

**DISTRICT OF COLUMBIA  
BOARD OF ELECTIONS AND ETHICS**

In Re:  
"Council Members Must Pay Their  
Parking Tickets Initiative of 2004."

Administrative Hearing  
No. 04-17

Re: Rejection of Proposed  
Initiative Measure

**MEMORANDUM OPINION AND ORDER**

This matter came before the Board of Elections and Ethics (hereinafter "the Board") on Wednesday, June 2, 2004. Chairman Wilma A. Lewis, and Board members Stephen G. Callas and Dr. Lenora C. Alexander, presided over the matter. The proponent of the proposed initiative measure, Mr. Calvin H. Gurley, appeared *pro se*. The Board determined that the proposed initiative—"Council Members Must Pay Their Parking Tickets Initiative of 2004"—could not be processed because of the proponent's failure to file a verified statement of contributions with the Office of Campaign Finance.


D.C. CODE § 1-1001.16(b)(1)(A) provides that the Board shall refuse to accept an initiative if "the verified statement of contributions has not been filed pursuant to [D.C. CODE] §§ 1-1102.04 and 1-1102.06." Pursuant to Title 3 District of Columbia Municipal Regulation (DCMR) § 1000.5, "[t]he proposer(s) of an initiative or referendum measure or any political committee organized in support of a measure shall file a verified statement of contributions with the Office of Campaign Finance on or before the submission of the measure for filing." DCMR § 1000.6 further provides: "the phrase 'verified statement of contributions' shall consist of the following: (a) [t]he statement of organization, under D.C. CODE § 1-1102.04 (2001); and (b) [t]he report(s) of receipts and expenditures, under D.C. CODE § 1-1102.06 (2001)."



By letter dated May 28, 2004, the Director of the Office of Campaign Finance informed the General Counsel of the Board that the proponent had filed a statement of organization, but had failed to file a report of receipts and expenditures. This failure constitutes grounds upon which the Board shall refuse to accept the proposed initiative measure.

Accordingly, it is hereby

**ORDERED**, that the “Council Members Must Pay Their Parking Tickets Initiative of 2004” be rejected on the ground that a verified statement of contributions has not been filed.

  
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Wilma A. Lewis  
Chairman  
D.C. Board of Elections and Ethics

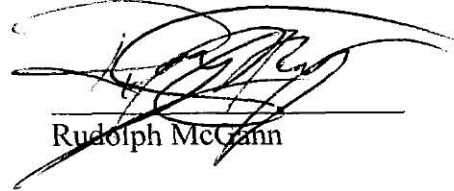


June 14, 2004



**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Memorandum Opinion and Order was hand-delivered this 14<sup>th</sup> of June, 2004 to the following party: Calvin H. Gurley, 612 Underwood Street, NW Washington D.C. 20012.



Rudolph McGinn