma Workers' Compensation for 10 years (1988-98), including a 4 year term as Presiding Judge. Before she began her judicial career, Justice Gurich was a practicing attorney engaged in the private practice of law in Oklahoma City for 10 years.



Stephen Ellis, Ph.D. is an Associate Professor in the Department of Philosophy at the University of Oklahoma. He has a BA in Philosophy and Political Science and an MA in Philosophy from the University of Kansas; he earned his PhD in Philosophy from Rutgers University. Prof. Ellis works in decision theory and philosophy of

social science (especially economics). His recent scholarly activity has taken a somewhat practical turn, in that he has developed a business ethics curriculum for the University of Oklahoma and has been publishing on what constitutes good policymaking with regard to local economic development.



Rev. Linda L. Brinkworth, an ordained elder of the United Methodist Church was raised in northwest Oklahoma City. Her twenty years of first professional experience was at Baptist Hospital (before it became Integris Healthcare Systems). There she worked in the registration department, the Education and Training Department, but her favorite

position was as a Patient Advocate helping patients and their families navigate their hospital stays. She left Baptist Hospital to complete a bachelor's degree in fine arts at Oklahoma City University in 1989. She completed a Master's of Divinity at Phillips Theological Seminary in 1993, graduating Cum Laude.

GENERAL PROGRAM DISCLAIMERS:

LEGAL: Members of the Oklahoma Business Ethics Consortium frequently share information concerning various issues and developments that may have legal implications. The discussions, commentary, and handouts at Consortium meetings or presentations to other organizations are for general informational purposes only. They cover only some aspects of the subject topic, and do not constitute a complete legal analysis of the topic or how it might apply to any particular set of facts. Before taking any action based on information presented during a Consortium event, participants are encouraged to consult a qualified attorney.

CPE'S: From time to time, Continuing Professional Education credits are offered. Because OK Ethics relies heavily on volunteers to provide these, we do not have the manpower to send certificates after the program is completed.

REMINDER: PLEASE PICK UP CPE'S AT CONCLUSION OF EVENT.

PHOTOGRAPHY: Occasionally, photos of the event are made and these may be posted on the OK Ethics website or Facebook page. By attending the program, participants tacitly understand and agree to this process. If preferences are otherwise, please notify us at okethics@yahoo.com or call (405) 889-0498 and we will be happy to comply with your wishes.

PRESENTATION STANDARDS:

The observations and comments of presenters at Consortium meetings and networking are the views and opinions of the presenter and do not constitute the opinion or policies of the Consortium or any of its members. Presenters are respectfully requested to honor OK Ethics Guiding Principles as well as avoid profanity, preaching, politics, put-downs and self-promotion during their lectures. To ensure accountability, participants are invited to evaluate each program according to these and other standards.

Recommended for 1 CPE in Ethics*

*Program is designed at the basic level and is suitable for anyone aspiring to or currently holding a leadership position. Note that it is up to the individual attendee to demonstrate relevance to his/her own area of practice. OK Ethics makes no guarantees.



In this mock trial, Ethics finds herself charged with conspiracy to commit murder. Is she truly responsible? Listen to the key witnesses and YOU DECIDE! (See instructions on page 2 to use your cell phone to cast your vote.)

This program explores Aristotle's virtue ethics (e.g. positive character traits such as those listed on the additional handout provided by Strata Leadership) to the difficulties with relativistic thinking. What role does autonomy play? Is ethical behavior always revered? What about individual rights and justice? All of these can be elements when one is faced with ethical dilemmas.

During the trial, can you identify which theories are being considered? When does relativistic thinking rear its ugly head?

Below are three of the most commonly used ethical theories, contrasted with relativistic thinking:

Utilitarianism: "The Greater Good"

Utilitarianism was first introduced by philosopher Jeremy Bentham (1748-1832), then further developed by his godson John Stuart Mill (1806 – 1873). They attempted to quantify the overall good or bad consequences of an action for everyone, whether directly or indirectly involved. This went well beyond just financial implications, but attempts to measure even emotions such as happiness or satisfaction. To paraphrase Richard T. DeGeorge in his book Business Ethics:

Actions are evaluated by looking at results/ consequences, weighing the good effects against the negative ones. If the good outweighs the bad, then it's considered a good action. If not, it thought to be a bad action.

Unfortunately, many oversimplify this approach by only looking at short-term consequences and limiting their perspective to a self-serving cost/benefit analysis.

Deontology: "Do the right thing – no matter what"

This differs from utilitarianism because deontology does not focus on the consequences of an action. Immanuel Kant (1724-1804), the key proponent of this theory, believed that being moral equated to being rational. According to DeGeorge, for an action to be moral, it must be:

- 1. Amenable to being made consistently universal.

 In other words, "What is good for the goose is good for the gander." This would be true regardless of cultural or personal differences. So, if you allow yourself to act on a certain principle, you must allow everyone to act on the same principle. It is wrong to make an exception of yourself.
- **2.** Respect rational beings as ends in themselves (rather than being used as a means to an end),
- **3. Must stem from the autonomy of rational beings.** In other words, recognizes everyone's free will or self-sovereignty.

According to this philosophy, all three conditions must be present in order for an action to be considered ethical.

Virtue Ethics – Focus on Character

Ancient Greek philosophers are largely credited for the foundation of this theory. This approach focuses on human flourishing, understood not as a state of affairs (like pleasure) but rather as an activity or way of living. Virtue theorists care about outcomes, broadly conceived, but allow that acting on principles is part of human flourishing.

Emphasis is given to three key aspects: Judgment, virtues and character. Aristotle believed that we only become virtuous through continuous practice of many positive character traits including honesty, self-control and dependability. These tend to lead one to the exercise of good judgment based on a well-developed moral sense.

Special note: Character First offered by Strata Leadership is a great resource of information and definitions of character. Visit their website at *www.characterfirst.com/assets/CFDefinitions.pdf* for more detailed definitions of 49 character traits. (See additional attachment provided with this agenda on page 8)





"My subject and verb have agreed to disagree."

RELATIVISM

Premise 1: Different cultures hold various beliefs about what's moral, so there is no common truth or ethical rule that can apply to all.

Premise 2: Therefore, no objective standpoint exists.

Premise 3: Judgments about right and wrong, as well as truth, are based on individual or cultural beliefs.

These premises are refuted by logic:

- 2 + 2 + 4 is a fact because the logic works. It is objective and can be supported by evidence from anyone, anywhere, anytime.
- It is illogical to assume that value judgments can be both true and false at the same time.

It should be noted that disagreement does not entail that there is not a correct answer. E.g., a class full of students can come up with many different answers to complicated math problems - it doesn't follow that there is no correct answer. All 3 of the ethical theories above explain what answers to ethical questions are supposed to look like; a relativist would need to show that none of them work. Relativism is not a starting point, but rather the where you end up if all of moral thought is defeated.

Some Legal Aspects & Definitions for Ethics on Trial

The defendant, Ethics, is charged with conspiracy to commit murder in the first degree with Dmitri Ondrej to commit the murder of Ladya Ondrej. To this charge, the defendant Ethics has entered a plea of not guilty.



The elements of conspiracy are as follows:

- First, an agreement by two or more persons
- **Second**, to commit Murder
- Third, the defendant Ethics was a party to the agreement at the time it was made or knowingly became a party to the agreement at some time after it was made.
- **Fourth,** an overt act by one or more of the members of the conspiracy was performed after the formation of the agreement.

A "conspirator" is one who enters into an unlawful agreement between two or more persons in order to accomplish some unlawful purpose, or to accomplish some lawful purpose by unlawful means.

An "overt act" is any act performed by any member of the conspiracy which is done for the purpose of furthering or carrying out the ultimate intent of the agreement, or which would naturally accomplish the object of the conspiracy.

The elements of the crime of murder in the first degree that defendant Ethics is charged with in conspiracy with Dmitri Ondrej to commit are as follows:

- **First,** the death of a human;
- **Second**, the death was unlawful;
- Third, the death was caused by the defendant;
- Fourth, the death was caused with malice aforethought.

"Malice aforethought" means a deliberate intention to take away the life of a human being. As used in these instructions, "malice aforethought" does not mean hatred, spite or ill-will. The deliberate intent to take a human life must be formed before the act and must exist at the time a homicidal act is committed. No particular length of time



is required for formation of this deliberate intent. The intent may have been formed instantly before commission of the act.

The external circumstances surrounding the commission of a homicidal act may be considered in finding whether or not deliberate intent existed in the mind of the defendant to take a human life. External circumstances include words, conduct, demeanor, motive, and all other circumstances connected with a homicidal act.

When a conspiracy is entered into to do an unlawful act, the conspirators are responsible for all that is said and done in furtherance of the conspiracy by their co-conspirators. If two or more conspire to commit a crime, each is criminally responsible for the acts of the co-conspirators in furtherance of the conspiracy.

Therefore, if you find beyond a reasonable doubt that ETHICS was a member of a conspiracy, and that another conspirator committed the crime of Murder in the First Degree in furtherance of, or as a foreseeable consequence of, the conspiracy, then you may find ETHICS guilty of Murder in the First Degree even though Ethics] may not have participated in any of the acts that constitute the crime of Murder in the First Degree.

A Framework for Ethical Decision Making

Excerpts are provided from a program conducted in 2009 by presenter Jim Priest. This framework for thinking ethically is the product of dialogue and debate at the Markkula Center for Applied Ethics at Santa Clara University. Primary contributors



include Manuel Velasquez, Dennis Moberg, Michael J. Meyer, Thomas Shanks, Margaret R. McLean, David DeCosse, Claire André, and Kirk O. Hanson. This article appeared originally in Issues in Ethics, V. 1, N. 2 (Winter 1988). It was last revised in May 2009.

Recognize an Ethical Issue

- 1. Could this decision or situation be damaging to someone or to some group? Does this decision involve a choice between a good and bad alternative, or perhaps between two "goods" or between two "bads"?
- 2. Is this issue about more than what is legal or what is most efficient? If so, how?

Get the Facts

- 3. What are the relevant facts of the case? What facts are not known? Can I learn more about the situation? Do I know enough to make a decision?
- 4. What individuals and groups have an important stake in the outcome? Are some concerns more important? Why?
- 5. What are the options for acting? Have all the relevant persons and groups been consulted? Have I identified creative options?

Evaluate Alternative Actions

- 6. Evaluate the options by asking the following questions:
- Which option will produce the most good and do the least harm in the long run? (The Utilitarian Approach)
- Which option best respects the rights of all who have a stake? (The Rights Approach)
- Which option treats people equally or proportionately? (The Justice Approach)
- Which option best serves the community as a whole, not just a few members? (The Greater Good Approach)
- Which option leads me to act as the sort of person I want to be? (The Virtue Approach)

Make a Decision and Test It

- 7. Considering all these approaches, which option best addresses the situation?
- 8. If I told someone I respect-or told a television audience-which option I have chosen, what would they say?

Act and Reflect on the Outcome

- How can my decision be implemented with the greatest care and attention to the concerns of all stakeholders?
- How did my decision turn out and what have I learned from this specific situation?

GUIDING PRINCIPLES

Adopted July, 2004

To ensure that the Consortium fosters positive characteristics of integrity in the successful achievement of its goals, these Guiding Principles were discussed and adopted (with revisions) during a milestone planning session held by Consortium leaders in Stroud on June 18, 2004. These principles were developed based on the Character First's values and philosophies.

RESPONSIBILITY TO SELF AND OTHERS

Service

integrity

- · Encouraging the promotion of actions and
- Sharing ideas and resources
- · Responsibility and accountability for fulfilling the mission of the Consortium.

Collaboration

- Passion for promoting ethics and Achievement of common goals through the promotion of ethical, mutually beneficial relationships
- ethical behavior through personal Service to the Consortium over promotion of self-interest
 - · Cooperation emphasized over competition in promoting ethical business conduct
 - Members collaborate by being constructively engaged in discussions regarding ethics
 - Seeking consensus in interactive discussions regarding ethical matters.

Respect

- Members may become aware of confidential information shared by others in an effort to determine an ethical course of action. We ask members to be sensitive in recognizing and respecting the efforts made toward achieving ethical behavior. In that vein, public disclosure of this information is discouraged.
- We respect other members and the process by:
- Exhibiting listening skills and actively listening to discussions
- Being open to other points of view and outcomes
- We are an inclusive organization and demonstrate this by welcoming members who are in different stages of learning as applied to ethical behavior.

LEAD WITH INTEGRITY

Dependability

 Members are asked to demonstrate their support of this initiative by consistently attending meetings.

Initiative

- · Recruiting other members who have demonstrated a desire to promote ethical behavior in their organizations.
- Recognizing what needs to be done to help promote the Mission of the Consortium and taking action to assist in that effort.

Honor

- · Members are asked to honor the Consortium through the practice of integrity and ethical behavior in their business dealings.
- We express gratefulness to our hosts, sponsors and speakers; as well as to those whose volunteer service makes OK Ethics a stronger organization.
- · Realizing that each of us is in a mode of continual learning, we demonstrate humility, care and compassion when sharing our thoughts and knowledge.

Courage

 Speak the truth with confidence and encourage others to do the same.

INSPIRE TRUST

We serve and promote the cause of truth with integrity, objectivity and fairness to all persons.

- We hold ourselves accountable by consistently honoring our word.
- We extend trust abundantly to those who have earned it.
- Trust, once earned, will not be taken for granted, manipulated or abused.

Visit okethics.org for resources, videos, articles and to see who's who.



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