Shelby County Government

A C Wharton, Jr.
Mayor

July 30, 2008

The Honorable David Lillard
Chairman, Shelby County Board of Commissioners
160 North Main, Suite 450
Memphis, Tennessee 38103

Dear Chairman Lillard:

Pursuant to the rules and regulations governing the Shelby County Ethics Commission, I hereby nominate James D. Berg for appointment to the above-mentioned board.

James D. Berg shall be appointed to replace Pablo Davis, the current appointee who has resigned.

Term of Service for James D. Berg shall begin upon Commission approval and will expire on November 5, 2009.

For your use, biographical information is attached and approval of the Board of Commissioners will be appreciated.

Sincerely,

A C Wharton
Mayor

ACW/lar

160 North Main Street, Suite 850 • Memphis, TN 38103 • 901-545-4500 • Fax 901-545-4759

SUMMARY

I. Description of Item

This resolution appoints James D. Berg to the Shelby County Ethics Commission.

II. Source and Amount of Funding

III. Contract Items

A. Type of Contract – N/A

B. Terms – N/A

IV. Additional Information Relevant to Approval of this Item

The Shelby County Ethics Commission members are appointed for terms of two (2) years each. James D. Berg is filling the unexpired term of Pablo Davis who has resigned and said term will expire on November 5, 2009.

ETHICS COMMISSION
Board/Commission

Division of County Government

Name: JAMES D. BERG

Date of Birth 3/31/49 Race C M X F

Business Name: INTERNATIONAL PAPER CO.

Business Address: 6400 POPLAR AVE. Zip: 38197 Phone: 419-4879

E-mail jamesberg@bellsouth.net Fax: 419-4881

Education: MASTERS IN PUBLIC POLICY, PRINCETON U.

Name of Spouse: JOANNE G. BERG Number of Children: 2

Home Address: 43 CHEROKEE DRIVE Zip: 38111 Phone: 323-3211

Resident of Shelby County 2.2 years.

List any affiliation or ownership interest you have in any business, corporation, or partnership, and if such business contracts with or sells products or services to Shelby County Government.

NONE, EXCEPT FOR INCIDENTAL INDIRECT PAPER SALES.

List members of family, where employed, and whether or not their employer contracts with or sells products or services to Shelby County Government.

NONE.

Signature

7/28/08
Date

(For Office Use Only)
Attendance Record (if applicable)
No. of Meetings_____ No. Attend_____ No. Absent_____
Disposition:
Approval_____ Resolution_____ Item#_____
4/2/2008

ETHICS COMMISSION
Board/Commission

NOTICE TO ALL PROSPECTIVE APPOINTEES TO SHELBY COUNTY BOARDS, AUTHORITIES OR COMMISSIONS

Pursuant to Resolution #26 adopted July 26, 1993, as amended, each person who submits his or her name for nomination to serve on a board, authority, or commission subject to approval by the Shelby County Board of Commissioners shall submit a list of all private county, social, athletic or professional clubs of which that person is a member. In the event it is determined that any such clubs are disciminatory in choosing their members on the basis of race, sex, or religion, the Shelby County Board of Commissioners may use this information in voting to reject the nominee.

Pursuant to the aforementioned Resolution you are hereby required to list all private country, social, athletic or professional clubs of which you belong.

1 ETHICS & COMPLIANCE OFFICERS ASSOCIATION (PROFESSIONAL)
2
3
4
5
6
7
8

List below any of the aforementioned clubs of which you belong that do not have female members.

1 NONE
2
3
4

4/2/2008

List below any of the aforementioned clubs of which you belong that do not have minority group members (e.g., African American, Hispanic, Asian).

1 NONE
2
3
4

Do any of the aforementioned clubs of which you belong discriminate in selecting members based on race, sex, or religion?

Circle Below:
Yes No

Submitted: JAMES D. BERG
(Print Name)

Signature: [signature]

Date: 7/28/08

SHELBY COUNTY CODE OF ETHICS
CONFLICT OF INTEREST DISCLOSURE STATEMENT
Shelby County Ethics Commission

INSTRUCTIONS: *This form is for reporting personal interests required to be disclosed under Section 3 of the code of ethics. Officials, Employees, and Appointees are required to disclose Personal Interests in matters that affect or would lead a reasonable person to infer that it would affect the exercise of discretion of an official or employee.*

1. Date of disclosure: 7/28/08
2. Name of official or employee: JAMES D. BERG
3. Office and position: ETHICS COMMISSION
4. Description of personal interest (describe below in detail):

NONE

Signature of official or employee — Date: 7/28/08

Witness Signature — Date: 7/28/08

A copy of your completed form will be placed on the Shelby County Internet website.

JAMES DAVID BERG

43 Cherokee Drive
Memphis, TN 38111

TEL 901-323-3211
CELL 203-249-2121

PROFESSIONAL SUMMARY AND AFFILIATIONS

Accomplishments in corporate culture and business practice transformation, compliance/ethics top-quartile program creation, corporate governance, business and political risk analysis and management, business systems alignment with ISO and other standards, and diversity best practices. International business leadership in finance, corporate/business unit strategy, business process reengineering and quality management; political/government/public affairs leadership. Director and Board Chair, Ethics and Compliance Officer Association; past-President, Global Council on Business Conduct of the Conference Board.

EXPERIENCE

International Paper Company – Director, Ethics and Business Practice – 1998 to present

Create, execute and renew values-based, top-quartile global business ethics and compliance process for this 70,000 employee company and its stakeholders focusing on building an ethical culture, systems for compliance with integrity, reporting and anti-corruption policies and law, and with EEO, diversity, privacy, corporate social responsibility and listing requirements responsibilities. Responsible for the company's Code of Business Ethics, confidential internal and external reporting systems, ethics and compliance training, related publication content, resolution of compliance violation claims and process evaluation. Maintain highly visible presence internally and with external stakeholders, professional associations and governmental entities for corporate reputation enhancement. Report regularly to Public Policy and Audit Committees of the Board of Directors.

International Paper (Europe) S.A. – Chief Finance Officer – 1994 to 1998

Head of finance for $2.3 billion European manufacturing and distribution operations of International Paper Company. Leadership responsibility for sector strategic planning, refinancing, business systems and structuring, capital planning and management, acquisition and disposition of assets and businesses, and corporate finance. Principal functional accountabilities included treasury, tax, accounting, internal controls, internal audit, and performance reporting. Focused contributions in marketing and manufacturing alignment, achievement of low-cost commodity supplier position, engineering return to sustained profitability, restructuring of business debt and reporting systems development. Resided with family in Brussels, Belgium.

International Paper Company – Executive Assistant to the Chairman/CEO – 1993 to 1994

Responsible for enterprise-wide business process reengineering for finance. Revised work processes allowing creation of shared service center, reduction in finance headcount by 20%, and reduction in finance organization cost as a percentage of sales from third to first quartile level on an international benchmark scale.

US Overseas Private Investment Corporation (OPIC) – Executive Vice President/COO – 1989 to 1993

Appointed by the President and confirmed by the US Senate, with responsibility for income statement, product and service quality, employees, ethics and compliance programs and internal controls. Led US investment incentive programs into new nations of Eastern Europe and former Soviet Union, and transitional markets of Latin America and Asia. Successfully applied OPIC and other multilateral agency finance and political risk insurance to privatizations. Oversaw portfolio management of several $50+ million acquisitions of overseas businesses by US firms. Chaired Investment Committee responsible for all investment, debt and insurance decisions. Increased OPIC's net income by 36%, its annual investments from $187 million to $650 million, and its political risk insurance portfolio by 34% through marketing, product innovation and customer retention.

US Department of State, National Security Council – Program Director positions – 1978 to 1989

Directed joint State/Defense Department office that administered a $200 million annual economic support plan for three new nations in the Pacific. Secured long-term treaty for a multibillion-dollar scientific/military research facility in the Pacific. Represented the US at the United Nations and led successful campaigns for treaty approval in the US Congress.

EDUCATION

1976 Princeton University: Masters in Public and International Affairs on a Woodrow Wilson fellowship.
Johns Hopkins School of Advanced International Studies: Visiting Scholar.
1971 Northwestern University: BA

Riseling, Lois

From: Lewis, Paula
Sent: Tuesday, July 29, 2008 11:14 AM
To: Geater, Lou
Cc: Riseling, Lois
Subject: Notification for Monday's agenda

Hi Lou,
Would it be possible to add an item for Notification to Monday's agenda? If so, the caption is below and will get you the Resolution asap.

Resolution approving the County Mayor's nomination of James Berg for appointment to the Shelby County Ethics Commission. This resolution is sponsored by Commissioner Joe Ford.

Paula Lewis
Assist. to Director
Administration & Finance
545-4277