

GOVERNMENT  
OF  
THE DISTRICT OF COLUMBIA

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BOARD OF ELECTIONS

+ + + + +

REGULAR BOARD MEETING

+ + + + +

WEDNESDAY

February 4, 2015

+ + + + +

The Regular Board Meeting of the District of Columbia Board of Elections convened in Room 280 North, 441 4th Street, N.W., Washington, D.C., 20001, pursuant to notice at 10:30 a.m., Deborah K. Nichols, Chairman, presiding.

BOARD OF ELECTIONS MEMBERS PRESENT:

DEBORAH K. NICHOLS, Chairman  
STEPHEN I. DANZANSKY, Member

BOARD OF ELECTIONS STAFF PRESENT:

CLIFFORD D. TATUM, Executive Director  
KENNETH MCGHIE, General Counsel  
CECILY COLLIER-MONTGOMERY

C O N T E N T S

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Adjournment

## P R O C E E D I N G S

(10:34 a.m.)

CHAIRMAN NICHOLS: Good morning. I hereby call to order the regular meeting of the Board of Elections for February 2015.

It is Wednesday, February 4th, 2015. The time is 10:34 a.m. We are meeting in 280 North at One Judiciary Square.

I'm Deborah K. Nichols, chairman of the Board of Elections.

Present with me this morning is Board Member Stephen Danzansky.

Also present this morning are Mr. Kenneth McGhie who is general counsel; Ms. Cecily Collier-Montgomery, the Board's director of Campaign Finance; and Mr. Clifford Tatum, the Board's executive director.

Without objection, the agenda for this morning's meeting is adopted, and unless there are corrections, the minutes of the regular meeting of January 7th, 2015, regular meeting of the Board, are adopted. Transcripts of the

1 meeting are available for review in the Office of  
2 the General Counsel.

3 Are there any public matters? Are  
4 there any matters that the Board members wish to  
5 bring before the public this morning?

6 MEMBER DANZANSKY: None here, Madam  
7 Chair.

8 CHAIRMAN NICHOLS: All right. I will  
9 now move to the Executive Director's Report. We  
10 will hear the report of our executive director,  
11 Mr. Clifford Tatum.

12 MR. TATUM: Madam Chair, I have two  
13 items on my on my report for discussion today.  
14 The first is preparations for the April 28th, 2015  
15 special election, and the second is Other  
16 Matters.

17 As the Board's aware, we have a  
18 special election scheduled for April the 28th for  
19 Ward 4 and Ward 8. The challenge period of all  
20 the candidates who submitted petitions for the  
21 ballot began on January the 31st, and will end on  
22 February the 9th.

1           We have issued preliminarily letters  
2 of eligibility to 14 candidates in Ward 4, and to  
3 16 candidates in Ward 8. We anticipate, if there  
4 are any challenges, that the Board may have to  
5 hear in between February the 17th and March the  
6 2nd. March the 2nd is the final date for us to  
7 complete all challenge hearings, which would then  
8 allow us to conduct the ballot lottery on March  
9 the 5th, March the 6th. Ballot design actually  
10 begins today.

11           We will design a ballot for each of  
12 the 20 precincts in Ward 4, and the 17 precincts  
13 in Ward 8. Each of those 20 precincts will be  
14 open on election day in Ward 4, and the 17  
15 precincts in Ward 8. We will open three early  
16 voting centers during the early voting period for  
17 this election, one in Ward 4 at Takoma Park Rec  
18 Center.

19           There will be 10 iVotronics there.  
20 Ward 8 will be the Malcolm X Elementary School.  
21 There will be 10 iVotronics there. And the One  
22 Judiciary Square, here, will be voting in the

1 accounting center, and there will be paper  
2 ballots and three iVotronics for here.

3 Training for the special election  
4 begins on March 24th, and we will train the  
5 precincts by team, so each precinct will have  
6 each of their poll workers come in together to  
7 train as a team.

8 During this April 28th election, we  
9 propose to conduct a pilot of e-Poll book  
10 solutions, as well as a new voting system  
11 platform, and we will conduct the pilot in two  
12 precincts in each of those wards, two in Ward 4,  
13 and two in Ward 8, and our team is discussing  
14 what particular precincts that we will use. Right  
15 now, we're thinking Precinct 51 and 54 in Ward 4,  
16 and Precinct 118 and 125 in Ward 8.

17 On the general matters, we have  
18 completed our after-action report of the November  
19 2014 general election, and will make that report  
20 available to the public after today's meeting.

21 We participated in a budget review  
22 hearing on January the 30th for the 2016 proposed

1 budget.

2 We have a performance hearing  
3 scheduled for February the 12th with the Judiciary  
4 Committee. We will begin our canvas of the 2014  
5 general election during the month of February and  
6 that is, the canvass is the process where we  
7 contact every voter who did not turn out to vote  
8 during the general election, and the count for  
9 that is over 286,000 voters.

10 During this canvass process, we will  
11 also conduct the ERIC analysis, which is a  
12 multistate comparison of voter rolls from out of  
13 state to our rolls, here, in the District.

14 We have begun the final development  
15 stages of our online signature exchange with the  
16 DMV office, and anticipate competing that project  
17 by the end of March. The project, obviously, is  
18 being conducted online - excuse me - offline,  
19 so this will not impact any voters who are  
20 registering now, or who are registering for the -  
21 who will register during the early voting  
22 period, or election day for the April primary.

1 For the April special. So that is moving along  
2 according to schedule.

3 Madam Chair, I believe that that is  
4 all the items I have for General Matters, which  
5 concludes my report.

6 CHAIRMAN NICHOLS: All right. Thank  
7 you, Mr. Tatum. Are there any questions for Mr.  
8 Tatum?

9 (No response)

10 CHAIRMAN NICHOLS: All right. Hearing  
11 none, we will go to the General Counsel's Report.

12 MR. MCGHIE: Okay. The first thing on  
13 my agenda is the initiative matter. It's the  
14 summary statement for an initiative I will submit  
15 to the Board entitled D.C. Character Development  
16 and Citizenship Education Initiative for 2014. I  
17 believe the proposer of the initiative is here,  
18 and could I ask you to please take a seat at the  
19 table.

20 And could you please state your full  
21 name and address for the record.

22 MR. POWELL: Edwin Jeffrey Powell, 1754



1 Verben Street, N.W., Washington, D.C. 20012.

2 CHAIRMAN NICHOLS: All right. And at  
3 this meeting, the Board will conduct a hearing to  
4 formulate the short title and summary statement,  
5 and the legislative form of the proposed  
6 initiative entitled D.C. Character Development  
7 and Citizenship Initiative of 2014.

8 The draft formulation has been  
9 prepared. I will ask Mr. McGhie to read that in  
10 to the record.

11 MR. MCGHIE: In initiative Measure No.  
12 75, the short title is Character Development and  
13 Citizenship Education Initiative 2014. The  
14 summary statement reads as follows:

15 This initiative, if passed, will  
16 establish a 15 member Character Development and  
17 Citizenship Education Council in the District of  
18 Columbia. The Character Development and  
19 Citizenship Education Council will develop a plan  
20 to identify issues impacting on the social and  
21 emotional outcome of youth, submit a report to  
22 District government officials, and address

1 disciplinary issues; submit a final report and  
2 recommendation to District government officials  
3 on how to implement a non-religious character  
4 development and citizenship education curriculum  
5 in the District's public and charter schools; and  
6 complete this work within 12 months after its  
7 creation.

8 CHAIRMAN NICHOLS: All right. Are  
9 there any suggestions from Board members, or  
10 interested parties?

11 (No response)

12 CHAIRMAN NICHOLS: All right. Mr. --

13 MR. POWELL: Powell.

14 CHAIRMAN NICHOLS: Powell.

15 MR. POWELL: Yes, ma'am.

16 CHAIRMAN NICHOLS: Is the summary  
17 statement acceptable to you, and the short title?

18 MR. POWELL: Yes, ma'am. It is.

19 CHAIRMAN NICHOLS: Do you have any  
20 problems with it? Any suggestions?

21 MR. POWELL: No, ma'am.

22 CHAIRMAN NICHOLS: All right. The

1 Board has five days from today to submit the  
2 short title, summary statement, and legislative  
3 form to the D.C. Register for publication.

4 If any registered, qualified elector  
5 of the District objects to the summary statement,  
6 short title, or legislative form of the measure,  
7 they may seek review in the Superior Court of the  
8 District of Columbia within ten calendar days  
9 from the date the Board publishes the short  
10 title, summary statement, and legislative form in  
11 the Register.

12 I would entertain a motion to adopt  
13 the short title, summary statement, and  
14 legislative form of the proposed initiative as  
15 read by the general counsel.

16 MR. MCGHIE: Yes, Madam Chair. I move  
17 that the Board adopt the summary statement of  
18 Initiative Measure No. 75 as read by counsel.

19 CHAIRMAN NICHOLS: All in favor, those  
20 in favor? Aye.

21 (Chorus of ayes)

22 CHAIRMAN NICHOLS: All opposed?

1                   Hearing none, the motion carries.

2                   Are there any other questions? Are  
3 there any questions?

4                   MR. POWELL: No, Madam Chair.

5                   CHAIRMAN NICHOLS: All right. Thank  
6 you, Dr. Powell.

7                   MR. MCGHIE: Okay. The next thing on my  
8 agenda is a final rulemaking to amend 3 DCMR  
9 Chapter 9, Section 9-10, Special Elections, and  
10 the amendment to Chapter 9 established the  
11 timeframe in which the Board was to review  
12 special elections and fill vacancies. This was  
13 published in the D.C. Register as a proposed  
14 rulemaking. No comments were received. The 30 day  
15 period in which to receive comments is expired.  
16 So then I'm asking that the Board adopt this as a  
17 final rulemaking.

18                   CHAIRMAN NICHOLS: I will entertain a  
19 motion to that extent.

20                   MR. MCGHIE: Yes. Madam Chair, I move  
21 we adopt as final rulemaking the amendments to 3  
22 DCMR Chapter 9, Section 9-10, Special Elections.

1                   CHAIRMAN NICHOLS: The motion is before  
2 us. All in favor. Aye.

3                   (Chorus of ayes)

4                   CHAIRMAN NICHOLS: All opposed?

5                   (No response)

6                   CHAIRMAN NICHOLS: The motion carries.

7                   MR. MCGHIE: Okay. The next thing I  
8 have is a OCF Petition for Enforcement, and I  
9 would ask that the Office of Campaign Finance,  
10 general counsel, and my staff attorney, Mr.  
11 McGann, come forward to the table.

12                   These are fine imposed by the Office  
13 of Campaign Finance that have gone uncollected,  
14 and now they are asking for us to take the matter  
15 to Superior Court for a Petition for Enforcement.

16                   CHAIRMAN NICHOLS: So would you read in  
17 to the record those cases.

18                   MR. MCGANN: Sure. Good morning.  
19 Rudolph McGann, staff attorney for the Board of  
20 Elections.

21                   The first case is OCF Docket No. 14C-  
22 055. The respondent's name is Darrell Gaston.

1 He's the treasurer of his own campaign, and he  
2 missed, he had a failure to timely file his  
3 August 10th reports of expenditures and receipts  
4 that was due on August 11th.

5 He subsequently filed untimely, on  
6 September 8th, 2014, and was assessed a penalty of  
7 \$900. He did not appear before the Office of  
8 Campaign Finance to show cause why he was late in  
9 filing, and he also did not appear before the  
10 Board in the capacity of a prehearing conference  
11 to explain his deficiency.

12 He was notified by email  
13 correspondence, and first class mail, of today's  
14 hearing, on the 15th, and on the 26th, and he's not  
15 present today.

16 Would you like me to go -

17 CHAIRMAN NICHOLS: I'd like for you to  
18 - - let's do them all -

19 MR. MCGANN: Sure.

20 CHAIRMAN NICHOLS: - and then we will  
21 move them en bloc.

22 MR. MCGANN: Sure. The next case is

1 OCF Docket No. 14C-058. The respondent's name is  
2 Martin Sterbil. He had a failure to file his  
3 August 10th report of receipts and expenditures  
4 that was due August 11. To date, he has not  
5 filed that report. He failed to appear before the  
6 Office of Campaign Finance, as well as before the  
7 Board in the capacity a prehearing conference. He  
8 was notified of today's hearing on January 15th  
9 and January 26th, and I do not believe he is  
10 present today.

11 The next matter is OCF Docket No. 14\$-  
12 047. Bruce Majors is the respondent and treasurer  
13 of his campaign, and his violation was failure to  
14 submit a written response to a request for  
15 additional information, dated July 25th, 2014, by  
16 a deadline of August 9th, 2014. The fine amount is  
17 \$1,700. He did not appear before the Office of  
18 Campaign Finance, nor did he appear before the  
19 Board in a prehearing conference. Again, Mr.  
20 Majors was informed of today's hearing on January  
21 15th and January 26th, and I do not believe he is  
22 present.

1           The final matter is OCF Docket No.  
2           14R-001. Terrance Jordan is the treasurer of the  
3           Nestor for Mayor campaign, and the violation was  
4           a failure to submit a written response to a  
5           request for additional info dated December 16th,  
6           2013, by the deadline of December 31st, 2013.

7           The reason for the delay is that Mr.  
8           Jordan has met with Campaign Finance, and the  
9           Board's Office of the General Counsel numerous  
10          times, and has facilitated settlements. However,  
11          he hasn't followed through with the settlements.  
12          The fine in that case is \$1,150. He was notified  
13          of this hearing on January 26, 2015, and he is  
14          not present.

15          Those are some of the cases that are  
16          before the Board for Petitions for Enforcement.

17                   CHAIRMAN NICHOLS: All right. Are  
18          there any questions? Mr. Danzansky?

19                   MEMBER DANZANSKY: None from here,  
20          Madam Chair.

21                   CHAIRMAN NICHOLS: So as I understand  
22          it, except for Mr. Gaston, these are not only



1 relate to the failure to submit a written  
2 response to a request for additional info. They  
3 have not filed certain reports either --

4 MR. MCGANN: That's correct.

5 CHAIRMAN NICHOLS: - that are  
6 required by law.

7 MR. MCGANN: That's correct.

8 CHAIRMAN NICHOLS: So it is a broader  
9 - it sounds very simple but it is a broader  
10 problem with these cases than that.

11 MR. MCGANN: Correct. The information  
12 requested was to complete financial filings.

13 CHAIRMAN NICHOLS: Filings. Okay. All  
14 right. I think we should probably, in the  
15 future, clarify that, because it sounds like you  
16 asked the for something, you know, to explain  
17 something, and they didn't, and so because of  
18 that - but, really, it is that the law indicates  
19 that they are to file by a certain date, certain  
20 reports, and they have failed to do so.

21 MR. MCGANN: That's correct.

22 CHAIRMAN NICHOLS: And that's really

1 the crux of the matter.

2 All right. So I will entertain a  
3 motion to take these, for the general counsel to  
4 enforce these cases in the Superior Court.

5 MEMBER DANZANSKY: Madam Chair, I move  
6 that the Board instruct the general counsel to  
7 enforce the orders in Cases 14C-055, 14C-058,  
8 14R-047, 14R-001, and 14R-0012.

9 CHAIRMAN NICHOLS: The motion is before  
10 us. All in favor. Aye.

11 (Chorus of ayes)

12 CHAIRMAN NICHOLS: All - yes?

13 MR. MCGANN: I'm sorry. One of those  
14 cases was withdrawn by the Office of Campaign  
15 Finance, and that would be the last one that you  
16 mentioned - 14R-012.

17 CHAIRMAN NICHOLS: Okay. Well, let's  
18 restate the motion and not do that one.

19 MEMBER DANZANSKY: Not do the 1-2?

20 CHAIRMAN NICHOLS: Yes.

21 MEMBER DANZANSKY: I'm sorry. I  
22 apologize about that. Then my motion is that the

1 Board instruct the general counsel to enforce the  
2 orders in Cases 14C-005, 14C-0058, 14-R-047, and  
3 14R-001.

4 CHAIRMAN NICHOLS: All right. The  
5 motion is before us. All in favor. Aye.

6 (Chorus of ayes)

7 CHAIRMAN NICHOLS: All opposed?

8 (No response)

9 CHAIRMAN NICHOLS: The ayes have it.  
10 The motion carries.

11 MR. MCGHIE: Okay. The next matter I  
12 have is litigation status update. It's still two  
13 pending cases as from last month. There's been  
14 little change in those cases. This was a pretty  
15 much convoluted complaint filed by them, stating  
16 that the OCF is going about harassing him, and  
17 the complaint was originally dismissed on August  
18 27th, but he was granted relief. He filed an  
19 amended complaint by September 15th, and then it  
20 was extended to September 27th, and the court has  
21 scheduled a status hearing on the case for  
22 February 6th, 2015.

1                   And then we have MacMillan v. the  
2 Board of Elections and Ethics. This was the  
3 individual that had filed a complaint about the  
4 rent is too damn high. That was initially  
5 dismissed, I reported that last month, by Federal  
6 District Court, but he has now gone back in to  
7 the Court of Appeals and filed an appeal. So he  
8 didn't file his filing fees, and so the court  
9 ordered - by order dated January 13th, instructed  
10 the appellant to pay the filing fees, or file a  
11 formal motion by February 12th.

12                   CHAIRMAN NICHOLS: All right.

13                   MR. MCGHIE: And that would conclude  
14 by matters. The only other thing I would like to  
15 mention is that I would like to introduce Ms. Li.  
16 She is our new legal intern. She is a law student  
17 from American University.

18                   CHAIRMAN NICHOLS: All right. Welcome,  
19 Ms. Li.

20                   MR. MCGHIE: And that would conclude my  
21 matters.

22                   CHAIRMAN NICHOLS: All right. Thank

1 you, Mr. McGhie. We will move to the Office of  
2 Campaign Finance. We'll hear the report of the  
3 Board's director, Ms. Cecily Collier-Montgomery.

4 MS. COLLIER-MONTGOMERY: Yes. Good  
5 morning. And before I report the statistics of  
6 the Office of Campaign Finance for the month of  
7 January 2015, I would just like to bring a couple  
8 of matters to the attention of the public.

9 The first is that on January the 31st,  
10 2015, the provisions of the Campaign Finance  
11 Reform and transparency Amendment Act of 2013  
12 became effective, and there are several  
13 significant provisions in that act. One is that  
14 training for treasurers and candidates is  
15 mandatory in the Office of Campaign Finance.  
16 Also, the filing of reports online is now a  
17 mandatory requirement as well, and the first  
18 report that will be affected by that requirement  
19 will be the March 10 Report of Receipts and  
20 Expenditures, which is due to be filed by  
21 candidates and principal campaign committees, as  
22 well as other committees participating in the

1 2015 election cycle.

2 The act will also mandate certain --  
3 increase disclosure requirements, as well as it  
4 will increase civil penalty, and it will now make  
5 those penalties applicable to candidates, as well  
6 as any others who fail to comply with the  
7 reporting requirement.

8 We have been busy taking, preparing  
9 for the full implementation of the act. As you  
10 know, at last month's Board meeting, emergency  
11 regulations, which were proposed to fully  
12 implement the act. We have also revised our  
13 campaign finance, as well as our educational  
14 brochures, and the revised documents were placed  
15 at the Web site on January the 30th.

16 The other thing that we have done is  
17 with - we started training, offering at our  
18 entrance conferences, basically we started  
19 focusing on the requirements of the new law, and  
20 we also offered training, beginning in December,  
21 and through January, to specifically focus on the  
22 requirements of the new law, which again have

1 significant changes to our Campaign Finance Act.

2 I would also like to report, that on  
3 February the 2nd, 2015, we delivered the 2015  
4 biennial report to the mayor, to the  
5 Councilmembers, and to the public, at the Martin  
6 Luther King, Jr. Memorial Library. We delivered  
7 the biennial report in the format, as well as in  
8 a print copy at the library.

9 The biennial report is available at  
10 our Web site. It reports the contribution and  
11 expenditures of liberal committees as well as  
12 principal campaign committees, and candidates,  
13 the exploratory committee, and the inaugural  
14 committee, their activity for the past two years,  
15 basically from January 2013 through December of  
16 14, and again, that is available at our Web site.

17 In terms of our stats for the month of  
18 January, January 1st, 2015 was the reporting  
19 deadline for the reports of receipts and  
20 expenditures by constituent service and statehood  
21 fund programs. With the Constituent Service  
22 Program, there were twelve required filers, and

1 all twelve of the programs timely filed, as well  
2 as electronically filed their reports.

3 With our senator/representative  
4 statehood funds, two were required filing, and  
5 two timely filed, and also one of the local  
6 programs electronically filed their reports.

7 January the 31st, 2015 was the deadline  
8 for the filing of the Report of Receipts and  
9 Expenditures by a principal campaign committee  
10 and political action committees. Because that  
11 date fell on the weekend, the due date rolled  
12 over to Monday, February the 2nd, 2015.

13 The total number of required filers  
14 was 190, and that breaks down to 124 principal  
15 campaign committees, and 64 political action  
16 committees.

17 And the actual number of timely filers  
18 is to be determined, as well as the number of  
19 failures to file.

20 There were no referrals during the  
21 month of January to the Office of the General  
22 Counsel.



1                   During the month of January, we  
2                   conducted two entrance conferences, on January  
3                   14th, 2015, as well as January the 16th, 2015.

4                   On the January 14 date, we had 15  
5                   participants, and on the January 16th date, we had  
6                   18 participants, and in January, this was a  
7                   voluntary attendance. This will become mandatory  
8                   beginning in February, and basically what'll  
9                   occur is that once our candidates register, and  
10                  our committees register, they will be given dates  
11                  upon which they will be required to appear for  
12                  training in the Office of Campaign Finance.

13                  During the month of January, in terms  
14                  of new committees, we had nine new committees who  
15                  registered in the office. The first committee was  
16                  Trayon White. Trayon White for Ward 8 2015. He  
17                  registered, the committee registered on January  
18                  the 2nd, 2015. Keita Vanterpool, Dr. Vanterpool  
19                  for Wad 8, Ward 8,m City Council, January the 5th,  
20                  2015. Sheila Bunn. Sheila Bunn for Ward 8, Ward  
21                  8, City Council, January the 7th, 2015.

22                  Leon Andrews. Friends of Leon T.

1 Andrews, Jr., Ward 4, City Council, January the  
2 7th, 2015.

3 Marion Barry. Barry for Council, Ward  
4 8, City Council, January the 7th, 2015.

5 Dwayne Toliver. Toliver for Ward 4,  
6 Ward 4, City Council, January the 9th, 2015.

7 Gwenellen Corley. Corley for Ward 4,  
8 Ward 4, City Council, January the 9th, 2015.

9 Nicole Jones, Ward 8, City Council,  
10 January the 12th, 2015. Lucius Gallion. Help  
11 Lucius Gallion . Help Lucius Gallion Help You,  
12 Ward 8, City Council, January the 21st, 2015.

13 Again, in the reminder letter that we  
14 mailed on January the 12th, with respect to the  
15 January 31st filing deadline, we once again  
16 notified all of our candidates, as well as our  
17 committees, of the changes in the new law, the  
18 requirement for electronic filing, and on January  
19 the 30th, we sent out a further mailing to  
20 specifically notify treasurers of the changes  
21 with respect to the receipt of contributions by  
22 business contributors, to let them know that

1 they're required to now obtain the certification  
2 in which the business contributor will have to  
3 detail who their affiliated entities are, who  
4 also made contributions, as well as their owners,  
5 and the dates of the contributions, and the  
6 amount of the contribution.

7 With our Report Analysis and Audit  
8 Division, the Audit Branch conducted 54 desk  
9 reviews during the month of January. With respect  
10 to full field audits, and with our ongoing  
11 audits, the ongoing audit is Gray for Mayor. With  
12 our periodic random audit with the candidates who  
13 registered for the 2014 election, the periodic  
14 random audits, which are ongoing, are Evans for  
15 Mayor, Friends of Courtney R. Snowden, Ruth for  
16 Schools, and Brian Hart for D.C.

17 The periodic random audits of the  
18 Continuing Committee. Biddle 2012 is ongoing.

19 For the periodic random audits for the  
20 Office of Attorney General, we have ongoing  
21 periodic random audits of the principal campaign  
22 committees of Lori masters for Attorney General,

1 and Smitty for Attorney General.

2 During January, we issued three  
3 audits. District of Columbia State Federation  
4 Business & Professional Women's Club Political  
5 Action Committee, and that was issued on January  
6 23rd, 2015.

7 The Evans Constituent Service Funds.  
8 That was issued on January 23rd, 2015. And Friends  
9 of Jim Graham. That report was issued on January  
10 23rd, 2015. And the reports are available for  
11 review by the public at our Web site.

12 I would ask the general counsel to  
13 come forward, and to report the stats from the  
14 Office of the General Counsel.

15 MR. SANFORD: Good morning, Madam  
16 Chairman, and distinguished Board Member  
17 Danzansky. I'm William Sanford, general counsel.

18 During the month of January 2015, the  
19 Office of General Counsel received five referrals  
20 from the Reports Analysis and Audit Division.  
21 Three of those referrals were subsequently  
22 withdrawn.

1           The Office of the General Counsel  
2 conducted four informal hearings and issued nine  
3 orders, including the following.

4           Three orders for failure to timely  
5 file reports in which no fines were imposed. One  
6 order for failure to timely respond to a request  
7 for additional information, in which no fine was  
8 imposed. Four orders for failure to timely file  
9 reports in which a total of \$4,650 in fines were  
10 imposed. And one order for failure to timely  
11 respond to a request for additional information,  
12 in which a fine for \$2,000 was imposed.

13           The Office of the General Counsel  
14 imposed fines against the following respondents.

15           Christian Carter At-Large, \$2,000.  
16 Beverly Wheeler for Ward 1, \$2,000. Bruce Majors  
17 for Mayor, Liberation, fined the candidate \$800.  
18 Citizens for Empowerment PAC, \$1050. And Mark  
19 Jones, District of Columbia Board of Education,  
20 \$800.

21           During the month of January 2015, the  
22 Office of the General Counsel carried seven open

1 investigations, and no new investigations were  
2 opened.

3           During the month of January 2015, the  
4 Office of the General Counsel conducted, issued  
5 orders in two show-cause proceedings, which  
6 include the following: OCF 2014-P-021. The  
7 complainant in this case was Adam Eiding. The  
8 respondent was William Jones, the proponent of No  
9 On Initiative 71.

10           And the infraction is failure to  
11 include disclaimer information in campaign  
12 literature, and failure to file a Statement of  
13 Organization.

14           The order in this matter was issued on  
15 January 5th.

16           The second matter was OCF 2014-P-022.  
17 The complaint was Marie Drissel. The respondent  
18 was Elwood "Yango" Sawyer. The infraction was  
19 failure to file financial reports and failure to  
20 identify the sources of the expenditures, and  
21 failure to include disclaimers in campaign  
22 literature. The complaint originated on the 21st

1 of October 2014, and the order was issued on  
2 January 15, 2015.

3 And during the month of January, there  
4 were no requests for interpretive opinions  
5 received by the Office of the General Counsel.  
6 And that should conclude my report.

7 CHAIRMAN NICHOLS: All right. Are  
8 there any questions of Ms. Collier-Montgomery or  
9 Mr. Sanford?

10 MEMBER DANZANSKY: None.

11 CHAIRMAN NICHOLS: All right. A couple  
12 of things. On page two of Ms. Collier-  
13 Montgomery's report, principal campaign  
14 committees and political action committees, I  
15 think she said that there were 190 filers, 124 of  
16 which were principal campaign committees. I think  
17 the number you gave was 64 and it should be 66.  
18 Just for the record. Although on the written  
19 record is - and I think you - or Bruce Majors,  
20 you called him the "Liberation" Party.  
21 Libertarian Party.

22 MR. SANFORD: Libertarian. Candidate

1 for mayor. I'm sorry.

2 CHAIRMAN NICHOLS: I just want to do  
3 that for the record, to reflect what is in  
4 writing.

5 Are there any - no questions. Thank  
6 you, Mr. Sanford. Thank you, Ms. Montgomery.

7 Are there any public matters to be  
8 brought before the Board this morning?

9 (No response)

10 CHAIRMAN NICHOLS: Hearing none, and  
11 there being no further business before us, this  
12 meeting is adjourned. The time is 11:10 a.m. It  
13 is still Wednesday, February 4th, 2015.

14 (Whereupon, at 11:09 a.m., the Regular  
15 Board Meeting was adjourned.)

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In the matter of: Board Meeting

Before: DC BOE

Date: 02-04-15

Place: Washington, DC

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