GOVERNMENT
OF
THE DISTRICT OF COLUMBIA

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BOARD OF ELECTIONS

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REGULAR BOARD MEETING

+ + + + +

WEDNESDAY

MAY 2, 2018

+ + + + +

The District of Columbia Board of Elections convened a Regular Board Meeting in Suite 750, 1015 Half Street, S.E., Washington, D.C., 20001, pursuant to notice at 10:30 a.m., Michael Bennett, Chair, presiding.

BOARD OF ELECTIONS MEMBERS PRESENT:

MICHAEL BENNETT, Chair
MIKE GILL, Member
DIONNA MARIA LEWIS, Member

BOARD OF ELECTIONS STAFF PRESENT:

ALICE P. MILLER, Executive Director
KENNETH MCGHIE, General Counsel
RUDOLPH McGANN, Office of General Counsel
ARLIN BUDOO, Facility Operations Manager

OFFICE OF CAMPAIGN FINANCE STAFF PRESENT:

CECILY COLLIER-MONTGOMERY, Director
WILLIAM SANFORD, General Counsel
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(10:45 a.m.)

CHAIRMAN BENNETT: Good morning. My name's Michael Bennett, Chair of the Board of Elections. And we are about to have our May regular Board meeting.

MEMBER LEWIS: Hello.

CHAIRMAN BENNETT: Good morning, Dionna.

MEMBER LEWIS: Good morning.

CHAIRMAN BENNETT: We're just about to get started. And so ---

MEMBER LEWIS: Okay. I might be one of the first to arrive.

CHAIRMAN BENNETT: Well, you're more than welcome just to cut off and come on in. I'm sure we'll be just getting started by the time you get here, if you like.

MEMBER LEWIS: Okay. Sounds good. I'll see you in couple of minutes.

CHAIRMAN BENNETT: All right, thanks.

(Off the record comments)
CHAIRMAN BENNETT: All right. So let me just start off by introducing the members of the Board, of the guys here, to my left Alice Miller, Executive Director, Board of Elections, far right, Ms. Cecily Montgomery, Director of the Office of Campaign Finance, to her left, Mr. Michael Gill, Board member, to his left and my right, Ken McGhie, General Counsel, and I am Michael Bennett. On the way up is Ms. Dionna Lewis, Board member, who'll be sitting directly to my left.

So I want to get started. The meeting is now called to order. First is the adoption of the agenda for today. Mr. Gill, can I get a motion to adopt the agenda for today?

MEMBER GILL: Motion to adopt the agenda.

CHAIRMAN BENNETT: Second. And so the two of us, the agenda is hereby adopted. Next item is the adoption of the minutes from the Board meeting on April 4th. Mr. Gill, can I get a motion?

MEMBER GILL: I make a motion to approved the Board meeting minutes from Wednesday,
April 4th, 2018.

CHAIRMAN BENNETT: Thank you.
Second. So those minutes are adopted.

Even though Ms. Lewis is not here, I'm going to call for Board matters now. Mr. Gill, do you have any matters for the Board?

MEMBER GILL: No, I didn't.

CHAIRMAN BENNETT: Okay. And I don't have any. We will go back to that if Ms. Lewis has any matters for the Board. I'll go back to that after the General Counsel's report and see if Ms. Lewis has any matters for the Board when she arrives.

Mr. McGhie, do you want to give us the General Counsel's report?

MR. MCGHIE: Yes. The first matter on my agenda is a proper subject matter hearing, termination for an initiative. The initiative is ---

CHAIRMAN BENNETT: Can I stop you for a second? Let me just make sure. I think we have one person on the line, Mr. Sindram. Can you hear
us okay?

MR. SINDRAM: I can, Mr. Chair, thank you.

CHAIRMAN BENNETT: Okay, great.

Thank you. I'm sorry, go ahead.

MR. MCGHIE: Sure. The initiative is entitled Money Supply Increase ($3,000) Initiative. And the proposer is Mr. Ameer Flippin. Would you please take a seat please?

(Off the record comments)

MR. MCGHIE: And would you please state your name and address for the record? Thank you.

MR. FLIPPIN: My name is Ameer Flippin. And I just recently started a new startup company called Urban Public Finance. And it is pending with the SEC and FINRA. We're a crowd funding portal, so that's partially what's driving this initiative.

MEMBER GILL: And your address, sir?

MR. FLIPPIN: I'm sorry?

MR. MCGHIE: Your address?

MR. FLIPPIN: 1100 Alabama Avenue, SE,
Washington, D.C. 20032.

Mr. McGhie: Okay. As I indicated earlier, we're here for a proper subject matter determination. The processes that are entailed, that the Board will be looking to see whether or not the initiative -- whether to oppose the initiative, well, I should say an initiative can pretty much involve any subject.

And you could have an initiative of any subject, in the District of Columbia, except for initiatives that violate any of the following which would begin with appropriated funds, it would negate or limit the Budget Act it's contrary to the Home Rule Act, or it's unconstitutional.

So there are about eight factors that we look at to see whether or not it would violate the District law of being a proper subject. If it does not violate any of those provisions, or any of those prohibitions, it would be deemed a proper subject to be on the ballot. So that is what this hearing is for today, just to see whether or not your initiative violates any of those
prohibitions. With that said ---

CHAIRMAN BENNETT: I want to make sure that our recorder can hear us okay. Are you okay with us, can you hear everything okay? This is roughly a new meeting, so we want to make sure all of our media is running?

MR. SINDRAM: Mr. Chair?

CHAIRMAN BENNETT: Yes, sir.

MR. SINDRAM: I was cut off briefly. I didn't get the intro on that ballot initiative.

CHAIRMAN BENNETT: Okay. Yes, and that was by mistake, Mr. Sindram. The intro, can you just tell him real quick, the subject matter.

MR. FLIPPIN: Well, Mr. Sindram, all I did was go over the reasons why it is not ---

MR. SINDRAM: What was the initiative about?

MR. FLIPPIN: I didn't say.

CHAIRMAN BENNETT: Well, we're going to get a summary in about two seconds, Mr. Sindram. If indeed there are --- once we get to the public matters, if for some reason --- now, really after
we finish this, if there's a question, while it's not normal, because you didn't hear that for a few minutes, I'll give you an opportunity to ask, if that's okay, sir.

MR. SINDRAM: Yes, sure.

CHAIRMAN BENNETT: Okay.

MR. McGHIE: Well, with that question, let me ask Mr. Flippin if he could just briefly summarize what his initiative does.

MR. FLIPPIN: So the challenge here is that Congress recently passed the Jobs Act. It started back in 2012. It's 2018. It's now six years going. In 2016, they amended the Jobs Act to include a Title III amendment and a Title IV amendment.

And what was driving that amendment was that they wanted to include non-wealthy individuals, someone who had less than $1 million in assets on $200,000 in income.

Part of the challenge here is that --- and I know that the District of Columbia is not, you know, it's not a federal statute. We're trying
to get something that's state related passed to sort of follow-up to something that's already been passed in Congress. So the challenge here in DC is that the cost of living is so high, and sometimes a person might lose their job, or they may have social services benefits.

And under the present administrative guidelines, or under DC code where the mayor has a huge amount of subjective decision-making in terms of, you know, the allowable assets for someone to continue the process of receiving social services, we just want to codify in line with Congress' act, the Jobs Act. We want to codify that as things evolve.

The big thing here is that we want people in the District of Columbia to be able to participate in the new Jobs Act and all the startup companies that happen. Right now, if someone had a job, and they suddenly lost their job, they'd have to deplete all of their assets before they could receive TANF benefits, or maybe SSI, or something like that.
Whatever the situation is, everyone will probably agree that the cost of living is pretty prohibitive for anyone who has anywhere under $150,000 in income. You can't really afford to live in DC unless you're making $100,000.

So this is basically to say we'd like for the Board of Elections to place on the ballot for the 2018 mid-term elections, or we'd like to release the petition forms to get more feedback from the general public, wherever the levels are in terms of allowable assets to be able to continue social services benefits, or to continue the process of applying for social services, we want to do a plus $3,000.

That's our lowest for, you know, without going in and repealing some act, you know, through Congress or through the existing City Council, we just want to say plus $3,000. And wherever those levels are and wherever those levels exist right now for someone applying for TANF benefits, we want to increase it by $3,000 so that that person would be able to participate in any
startup securities offer.

And let me just make a couple of comments. Those are basically civil rights. The idea comes -- the $3,000 level comes from the concept of presently, if someone's working and they're able to earn an income, they're able to have an individual retirement account somewhere between $3,000, to $5,000, to $6,000.

So in terms of having civil rights for someone who doesn't have a job, or is receiving social services, it makes logical sense to pass something at the state and the local level that would allow them to preserve some assets that could potentially grow.

The idea is that the reason the Jobs Act was passed was to --- or the Title III amendment was passed was to allow more people access to, you know, equity offerings that could possibly be super-exclusive.

And that could sort of subsidize some of the income deficiencies that someone might have in DC. So we just want to allow the same civil
rights opportunity to someone who's maybe possibly applying for social services. Right now, it's ---

CHAIRMAN BENNETT: I have to stop you ---

MR. FLIPPIN: -- a total lockout.

CHAIRMAN BENNETT: -- because you kind of get into your --- and we're going to hear all that. But you're getting into your support for the initiative. So I appreciate that.

Mr. Sindram, could you put yourself on mute. Because we can kind of hear what's going on there.

So the first question I have for the Chair, I mean for the General Counsel, is whether or not he's met all the requirements for the initiative, clerical and otherwise?

MR. McGHIE: Yes. He's properly filed his statement of organization at the Office of the Campaign Finance.

CHAIRMAN BENNETT: And are there any opponents here that want to speak in opposition to the initiative?
CHAIRMAN BENNETT: None being seen, we are ready to hear your statement relative to your being the proponent for the initiative.

MR. FLIPPIN: Right.

CHAIRMAN BENNETT: But there are other things, Mr. --

MR. McGHIE: Well, before --- let me say that we did receive written comments.

CHAIRMAN BENNETT: Yes.

MR. McGHIE: So we got written comments on this, I mean, did you see the comments from the Office of the Attorney General?

MR. FLIPPIN: I did get --- I got a --- this morning I got something from the staff attorney. I think that your office helped me with Karl Racine's comments. So I can say that we didn't violate any ---

MR. McGHIE: Yes. So the Office of the Attorney General sent a written memorandum stating that it was a proper subject for the initiative in their view. And they did not see where he violated
any of the prohibitions for having his subject placed on the ballot. And we began --- we'll give, I guess, the comments from the Office of the General Counsel.

CHAIRMAN BENNETT: Okay, great. Thanks.

MR. McGANN: Good morning, Ralph McGann, staff attorney with the Office of the General Counsel for the Board of Elections. Sorry.

In my opinion, the proposed measure just has not, in any way, shape, or form, caused any appropriations. And it wouldn't be an improper subject on those grounds. However, I had questions that I spoke with Mr. Flippin about regarding whether or not this proposed measure was administrative in nature or legislative.

Based on my conversation with Mr. Flippin on what he's actually trying to accomplish with this measure, I believe he'll relay that further to the Board. I believe, at this point in time, it is a proper subject for an initiative.
CHAIRMAN BENNETT: All right. Thank you.

MR. McGHIE: So just Mr. Flippin?

CHAIRMAN BENNETT: Now it's time for your statement on --

MR. FLIPPIN: So the main thing here, it's a very subtle, thorough initiative. A couple of things that will happen if you will release the petition forms is that the District of Columbia government will gain a huge amount of information in terms of feedback from surveys and just collection of petition signatures on exactly how a community feels about startup companies and, you know, the way the economy's going here locally.

But the driving force here, it's a pretty simple layout. Congress passed the Jobs Act. They amended the Jobs Act to include Title III and Title IV for small companies to raise anywhere from a million dollars down for a Title III raise. And that's a company with no traffic. And that means that anyone in the District of Columbia could actually file, you know, a new
company offering and raise up a million dollars.

And part of what the Board would do would be to be able to help raise that money over the Internet.

The hurdle for us is that we want to make sure that the African American community and the minority communities can participate as an investor in the offering at the five, six, seven dollar level. You know, if someone just buys one share, it can totally change their lives from a sort of a pre-IPO microcap type concept.

And then, Congress has gone so far as to pass the Title IV offering which allows, you know, anyone with the right concept and understanding to raise up to $20 million which would be a huge, huge, huge homerun for someone in Ward 8 or Ward 7 who's very well educated but who doesn't have an opportunity or any access to capital from, say, the traditional funding sources of his bank or credit union.

Those lending sources are available under the present Republican standard. You're
just not going to get those opportunities. This is the only vehicle where someone who's going to school, who's graduated from graduate school, has a great idea, who has an understanding of a particular sector in the economy to really be able to launch his career and sort of live under his own terms.

And so what we're basically doing is we're saying, look, Congress has already passed the Jobs Act. They've already amended with Title III and Title IV. Let's bring the District of Columbia and the team to the 21st century and be one of the first quasi-states to codify and say, look, we know that our cost of living is very, very expensive. And as a result, anyone who has a job has the right to aggregate and create retirement savings.

Let's codify our law and take the decision-making out of the administrative part of it. Let's codify it and say plus $3,000. Whatever your administrative rules are, we want residents of the District of Columbia to be able to participate in the Jobs Act under the existing
administrative decision-making process through
the mayor's office.

And it's very subjective in terms of who
might qualify. We need to say, look, wherever your
decision-making is, we're going to raise ground
zero up to plus $3,000. And with that, you know,
right now, we're not --- the people of the District
of Columbia will either say yay or nay at the voting
booth.

What we would like for you to do is just
get us to the point of releasing the petitions so
that we can get that feedback, so that they can
possibly make the decision of whether or not it will
get to the ballot. So we just want to raise ground
zero to plus $3,000. We'd like to --- right now
we just want to be able to access that information
by petitioning the general public.

MR. McGHIE: Let me attempt to just
briefly summarize what I believe your initiative
does so that everybody's following along. And you
can just tell me yes or no.

In order to qualify for TANF and other
social services in the District of Columbia, an individual cannot have assets that are more than $2,000. Your initiative would increase that to $3,000 so that they can have total assets going to $5,000. Is that correct?

MR. FLIPPIN: Yes. So I think the big hurdle is, Mr. McGhie, is that I know it's a say yes or no but --

(Laughter)

CHAIRMAN BENNETT: But that's not going to happen, right?

MR. FLIPPIN: Well, assuming we left a few details out. So each individual that wants or needs a subsidy is in a very different situation. So someone who's on SSI is going to have a different calculation, a different formula, that can result in their equation, based on assets. So whatever the levels are for any individual, whatever the variables are, we want to increase that by $3,000. So yes, in a sense, yes. If the numbers are at $2,000, it would be $2,000 plus $3,000 to equal $5,000.
CHAIRMAN BENNETT: Got it. Okay, any questions? Mr. Gill?

MEMBER GILL: No questions.

CHAIRMAN BENNETT: Any questions, Ms. Lewis?

MEMBER LEWIS: No questions, thank you.

CHAIRMAN BENNETT: Great, thank you. All the best to you. We'll have a decision and move forward accordingly. I think you'll hear from Mr. McGann, I think, with that decision and next steps.

MR. FLIPPIN: Thank you very much.

CHAIRMAN BENNETT: Thank you very much. Mr. McGhie, you've got additional items?

MR. MCGHIE: Yes. Let's see, next is final rulemaking to amend Chapters 10, 11, 14 through 17.

CHAIRMAN BENNETT: I think those have already gone through the process, and we need a motion, right?

MR. MCGHIE: Yes. So this is for final rulemaking. The purpose of the amendments is to
establish rules for the use of the electronic petitions. That was following the passage of the Ballot Access Modernization Amendment Act of 2017.

We've already had the proposed rulemaking, the 30-day period, the public comment. No comments were received. So now I'm asking for this time to adopt this final rulemaking.

CHAIRMAN BENNETT: Can I get a motion to adopt the final rulemaking? Or do you want questions first?

MEMBER GILL: No, motion to adopt.

MEMBER LEWIS: Second.

CHAIRMAN BENNETT: All right. All in favor, I agree. So we've got a unanimous. Yes sir, next item.

MR. McGHIE: Next is a petition for enforcement, OCF petitions for enforcement. We have 12 of them that Rudy McGann is going to give you a summary of what each one of the petitions --- what the finding is for and what it is based upon.

CHAIRMAN BENNETT: Okay. Mr. McGann?

MR. McGANN: Good morning.
CHAIRMAN BENNETT: Morning.

MR. McGANN: Rudolph McGann, staff attorney for the Board of Elections, Office of General Counsel. The first case is BOE, Docket Number 14C-073, Respondents' Committee is Gaston 2014. The fine is in the amount of $1,900.

The Respondent did file eventually. It's an October 10th, 2014, statement. He filed that on December 12th, 2014. The remaining issue and outstanding issue is the fine of $1,900.

The second matter is BOE, Docket Number 14C-0E6. The Respondent Committee is Carter At-Large, 2014. The amount of the fine is $2,000. The missing filing is that the Court receives expenditures from December 10th, 2014. The Respondent has failed to file that. That was the report, and the matter is still open and pending.

The third matter is 14C-093. The Respondent Committee is Bruce Majors, Libertarian for Mayor. The fine is in the amount of $2,000 for the missing December 10th, 2014, receipt of -- excuse me, report of the receipts and expenditures.
The next matter is Docket Number 15A-011, Respondent's name is Nyasha Harley. She is attorney for Advisory Neighborhood Commission 7C01. The amount of the fine was $2,000. And the missing report was due on March 16th, 2015. Ms. Harley has failed to file the report or pay her fine.

The next matter is 15A-016. The Honorable Christi Love Davis, Candidate for ANC-5802. She failed to file the March 16, 2015, report. The amount of the fine is $2,000. She has not filed a report or paid her fine.

The next matter is 15A-018, the candidates of ANC 7C04. The fine is in the amount of $2,000. The filing that's missing is the March 16, 2015, report. And the Respondent has not filed the report nor has she paid the fine.

The next matter is 15A-035, Flander Sharp, Candidate for ANC 505, also missing the March 16th, 2015, report. The fine amount is $2,000 which has not been paid nor has the report been filed.
The next matter is 15C-003, Bell for Ward 8. The missing filing is the February 2nd, 2015, report. The fine amount is $2,000. Neither the fine has been paid nor the report filed.

Next matter is 15C-005, Gaston 2015. The fine amount is for $2,000, and the missing report is from February 2nd of 2015. Neither the fine nor the report have been filed as of today.

The next matter is 15C-008, Whitaker 4 for Ward 4. Robert Whitaker, Treasurer. The missing filing is the January 31st, 2015, report of receipts and expenditures. The fine amount is $2,000. Neither the report nor the fine have been paid.

The next matter is 15C-016, Bruce Majors, Libertarian, for Mayor. The missing report is the February 20th, 2015, report of receipts and expenditures. The amount of the fine is $1,400 which has not been paid nor has the report been filed.

And last but not least, 15C-020, Carter At-Large, 2014. The fine is in the amount of
$1,400, the missing filing is the February 20th, 2015, report of receipts and expenditures. The fine has not be paid nor has the report been filed. All of these Respondents were notified by electronic mail and regular mail.

MR. McGHIE: Okay, the Office of the General Counsel is requesting an audit of the issues of each one of these matters so that the Office of the General Counsel can take this to the Court for enforcement of the OCFIs. Okay, so I'm looking for a motion to allow us to do that.

CHAIRMAN BENNETT: Okay, can I get a motion to allow us to move forward with that in order to enforce the response?

MEMBER GILL: Motion to move forward.

MEMBER LEWIS: Second.

CHAIRMAN BENNETT: All in favor, all three.

MEMBER GILL: Yes.

CHAIRMAN BENNETT: And as so, unanimous. Please report.

MR. McGHIE: Okay. The last thing on
my agenda is the litigation status update. Both of these matters were as a result of the Nominating Petition process that we recently had. These were appeals of the Board's decisions denying these individuals final access.

The first one was Calvin Gurley, a candidate for chairman of the Council. He had an insufficient number of signatures. He filed his petition for review over at the Court of Appeals on April 26th. The Board filed his motion for summary permits on April 27th. And we're just awaiting a Court decision.

Same thing with Aaron Holmes. He was a candidate for a council member at large. He filed his petition for review on April 26th. We filed our motion for summary affirmance on April 27th. And we're waiting on the Court decision. And that would conclude my litigation status update.

CHAIRMAN BENNETT: Okay, any questions from the Board? Ms. Lewis?

MEMBER LEWIS: No questions.
CHAIRMAN BENNETT: Okay, great. The next item is the executive director's report. Ms. Miller?

MS. MILLER: Thank you, Mr. Chair. The first item on my agenda is we have some polling place relocations and final relocations. I'm going to call on Mr. Arlin Budoo, our facilities support manager, to put these matters on the record before the Board.

The first one is the emergency proposed final relocation for Precinct Number 14. Mr. Budoo, you want to explain that?

MR. BUDOO: Yes. Good morning. My name's Arlin Budoo, facilities operations manager for the Board of Elections. And I'm bringing by the Board today of, well, not even the proposed relocation, but I'm asking for an emergency basis relocation for Precinct Number 14, which is the Mathematical Association of America Carriage House Meeting Space, which served as Precinct Number 14 in past elections.

This facility will not be available for
the 2018 primary election because of pre-scheduled activities. Unfortunately, the Board did not learn of this conflict until April 9th of 2018, despite having emailed a request for the space on December 17th, 2018. After we reviewing the polling place confirmation sheets that I did email on that date, I noticed that I had not received back their documents confirming the use of the space.

And then, I went out to the location and hand-delivered the confirmation sheets to them at the time. I was met by staff who informed me that there would not be a problem.

CHAIRMAN BENNETT: Can you, for the record, Mr. Budoo, just state the address of the location itself?

MR. BUDOO: Yes. It's 1781 Church Street, NW. And the location is the meeting place.

CHAIRMAN BENNETT: And what ward is this in, Ward 2?

MR. BUDOO: This is in Ward 2, yes, sir.

CHAIRMAN BENNETT: Great. Please continue.
MR. BUDO: Okay. As I mentioned earlier, the Board was notified on April 9th, 2018, that the site would be unavailable. This will be a temporary relocation. We will return. We are able to return to the MAA Carriage House space for the general election.

Therefore, I'm requesting that we relocate to the Whittemore House located at 1526 New Hampshire Avenue, NW. And we will be using the ballroom at that location.

I will put on the record that the facility is accessible with slight modifications. When I say slight modifications, the ramp on the side of the building does not meet ADA standards. So there is a slight incline on that ramp. So therefore, it will be --- it's inaccessible due to slight modifications that we could work around with.

I want to say the polling space is excellent. The lighting is excellent, there is street parking. If you know about the Dupont Circle area, there are no parking lots in that area.
And there was a limited amount of facilities to attempt to relocate within that area as well. Currently the MAA at Precinct Number 14, we were using this outside of Precinct 14 by a couple of blocks.

CHAIRMAN BENNETT: So it's how far. How far is the Whittemore House from the Carriage House?

MR. BUDOO: It's around the corner about three blocks.

CHAIRMAN BENNETT: About three blocks?

MR. BUDOO: Yes, sir.

CHAIRMAN BENNETT: Okay. And the only issue is you said there were slight modifications that were needed ---

MR. BUDOO: Slight modifications with the ramp. The ramp does not meet the --- it's a slight incline. It's steeper than the ADA standards. So it may be an upheaval, maybe a couple of inches. So that's what I'm going to put the record there. It does not meet the ADA guideline standards.
CHAIRMAN BENNETT: Will we be able to modify that slightly to be able to meet those requirements?

MR. BUDOO: We will work with them as well as I work with Ms. Jennings. I'm going to take her out to observe the location this week.

CHAIRMAN BENNETT: Okay. I want to make sure that we meet the ADA requirements --

MR. BUDOO: Yes, sir.

CHAIRMAN BENNETT: -- that were put out internally.

MR. BUDOO: Okay.

CHAIRMAN BENNETT: Okay.

MR. BUDOO: So again, I'm asking that we relocate, and I ask the Board's approval of the relocation for Precinct Number 8. I'm sorry, it's Precinct Number 14.

And I'm also asking the approval for previously submitted relocations for Precinct Number 8, which we were currently at the Palisades Recreation Center located at 5200 Sherier place, NW, gymnasium. I'm asking that we relocate and
approve the Palisades Neighborhood Library located at 4901 V Street, NW. And we'll be using the multipurpose room.

And the next relocation for approval is Precinct Number 29 which is the Second District Police Station located at 3320 Idaho Avenue, NW, community room. And we'll be relocating to the Washington Hebrew Congregation located at 3935 Macomb Street, NW. And we'll be using the multipurpose room there as well.

CHAIRMAN BENNETT: Now, all the relocations you mentioned after Carriage House are ones that we have already looked at before --

(Simultaneous speaking)

CHAIRMAN BENNETT: -- and we had done all the ADA requirements and ---

MR. BUDO: Yes, sir.

CHAIRMAN BENNETT: -- all that kind of stuff? So can we just deal with those by themselves? And then I want to go back to the Carriage House --

MR. BUDO: Okay, no problem.
CHAIRMAN BENNETT: -- if that's okay. Does that work for the other Board members? Okay. Was there anything else Mr. Budoo?

MR. BUDOO: No, sir.

CHAIRMAN BENNETT: So we want to get motion on the approval of those, of everything except for Carriage House right now.

MR. BUDOO: Okay.

CHAIRMAN BENNETT: And we'll deal with that second.

MR. BUDOO: No problem.

CHAIRMAN BENNETT: So can I get a motion for ---

MR. BUDOO: Precinct Number 8 and Precinct Number 29.

CHAIRMAN BENNETT: Okay. If they're going to turn 29, we want it to be noted there.

MEMBER GILL: Motion to move forward.

CHAIRMAN BENNETT: Ms. Lewis?

MEMBER LEWIS: Second.

CHAIRMAN BENNETT: All right. And that carries, third for me. And so let's go back
to the Carriage House.

MR. BUDO: Yes, sir.

CHAIRMAN BENNETT: And I have a couple of questions.

MR. BUDO: Okay.

CHAIRMAN BENNETT: So the first question is is that we're going to do everything we need to do to make sure that we have all of our internal approvals from the ADA perspective, right?

MR. BUDO: Yes.

CHAIRMAN BENNETT: Okay. And secondly, if for some reason or other that location is not sufficient, but you'll know that relatively quickly?

MR. BUDO: Yes.

CHAIRMAN BENNETT: They'll be able to get back to us so we can consider someplace else other than the, like, other than the Whittemore House.

MR. BUDO: Yes, sir.

CHAIRMAN BENNETT: Okay. Those are
the questions I had. Ms. Lewis, you have a question?

MR. SINDRAM: Mr. Chair, may I ask you a question?

CHAIRMAN BENNETT: Yes, sir.

MR. SINDRAM: The ADA assessment, who will undertake that for the Carriage House?

CHAIRMAN BENNETT: Ms. Jennings will take that.

MR. SINDRAM: Very good, thank you.

CHAIRMAN BENNETT: Yes, okay. Mr. Gill, do you have any questions?

MEMBER GILL: No, I don't have any questions.

CHAIRMAN BENNETT: Okay. So what I want to do is I want to approve that. I want to get a motion to approve that relocation subject to final ADA approval.

MR. BUDOO: Okay.

CHAIRMAN BENNETT: Okay. And then if indeed there is some issue, then I want you to call us back, like, as soon as possible with a new
location. And we'll just do a digital meeting to consider approval of a new location.

MR. BUDO: No problem.

CHAIRMAN BENNETT: Okay.

MS. MILLER: Mr. Chairman?

CHAIRMAN BENNETT: Yes.

MS. MILLER: May I ask, can we work with the Office of Disability Rights as well? Is it possible to get a temporary ramp there? Is that a possibility?

MR. BUDO: Yes.

MS. MILLER: Okay. So I think that's something we can also look to.

MR. BUDO: Okay.

MS. MILLER: If the ramp is not something that is workable, we can work with the District government to get a temporary ramp that may be a fix ---

MR. BUDO: Right.

MS. MILLER: -- for this election. So I would ask that you do that as well.

MR. BUDO: Okay.
CHAIRMAN BENNETT: I have every confidence that everything will be in compliance. You guys have been just fantastic in making sure all this happens. And then I think we do a stellar job going to the ADA compliance. But I also want to give you the opportunity, if for some reason though you're not able to make it, to come back to us relatively quickly to get another decision.

The other thing is that when do you think you're going to be able to get notice out to the folks who use that precinct?

MR. BUDOO: For Precinct Number 14?

CHAIRMAN BENNETT: Yes.

MR. BUDOO: Once you make a finding, I would send out notifications that day. We try to send out at least 30 days out from each election to let them know that the polling place has relocated. So then it'll be fresh ---

CHAIRMAN BENNETT: So all this is going to happen within the next week?

CHAIRMAN BENNETT: Right. And the relocation will also go into the voter's guide, as
well.

CHAIRMAN BENNETT: Okay. All rightie. And there'll be notices at the old ---

MR. BUDOO: Yes.

CHAIRMAN BENNETT: -- at the Carriage House with the new location?

MR. BUDOO: Yes, sir.

CHAIRMAN BENNETT: Great. I don't have any additional questions. So can I get a motion?

MEMBER GILL: Motion to move forward.

MEMBER LEWIS: Second.

CHAIRMAN BENNETT: All right. So the motion --- and the motion carries unanimously. So if indeed there is an issue with ADA, please come back to us quickly.

MR. BUDOO: Yes, sir.

CHAIRMAN BENNETT: So we can consider for approval another location.

MR. BUDOO: Okay.

CHAIRMAN BENNETT: Okay. Thanks so much.
MR. BUDOØ: Thank you.

CHAIRMAN BENNETT: Ms. Miller?

MS. MILLER: Thank you. So I'm just going to talk a little bit about everything that's going on with respect to the election. As you know, the June election is set for June 19th. And we are in full swing for preparation for the June 19th primary election.

All divisions of the Agency have all of our responsibilities that are, at this point, overlapping. And everyone is focused on those responsibilities that are associated with the election.

Having said that, training, poll worker training is in full swing. I did provide you all with the poll worker manual. And I want to recognize Karen Dyson. I don't see her, but everyone had their hands into preparing this manual.

We had a number of table reads. I see a lot of staff sitting out there who were involved with table reading this manual to make sure that
it was Is dotted, Ts crossed, for a number of days, on, and on, and on, and on, to get it right.

And I'm sure, while we've tried to get it right, there's probably a period that's missing or semi-colon that's in the wrong place. But nonetheless, this is the end result. And this is what the trainers are using as they train the poll workers.

So I think they did a yeoman's job on it. I just want to recognize the staff that put this together. And poll workers are using this, as I said, to train poll workers. So this is the outcome of some sleepless days, I would say, to get it done.

CHAIRMAN BENNETT: Outstanding.

MS. MILLER: Thank you for that.

Early voting has started. Early voting poll worker training began on April the 9th. The recruitment is well underway.

So far, we have recruited 333 early voting poll workers. They have been trained to work the nine early voting sites for all early voter
voting. Because all have been trained with our ADA-compliance training that has taken place as well. And I recognize Terrica Jennings on that.

We've also begun training for election day. The training began on April 23rd and will continue through June 29th. To date, we have recruited and placed 1,916 persons in the training classes. The goal is to recruit and train 2,250 poll workers for election day.

We've also recruited 24 area reps. The goal for that is for 30 area reps. So we do have six that we need to retrain. We don't anticipate any problem with the remaining six, but we still need an additional six area reps. Our training for area rep training will be June 16th. And that's our normal process for area rep training, Saturday before the election.

More coordinators have been recruited. And we're currently --- they're coming out in the field working on behalf on the Board assisting with voter registration and absentee voting. We have 18 more coordinators. They were all trained on
April 12th. They're doing voter outreach and working with the election worker division.

With our Ward coordinators, 13 voter registration outreach events have been completed, six sites in Wards 1 through 4, seven sites in Wards 5 through 8. For first time visits, voter registration and absentee ballot requests have been taking place.

There have been a number of organizations that have responded to our call for Adopt a Precinct which is a first time thing that we're doing in the District of Columbia. Organizations will be adopting --- requesting two precincts. And some of their election workers and volunteers will be divided between different locations.

I'm especially happy to say that the National Football Player's Association is one of our entities that have responded to the Adopt a Precinct call. And they'll be working with us this year by adopting a precinct in the District of Columbia.
And so that's just some of our activities that we're doing in preparation for the election. We will, on Saturday, begin our logic and accuracy testing at the warehouse. So the staff there will start testing all of our election equipment for readiness as we prepare to get it out for early voting on election day.

I did present testimony for the Committee on the Judiciary on April 13 regarding physical Year 2019's budget. A copy of the testimony is available for you. The Committee oversight chairman, Council member Charles Allen, was focused on ensuring that our budget would meet our needs for FY '19.

He specifically is interested in expanding the number of early voting precincts for the upcoming years, mainly focusing on 2020. He wants to add at least one additional early voting precinct in each ward so that we have two early voting precincts in every ward, as well as adding additional equipment in each ward.

So I think we'll be able to do that with
HAVA money that the District is planning to receive. That's an additional $3 million which we've been designated to receive as soon as we set up, through the Office of Finance and Resource Management, a process that we have to do to get the grant funding. So we're working on doing that as well.

The other thing that we will be doing with that $3 million is, as I explained on the record before the Council, is to put some things in place for security, cyber security training, and cyber security personnel which is a big focus for this HAVA grant money.

The federal government is very focused on making certain the systems are secured, that we have security personnel in place. And so some of that money will go towards that funding as well.

CHAIRMAN BENNETT: Okay.

MS. MILLER: And I also want to put on -- let you all know that we did send out a postcard to all of our non-affiliated voters to make them aware of the eligibility to vote in the upcoming
June primary on the initiative measure.

We sent a total of 72,218 postcards mailed to every voter who is not affiliated with a major party to let them know that the initiative was going to be on the ballot, and they are going to be eligible to vote on that initiative.

With respect to the voter registration procurement -- voter registration, system procurement, we have put --- the technical evaluation panel has reviewed all of the proposals. They finished their work last week. Of the five proposals that were submitted, the individual proposers came and demonstrated for the team their product. The panel is ---

(Off the record comments)

MS. MILLER: The panel is now in the process of -- the end of their process. They will meet for a consensus meeting at the end of next week, I believe. And after that, they will submit their recommendation to the Office of Contract and Procurement. And at that point, the Contracts and Procurement will then finalize the process. We
are at the end of a long road ---

CHAIRMAN BENNETT: All right.

MS. MILLER: -- to this selection for
the voter registration system.

Our ballot lottery was conducted on
Friday, April 27th, for the ballot position. As
Mr. McGhie just indicated, we did have two
candidates that challenged the outcome of their
nominating petition. So we have to await reports
-- decision on that. However, their names were put
in the lottery, so they are tentatively on the
ballot until we hear back from the Board.

So their positions are in place right
now, but we do need to have a quick decision,
because the ballots for the UOCAVA, our military
and overseas ballots, are scheduled to go out no
later than Friday.

MR. SINDRAM: Mr. Chair, what are those
two names?

MS. MILLER: Those were the ones that
Mr. McGhie just mentioned. And that's Calvin
Gurley and --- what was the other one?
CHAIRMAN BENNETT: Holmes.

MS. MILLER: And Holmes, Aaron Holmes.

MR. SINDRAM: Thank you.

MS. MILLER: Yes. And I think that's fine.

CHAIRMAN BENNETT: Okay, great. Any questions from Ms. Lewis?

MEMBER LEWIS: No, but this training, poll worker training operations manual is fantastic.

CHAIRMAN BENNETT: I agree.

MS. MILLER: Thank you.

CHAIRMAN BENNETT: Absolutely. Mr. Gill?

MEMBER GILL: No questions.

CHAIRMAN BENNETT: Okay. I think we're going to move you up on the agenda next time, Ms. Montgomery, before Mr. McGhie, so we have a chance to hear from the Office of Campaign Finance at an earlier point. So we're going to switch this agenda around next time. But since we didn't this time, Ms. Montgomery, of Campaign Finance, your
report please?

MS. COLLIER-MONTGOMERY: Yes, good morning. First thing that I would like to mention on the record again is that the Office of Campaign Finance is moving to its new location on Friday, May the 11th.

And we will be open in our offices on Monday, May the 14th, at this location which is 1015 Half Street, SE, and we will be on the seventh floor in Suite 775. Our offices will be administratively closed on the 11th. Our phone numbers will remain the same.

CHAIRMAN BENNETT: Outstanding. And I must say, it'll be nice to have both the Office of Campaign Finance and the Board of Elections in the same facility, on the same floor --

MS. COLLIER-MONTGOMERY: Yes.

CHAIRMAN BENNETT: -- right next to one another.

MS. COLLIER-MONTGOMERY: I agree. And it will certainly be much easier for the public to do business.
CHAIRMAN BENNETT: Yes.

MS. COLLIER-MONTGOMERY: During the month of April, there were two report dates. The first report date was April the 1st, 2018, report of receipts and expenditures, which was due on April the 2nd from the Constituent Service programs as well as the Statehood Fund program.

With our Constituent Service programs, there are nine required filers. All nine timely filed. And also all nine electronically filed their reports with the Agency.

With the Senator and Representative, the Statehood Fund programs, there are three required filers. Two timely filed, there was one late filed. And the late filed report was referred to the Office of the General Counsel. And all three filers electronically filed our report --- filed their reports.

April the 10th was the filing deadline for the filing of the second report of receipts and expenditures for committees supporting and opposing Ballot Initiative Number 77. There were
two required filers, and both timely filed, and electronically filed their reports with the Agency.

Again, with the referrals to the Office of the General Counsel, the Statehood Fund, Franklin Garcia, Theodora Brown, Treasurer, was referred. And that, again, was for failure to file timely the April the 1st report of receipts and expenditures.

We had 44 candidates and committees who registered during the month of April. With respect to the names of those candidates and committees, they will be included in our stats which will be available on our website by the close of business today.

During the month of April, we also conducted three entrance conferences. The first was on April the 11th, 2018. The participants were Rustin Lewis, Candidate, Friends of Rustin Lewis, Sheldon King, Treasurer, Friends of Rustin Lewis, Chuck Thies, Treasurer of What's Going PAC. Emily Gasoi, Candidate, Emily for Education, Leana
Trowbridge, Treasurer, Emily for Education.
Andrea Thomas, Candidate, Andrea Thomas for D.C.,
Ann Hoffman, Treasurer, Andrea Thomas for DC.
Amir Flippin, Treasurer, Money Supply Increase Referendum Committee. Margaret Smith, Treasurer,
Legalization of Retail Cannabis in the District of Columbia 2018. Franklin Garcia, Candidate,
Franklin for DC 2018. Merry Rutrick, Candidate,
Merry Rutrick for Democratic State Committee.
Nestor Djonkam, Candidate, Nestor 4 Council Committee, Anita Purvis, Treasurer, Nestor 4 Council Committee.

On April the 19th, there were two participants at our entrance conference. The first was Dorothy Douglas, Candidate, Ward 7, DC Democratic State Committee. The second was Melissa Jones, Treasurer, Jessica Sutter, School Board of Education --- State Board of Education.

On April the 25th, the participants were David Schwartzman, Candidate, the Committee to Elect David Schwartzman 2018, Dean Murville, Treasurer, the Committee to Elect David
Schwartzman 2018.  Anne C. Wilcox, Candidate/Treasurer, Committee to Elect Anne Wilcox 2018.  David Blaha, Treasurer, NO2DC77 Committee, Initiative Committee --- No, I'm sorry. I think it's NO2DC77 Initiative Committee.

Zachary Parker, Candidate/Treasurer, Committee to Elect Zachary Parker 2018.  LaMonica Jeffrey, Candidate, LaMonica is Listening Campaign Committee, John Frazier, Jr., Treasurer, LaMonica is Listening Campaign Committee.  Ernest Edward Johnson, Candidate, Committee to Elect Ernest Johnson Mayor.

In our Audit Division during the month of April, the Audit Division conducted 53 desk reviews of the reports of receipts and expenditures from our PACs, as well as from our Constituent Service Funds, and our Senator Representative Statehood Fund, as well as from our Principal Campaign Committees.

In terms of ongoing audits in the Audit Branch, at this time we have no outstanding full-field audits. We do have periodic random
audits which are ongoing. The first are of the candidates of the 2018 election. And that was with respect to the January 31st, 2018, filing. Re-elect Muriel Bowser our Mayor, again, that was initiated on March the 5th, 2018. Karl Racine, 2018, was initiated on March the 5th, 2018. Kenyan McDuffie, 2018, was initiated on March the 22nd, 2018.

With the periodic random audits of our political action committees with respect to the January 31st, 2018, filing, Food Service PAC, and that random audit was initiated on March the 5th, 2018. Periodic random audits of our Constituent Service programs, and those audits will be on April the 1st, 2018, filing, Phil's Fund for Citizen Service, Ward 3 Constituent Services Fund, and the Evans Constituent Service Fund.

The audit notification letters were issued on April the 19th, 2018. And the records from the program are due on May the 7th, 2018.

We also issued two final audit reports during the month of April, Dionne for DC, which was
issued on April the 19th, 2018, and Verizon Communications Inc. Good Government Club, which was issued on April the 3rd, '18. And both of those audits are available for public view at our website. And both of those audits were compliance audits.

And I would ask the General Counsel from the Office of Campaign Finance, William Sanford, to give the report of the Office of the General Counsel.

CHAIRMAN BENNETT: Great, thank you.

MR. SANFORD: Good morning, Mr. Chairman and distinguished Board members. My name is William Sanford, General Counsel for the Office of Campaign Finance.

During the month of April 2018, the Office of the General Counsel received four referrals. One referral came from the Public Information and Records Management Division. And three referrals were from the Reports Analysis and Audit Division. All the referrals were of principal campaign committees.
The Office of the General Counsel completed 15 informal hearings and issued 15 orders which included the following. Eleven orders were issued for failure to timely file reports in which no fines were imposed. And four orders were issued for failure to timely file reports in which a total of $5,050 in fines were imposed.

Fines were imposed against the following respondents. A fine of $1,650 was imposed against the Gertrude Stein Democratic PAC. A fine of $1,650 was imposed against Justin Green At-Large Principal Campaign Committee. A fine of $1,550 was imposed against the 1199 SEIU PAC, and a fine of $200 was imposed against the Aaron Holmes for DC Principal Campaign Committee.

During the month of April 2018, the Office of the General Counsel collected a total of $1,550 in fines. The fines were paid by the following respondents. A fine of $1,500 was paid by Jeffrey Thompson in accordance with an installment plan between Mr. Thompson and the Office of Campaign Finance. And a fine of $50 was
paid by Angel Alston in settlement of a case that
had been resolved before the Board of Elections
during a pre-hearing conference.

During the month of April 2018, the
Office of the General Counsel did not have any help
in the investigation. However, during the month of
April 2018, the Office of the General Counsel issued
one interpretive opinion. That request was
received from Clinton LeSuer on March 9th, 2018, and
it was issued on April 6th, 2018.

The request involved a registration
requirement of a political action committee. Mr.
LeSeur had registered a political action committee
identified as Run Vince Run with the Federal
Elections Committee but had not registered that
committee with the Office of Campaign Finance.

We advised him that, in view of the fact
that he was encouraging a local politician to run
in a local --- to seek a local elective office, he
was required to register. To date, Mr. LeSeur has
not registered. And so that matter is still under
review by the Office of the General Counsel.

And finally, during the month of April 2018, there were no show cause proceedings conducted by the Office of General Counsel. And that should conclude my report.

CHAIRMAN BENNETT: Thank you, Mr. Sanford. Ms. Montgomery?

MS. COLLIER-MONTGOMERY: That completes the report of the Office of Campaign Finance.

CHAIRMAN BENNETT: Mr. Gill, do you have any questions?

MEMBER GILL: No questions.

CHAIRMAN BENNETT: I have no questions. Thank you very much. We're at the point of the agenda for public matters. Are there any questions or any matters that the public would like to bring before the Board?

MR. SINDRAM: Yes.

CHAIRMAN BENNETT: Okay. Mr. Sindram, could you give your name and address please, sir?

MR. SINDRAM: Thank you, Mr. Chair.
Michael Sindram, disabled veteran, served our country more than most, 6645 Georgia Avenue, NW, Washington, D.C., appearing by phone.

From the outset, Mr. Chair, let me say, from the Board members and Campaign Finance, I can hear clearly. However, from the witness stand, it's very difficult to hear what's being said. For instance, the General Counsel, Campaign Finance, and the presenter of the ballot initiative, it was very difficult to understand what was being said.

And I thank you, Mr. McGhie, for your clarification of that ballot initiative. That was very helpful. With regard to that ballot initiative ---

CHAIRMAN BENNETT: Mr. Sindram, let me just kind of respond to that. I think --- and thanks for that note, we really need to make sure that our media is such that we can combine our phone system and our mic system here in this facility together so that when somebody calls in they're actually hearing what is going through the mics.

And some that may be a dysfunction of
having voice-over IP. But anyway, but we are going
to work on that. And that's something that's on the
agenda, Mr. Sindram. So thanks for that.

MR. SINDRAM: I can hear you clearly as
you just spoke. But again, from the witness table,
it's very difficult.

CHAIRMAN BENNETT: Yes. But that's
because we're sitting on two different systems. So
we're going to try and combine those. So thank you.

MR. SINDRAM: All right. And with
regard to the ballot initiative, I wanted to maybe
ask a question or a suggestion. As I understand Mr.
McGhie and the presenter, the initiative is to raise
the TANF, SSI model from $2,000 to $3,000.

So my question is will that affect out
of pocket medical expenses? In other words, when
you, you know, are a TANF recipient, you are a SSI
disability recipient, there is a provision in law
that offsets your out of pocket medical expenses.
So will this initiative impact that? Will it have
any effect?

And, you know, maybe you guys don't know
about that yet, but maybe just take it under advisement to see if that's going to affect it at all.

CHAIRMAN BENNETT: Yes. What we'll do, Mr. Sindram, is make sure that you have an opportunity to ask that question, particularly to Mr. McGann, who can also share with the proponent so they have an opportunity to respond to that. And it's actually adding $3,000, not going from $2,000 to $3,000, actually adding $3,000 to the $2,000 minimum now.

MR. SINDRAM: So that's going to max it at $5,000?

CHAIRMAN BENNETT: Yes, sir.

MR. SINDRAM: Oh.

CHAIRMAN BENNETT: That's what I gather.

MR. SINDRAM: Great, great. That's good. When you opened the floor to the Board, you didn't indicate the public, so I didn't want to interrupt.

CHAIRMAN BENNETT: No, I appreciate
that. Thank you.

MR. SINDRAM: Yes. Item 2, I appreciate the Board, and I got to tell you, Ms. Jennings is outstanding with your ADA sensitivity. The Office of Disability Rights, Matt McCollough is very good, very learned in the law. In fact, he did a walk-through in our building here at Franklin Park that I missed.

I'll just say that the dynamic duo of Matt McCollough and Ms. Jennings would do a yeoman's job being a collaborative team to make certain that the Carriage House and anywhere else is ADA-compliant.

My concern is this, as presented to the Council with Committee Chair Nadeau, there is on the books the American Disabilities Act 1990. There's a movement afoot to erode the disability inroads that have been made thus far on a federal level.

So we, at the state level, need to step up. All to say that right now on the books, as Director McCollough, Office of Disability Rights, indicates, he lacks a lot or much enforcement power.
Sad but true.

So my suggestion and question to the Board, as you said, since I have your ear, can we, can you devise some kind of initiative or input? Maybe, Mr. McGhie, this would come under your bailiwick, to see what can be done to enhance and enforce accessibility.

Because clearly, this affects the polling sites. So it's inextricably interwoven. So I would respectfully request it be taken under advisement. And maybe an initiative can be formulated in-house, however that's done, to give greater enforcement to the Office of Disability Rights and also to the Board when there are accessibility violations.

Because right now, from what I gather, there's not much. And even though something may be on the books, it's not enforced, sad but true. So what sense does it make to have a law on the books, and you can't enforce it?

MR. McGHIE: Okay.

MR. SINDRAM: And last but not least,
the Attorney General race, Karl Racine, he's headquartered there at 441 4th Street. I've had occasion to be there after hours for a meeting. And Attorney General Racine has had his petition gatherer -- signature gathers there which have been very aggressive, and that's putting it mildly. And I think maybe it even hinges on a violation of the Hatch Act.

So if we can send a message, you know, to the Attorney General, who should be more alerted to what's going on, that he is the chief enforcer, you know, in our District, of law. And for his folks, his representatives, assignees, if you will, are violating with impunity, sends a dangerous message.

So if the good Attorney General could be alerted that his signature gathers are overstepping the line, they're just not approaching, but they're very aggressive, again, that's putting it mildly, intimidating. And that ought not to be.

CHAIRMAN BENNETT: Okay. Well certainly, your comments are a part of the record
here, Mr. Sindram, and which are a public matter.
So ---

MR. SINDRAM: Thank you.

CHAIRMAN BENNETT: -- we certainly appreciate that.

MR. SINDRAM: And thank you for your indulgence, Mr. Chair.

CHAIRMAN BENNETT: All right. Thank you, Mr. Sindram. Any other public matters?

(No audible response)

CHAIRMAN BENNETT: Hearing none, with that this meeting is adjourned. And thank you very much, everyone.

(Whereupon, the above-entitled matter went off the record at 11:49 p.m.)