

GOVERNMENT
OF
THE DISTRICT OF COLUMBIA

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BOARD OF ELECTIONS

+ + + + +

REGULAR BOARD MEETING

+ + + + +

WEDNESDAY

APRIL 8, 2015

+ + + + +

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, Director,
Office of Campaign Finance

WILLIAM SANFORD, General Counsel, Office
of Campaign Finance

DENISE TOLLIVER, Media

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

10:33 a.m.

CHAIR NICHOLS: Good morning. Welcome to the regular meeting of the Board of Elections for April 2015. I call this meeting to order.

It is Wednesday, April the 8th, 2015. The time is 10:33 a.m. We are meeting in Room 208 North of 1 Judiciary Square. I'm Deborah K. Nichols, Chairman of the Board of Elections. Present with me this morning is Board Member Stephen Danzansky.

MEMBER DANZANSKY: Good morning.

CHAIR NICHOLS: Also present this morning are Mr. Kenneth McGhie, the Board's general counsel, Ms. Cecily Collier-Montgomery, the Board's Director of Campaign Finance --

MS. COLLIER-MONTGOMERY: Good morning.

CHAIR NICHOLS: -- and Mr. Clifford Tatum, the Board's Executive Director.

Without objection, the agenda for this morning's meeting is adopted.

Unless there are corrections or

1 clarifications, the minutes of the regular Board
2 meeting of March 4th, 2015 are adopted. There
3 may be minor technical edits made to those
4 minutes. Of course a transcript of the meeting
5 is available for review in the Office of the
6 Board's general counsel.

7 Are there any Board members that wish
8 to address any matters in this public meeting?

9 MEMBER DANZANSKY: None here, Madam
10 Chair.

11 CHAIR NICHOLS: All right. We will
12 move to our Executive Director's report. Mr.
13 Tatum?

14 MR. TATUM: Thank you, Madam Chair.
15 I have two items on the report for this morning.
16 The first is to finalize the precinct location of
17 Precinct 115, which is the 7th District Police
18 Station to Precinct 134, the Allen AME Church.
19 This is a temporary relocation that the Board
20 moved to publish in the Register at the last
21 meeting. We published that relocation in the
22 Register. Did not receive any comments, so we

1 not would request a motion from the Board to
2 finalize that relocation.

3 The 7th District Precinct Police
4 Station, which is located at 2455 Alabama Avenue,
5 Southeast; that's Ward 8, will be temporarily
6 relocated to the Allen AME Church, which is 2498
7 Alabama Avenue. And the facility is aware that
8 we'll combine the precinct there, and we've taken
9 the steps necessary to make that happen. And we
10 now just need the finalization from --

11 (Simultaneous speaking)

12 CHAIR NICHOLS: Okay. Thank you, Mr.
13 Tatum. I will entertain a motion to that effect.

14 MEMBER DANZANSKY: Yes, Madam Chair,
15 I move that we finalize the move in polling
16 places from 115, the 7th District Police Station,
17 to Precinct No. 4.

18 CHAIR NICHOLS: One-thirty-four. Yes,
19 134.

20 MEMBER DANZANSKY: Oh, 134. Excuse
21 me.

22 CHAIR NICHOLS: That's okay. The

1 motion is before us. All in favor? Aye.

2 MEMBER DANZANSKY: Aye.

3 CHAIR NICHOLS: All opposed?

4 (No audible response)

5 CHAIR NICHOLS: Ayes have it. Mr.

6 Tatum?

7 MR. TATUM: Madam Chair, the
8 preparation for the April 28th special election
9 is proceeding according to plan. We have
10 distributed over 800 absentee ballots to both
11 Ward 4 and Ward 8 residents. Training of poll
12 workers has been completed, or excuse me, is
13 ongoing. We have recruited over 364 poll workers
14 for this particular election and an additional 60
15 poll workers as standby for this particular
16 election. And the training is taking place on a
17 daily/every-other-day basis. And I've included a
18 calendar in your packet that indicates the days
19 that we conduct the training.

20 The top sheet that you have in your
21 packet there shows the number of poll workers
22 assigned to each of those polling places and what

1 we anticipate the turnout to be for this
2 particular election in each of the wards. So the
3 top of that document is Ward 4 and the bottom of
4 the document is Ward 8 projection for workers.

5 We have successfully recruited over 50
6 students from both Ward 4 and Ward 8 to work as
7 student poll workers for this election and we
8 will begin training students in Ward 8 on April
9 the 24th. And we're still working to schedule
10 the training for the students in Ward 4.

11 We have conducted 19 voter
12 registration and information outreaches as of
13 today's date, and we have 12 more outreach events
14 scheduled between now and April the 28th.

15 The jail house voting is scheduled --
16 absentee voting at the jails is scheduled for
17 April the 21st at CTF, which is Central Treatment
18 Facility, and at the Department of Corrections
19 for April the 21st. We will begin absentee
20 voting at the senior facilities on April the
21 13th. And that's where we take absentee ballots
22 to those seniors who've requested an absentee

1 ballot.

2 As discussed in our previous meetings,
3 we have our pilot project scheduled, which is a
4 demonstration of an e-poll book from one vendor,
5 as well as a demonstration of a new touch screen
6 device from our existing vendor. And that's
7 scheduled to take place. We've been training our
8 poll workers on the use of both of those devices
9 and asking for feedback on the use of the
10 demonstration machine. So we hope to have some
11 information for the Board to consider after this
12 election.

13 And the rest, Madam Chair, is general
14 updates on this report that we can talk about.
15 But that's all I have for election preparation.

16 CHAIR NICHOLS: Okay. Are there any
17 questions?

18 MEMBER DANZANSKY: No, just for
19 clarification. As I understand it, voters will
20 be given the opportunity, correct, to try out
21 this new equipment after they vote?

22 MR. TATUM: Yes, that's correct.

1 MEMBER DANZANSKY: Okay. There won't
2 be any interruption in the voter line or
3 confusion about where?

4 MR. TATUM: No, that's correct. For
5 early voting the e-poll books will be actually
6 used to conduct early voting, so every voter that
7 goes through the process will have an opportunity
8 to touch the e-poll book. For the ballot, the
9 voting devices there will be one machine at each
10 of the early voting centers so that we can get
11 the maximum number of touches from our voters.
12 But it's a demonstration ballot. It will not be
13 the live ballot for this election. So after they
14 vote the regular ballot, we will ask them if
15 they'd like to --

16 (Simultaneous speaking)

17 MEMBER DANZANSKY: Right. Okay.

18 MR. TATUM: Yes.

19 MEMBER DANZANSKY: Thank you.

20 CHAIR NICHOLS: For this election will
21 we follow the same methodology we did last time
22 in having additional tech rovers out at the

1 precincts?

2 MR. TATUM: Yes, Madam Chair. We have
3 recruited 19 technical rovers and each of those
4 19 technical rovers has been assigned to two
5 precincts. We have -- one will not have two. We
6 have 37 precincts, so we've recruited one
7 technical rover to work two precincts in addition
8 to our lead techs that we always have. So we
9 have the 19 front line techs that will be on hand
10 to handle any technical issues that we may
11 encounter.

12 MEMBER DANZANSKY: Is that about the
13 same ratio we had for the general --

14 MR. TATUM: Yes.

15 MEMBER DANZANSKY: -- when you look at
16 the numbers and potential --

17 MR. TATUM: For the general I believe
18 we had three precincts assigned to one tech
19 rover.

20 MEMBER DANZANSKY: Right.

21 MR. TATUM: So it's about the same.

22 MEMBER DANZANSKY: About the same?

1 MR. TATUM: Yes.

2 MEMBER DANZANSKY: Okay.

3 MR. TATUM: Since there's not as many
4 polling places, we felt that our lead techs would
5 be able to get to a closer -- would be able to
6 respond as quickly as in the past. So one tech
7 per two precincts.

8 CHAIR NICHOLS: All right. And
9 provision of supplies to the polling places --

10 MR. TATUM: Yes, the --

11 CHAIR NICHOLS: -- have we tightened
12 that up?

13 MR. TATUM: Yes, we have. As we
14 worked out through the November 2014 election, we
15 still have the same bar code checklist, a two,
16 three person check-off to make sure that each
17 supply item that's proposed for that precinct has
18 been placed into the bins. Everything has been
19 placed into the bins with the exception of paper
20 ballots. Our paper ballot order is still
21 pending. We submitted the order. We expect to
22 have it in from the vendor next week.

1 MEMBER DANZANSKY: And just if you
2 would, Mr. Tatum, talk to us a little about the
3 steps we're taking for people with disabilities
4 at these polling stations since that was a
5 concern of the auditor's report. So just want to
6 make sure we've nailed that.

7 MR. TATUM: Yes. In your packet I did
8 refer you to the first sheet, which is the number
9 of workers assigned.

10 MEMBER DANZANSKY: Right.

11 MR. TATUM: And there's also a
12 checklist, the election checklist that's also in
13 your packet that indicates all of the sections
14 that we just talked about and what we've done,
15 where we are in the completion of that. And that
16 looks like that document there, Mr. Danzansky.
17 One more. Come back toward the front.

18 MEMBER DANZANSKY: This way?

19 MR. TATUM: Yes. Right before that.
20 Yes. There you go.

21 MEMBER DANZANSKY: There it is.

22 MR. TATUM: Yes. So for the polling

1 places that were identified as having some sort
2 of accessibility issues --

3 MEMBER DANZANSKY: Right.

4 MR. TATUM: -- every polling place is
5 assigned two voter assistance clerks to
6 participate in the voting process. The voter
7 assistance clerk is there to provide assistance
8 to language individuals and to individuals that
9 may need help with accessibility. So one of
10 these voter assistance clerks will be assigned to
11 outside the polling place to be available to
12 assist anyone that needs assistance in entering
13 the polling place on election day. And we've
14 identified -- and for some of those precincts
15 that were specifically listed on the auditor's
16 report. We've added an additional VAC, so we may
17 have in some instances three voter assistance
18 clerks and up to four voter assistance clerks
19 where there are large populations to be available
20 to assist with any accessible issues that we
21 have.

22 MEMBER DANZANSKY: Okay.

1 MR. TATUM: We have also created
2 multiple signs. The one sign is arrows that
3 shows the entry path for accessible voters.
4 We've added the wheelchair accessible sign to the
5 back of the arrow so that if you are a disabled
6 voter it indicates follow this arrow to get to
7 the accessible entrance. We've also created a
8 telephone contact number to place on an
9 accessible sign that's placed outside of the
10 polling place. So if someone gets to that
11 location and they need some assistance, they can
12 call the number which will ring the captain
13 directly to ask for assistance to get into the
14 polling place.

15 MEMBER DANZANSKY: That's in lieu of
16 the bell or --

17 MR. TATUM: The bell will be there as
18 well, but this is in addition to the bell. We've
19 also given additional instructions on how to set
20 up the bell, where the bell should be placed and
21 what to do if the bell is not working on the
22 Monday prior to the Tuesday election. So

1 everyone is -- we've reemphasized check the bell
2 to make sure it's working on Monday. And if it's
3 working on Monday, then great. If it's not
4 working, contact your area rep to have another
5 bell delivered.

6 CHAIR NICHOLS: Now what if the bell
7 doesn't work at the particular location? It's
8 too far from the unit that will transmit the
9 sound? How are we dealing with that?

10 MR. TATUM: So we spoke with our
11 vendor about the distance between the initiator
12 and the bell ringing. And the vendor has
13 indicated that the bell should ring 1,500 feet.
14 So there should be a 1,500-foot transmission
15 radius that will allow the bell to work.

16 So in the event that that doesn't
17 happen -- what we looked at was is the accessible
18 entrance greater than 1,500 feet from the polling
19 place? And in all instances we determined that
20 it's not. So there were some bells we -- we then
21 confirmed that each of the bells in our stock
22 actually has that 1,500-foot capability. And if

1 there were bells that did not have that
2 capability, then we'd replace those bells so that
3 every bell that's being deployed would have the
4 1,500-foot capability.

5 There will also be the additional
6 voter assistance clerk at that polling place. So
7 there really should not be a reason for the bell
8 to be activated, but we will have it there if --
9 there could be a situation where the voter
10 assistance clerk is helping another voter come in
11 and someone walks up behind to come in. So we've
12 tried to cover that contingency by having the
13 bell, having an additional person and eventually
14 if we can get out of that particular polling
15 place so that they all have the same entrance
16 versus an alternative entrance.

17 CHAIR NICHOLS: So we hired an ADA
18 coordinator. Will they be active in this
19 election or not?

20 MR. TATUM: They will not be active in
21 this election.

22 CHAIR NICHOLS: Okay.

1 MR. TATUM: But we have hired an ADA
2 coordinator with the idea of that person will
3 come in and, number one, review what we currently
4 have and then number two, start with a -- I
5 suppose you could say start from scratch creating
6 a comprehensive plan, but at least building on
7 top of what we already have, do a complete
8 assessment of each of those particular polling
9 places and create a diagram and a map of every
10 polling place so that there's no longer any
11 question about what the route is, which then
12 helps the captain follow that diagram, follow
13 that map. That's not new for us, but it will be
14 reemphasized and there will be someone to
15 specifically focusing and reemphasizing that.

16 The checklist that I've given you here
17 walks through each of the categories of
18 preparation for this election. And I'll be glad
19 to walk through that if you'd like. It goes from
20 the design, the creation of the ballot to the
21 logic and accuracy which was completed. And we
22 did have a successful logic and accuracy testing

1 where we demonstrated that all of the touch
2 screens and all of the M-100s were able to be
3 read into the vote tabulation system. We have a
4 log here that indicates that the numbers matched
5 up properly.

6 The CTO then conducted a review of the
7 log of the voting tabulation system to make sure
8 that there were no errors encountered during the
9 read. And he has determined that there were no
10 errors encountered during the read, so we believe
11 that we're in as good a shape as we were in the
12 July '14 and the November 2014 elections. So we
13 should not have any reading problems.

14 CHAIR NICHOLS: Okay. Now and we've
15 locked down that environment so that it is
16 secure.

17 MR. TATUM: The only thing that's
18 happening in that environment is the generation
19 of absentee ballots as it relates to -- we're
20 using the Ballot on Demand to generate absentee
21 ballots for voters.

22 CHAIR NICHOLS: Okay.

1 MR. TATUM: But there's no activity
2 within the election definition itself.

3 Also in response to the ADA inquiries
4 we've generated a spreadsheet associated to every
5 polling place that's being deployed, that's being
6 used for this particular election. And we had a
7 number of staff involved in creating this
8 spreadsheet. It shows every polling place and it
9 identifies -- if the auditor indicated there was
10 some accessibility issue, it identifies what that
11 accessibility issue was and how we are addressing
12 each of those issues. And we've done this for
13 each of the 37 polling places that's being
14 utilized on election day. And I can have a copy
15 of this --

16 CHAIR NICHOLS: Please do.

17 MR. TATUM: -- for you to take a look
18 at as well.

19 CHAIR NICHOLS: Yes, thank you.

20 MR. TATUM: The part of the outreach
21 effort, we have posted our sample ballots in the
22 paper general circulation, as well as the ward

1 papers. I always want to call them regional
2 papers, but they're not regional papers. But the
3 ward papers, a copy of the sample ballot itself.
4 As we have in the past election, we contracted
5 with Metro to place our election signs on the
6 Metro platforms that service Ward 4 and Ward 8,
7 and also on the bus lines. So this is a picture
8 that was taken by one of our workers of the bus
9 traveling down one of the main corridors and it
10 indicates Special Election April the 28th and it
11 has some contact information over here. So this
12 is the full route is -- there's routes in Ward 4
13 and Ward 8 and then there's a full -- I can't
14 think of what you call it, but a --

15 CHAIR NICHOLS: Citywide?

16 MR. TATUM: Citywide. Yes, a citywide
17 route.

18 CHAIR NICHOLS: So are they also in
19 Metro stations, the notices, the signs?

20 MS. TOLLIVER: I've seen them in
21 the --

22 CHAIR NICHOLS: Yes.

1 MS. TOLLIVER: Right here at --

2 (Simultaneous speaking)

3 CHAIR NICHOLS: Okay.

4 MS. TOLLIVER: -- going to --

5 (Simultaneous speaking)

6 CHAIR NICHOLS: Okay.

7 MR. TATUM: Yes, so --

8 CHAIR NICHOLS: What about -- well, is
9 there a Metro station in Ward 4?

10 MR. TATUM: Yes, the Takoma Park.

11 CHAIR NICHOLS: Oh, yes, that's right.

12 And --

13 MR. TATUM: And the Alabama Avenue in
14 Ward 8.

15 CHAIR NICHOLS: Yes, and there's
16 another one.

17 MS. TOLLIVER: Georgia Avenue,
18 Petworth.

19 CHAIR NICHOLS: Yes, Georgia Avenue,
20 Petworth. So it should be in all of the --

21 MS. TOLLIVER: And Ward 8's --

22 (Simultaneous speaking)

1 CHAIR NICHOLS: Anacostia. Yes.

2 MR. TATUM: Yes. Okay. So --

3 CHAIR NICHOLS: So they are in

4 those --

5 MS. TOLLIVER: Yes.

6 CHAIR NICHOLS: Okay.

7 MS. TOLLIVER: Because I've --

8 (Simultaneous speaking)

9 CHAIR NICHOLS: Okay.

10 MR. TATUM: We follow the same

11 distribution plan as --

12 CHAIR NICHOLS: Okay.

13 MR. TATUM: -- the November general,

14 so --

15 CHAIR NICHOLS: Now will we be putting

16 any signs in public space?

17 MR. TATUM: Yes, we have actually

18 deployed signs in public spaces last weekend.

19 Saturday or Sunday.

20 CHAIR NICHOLS: Okay.

21 MR. TATUM: Some of our signs have

22 disappeared already, but not at the behest of DPW

1 or anyone. We think voters are taking the
2 signs --

3 CHAIR NICHOLS: Really?

4 MR. TATUM: -- for whatever reason.
5 So we've deployed the same yard signs throughout
6 Ward 4 and Ward 8 and we'll have a couple of
7 signs here that indicate there's early voting
8 going here at Judiciary Square. But early voting
9 will be here in the Accounting Center, not in the
10 Old Council Chamber --

11 CHAIR NICHOLS: Okay.

12 MR. TATUM: -- because we won't have
13 the same traffic volume as we would for a
14 citywide election.

15 CHAIR NICHOLS: Oh, okay.

16 MR. TATUM: So we'll have the e-poll
17 books and the touch screens as well as the M-100s
18 set up here in the Accounting Center for early
19 voting.

20 CHAIR NICHOLS: Just one more about
21 what our demonstration of the e-poll books and
22 the touch screen voting units is intended to do.

1 MR. TATUM: What we've found is with
2 our existing e-poll book solution that we have
3 encountered problems in -- so the idea was to
4 conduct this pilot to give us an opportunity to
5 look at other solutions to see how they've
6 handled the voting process within the District of
7 Columbia. And initially we started with three to
8 four vendors who were interested in participating
9 in the process. But as we took them through the
10 paces of getting the elections set up for this
11 pilot, that list went from three or four down to
12 one.

13 So the idea is to get a comparison of
14 that solution to our existing solution and get
15 feedback from our workers on the ease of use, on
16 the ease of set up, and, as important, on the
17 ability to upload and the ability to download
18 data from that e-poll book solution pre-election
19 and post-election so that we get credit for
20 voting done that much faster.

21 CHAIR NICHOLS: Okay.

22 MR. TATUM: As it relates to the touch

1 screen, the voting platform, we know that we are
2 at the end of life for our existing voting
3 system, and our current vendor has a solution
4 that they wanted us to take a look at it. It is
5 a ballot marking device in the form of a touch
6 screen, which means that while the voter can
7 touch the screen to make their selections, that
8 device prints the voter selection onto a piece of
9 paper which is then read through an optical scan
10 machine, or through a digital scan machine. So
11 it tabulates like paper, but it votes -- you use
12 it to vote like a touch screen. And we want to
13 get feedback from our voters on that particular
14 process.

15 The ease of use for our poll workers
16 is almost -- it's been minimized to just an
17 unbelievable scale. It's turn the machine one,
18 turn the machine off versus reconnecting and
19 changing tapes, and it's just a completely
20 different administrative animal altogether. So
21 we wanted feedback from our poll workers on the
22 ease of use and on our voters on the useability

1 of the device. And that will help us make some
2 decisions moving forward.

3 There are two other vendors currently
4 who have received Election Assistance Commission,
5 EAC certification. Those devices are not being
6 deployed, but our desire is to establish a
7 demonstration with those devices that at a later
8 date after this April election.

9 CHAIR NICHOLS: Okay.

10 MR. TATUM: And then we'll be in a
11 position to make some decisions about where to
12 go.

13 CHAIR NICHOLS: All right. Thank you,
14 Mr. Tatum.

15 We will move on now to the report of
16 the Board's general counsel. Mr. McGhie?

17 MR. MCGHIE: Yes. Before I begin my
18 report, just for the record that was Denise
19 Tolliver that was responding from the audience to
20 questions from the Board.

21 With respect to my report, I only have
22 a litigation status update. And the first matter

1 is Sewell versus the Board of Elections. Again,
2 the Board's familiar with this case. This is a
3 case that Mr. Sewell filed against the Board
4 alleging harassment by the Board and by the
5 Office of Campaign Finance. That matter came
6 before the court and on March 6th it was
7 dismissed. But Mr. Sewell refiled his action and
8 -- well, it was dismissed with prejudice by the
9 court. So, but Mr. Sewell refiled his action.
10 And this time he also -- in addition to the Board
11 he named staff attorney Rudolph McGann as a
12 defendant.

13 But we're just waiting for I guess the
14 written order because -- since it was dismissed
15 with prejudice, we can just attach and notify the
16 court and get that thrown out.

17 CHAIR NICHOLS: Okay. Great.

18 MR. MCGHIE: So in any case, we have
19 60 days to respond, but like I said, once we get
20 the written order saying it was dismissed with
21 prejudice, that one should get thrown out as
22 well.

1 The next matter is McMillan versus the
2 Board. This was the matter dealing with "the
3 rent is too damn high" from appearing on the
4 primary election ballot. That case was also
5 dismissed by the superior court, but Mr. McMillan
6 filed with the court of appeals. So now we have
7 a matter in the court of appeals dealing with the
8 same action. And they've given us a briefing
9 schedule. And so we will be filing a motion to
10 dismiss again for lack of standing since he is
11 not a District resident. And we have until April
12 10th to file our motion to dismiss.

13 And that would conclude my litigation
14 update.

15 CHAIR NICHOLS: All right. Thank you,
16 Mr. McGhie.

17 Are there any questions of Mr. McGhie?

18 (No audible response)

19 CHAIR NICHOLS: All right. Hearing
20 none, we will move on to the report of the
21 Board's Director of the Office of Campaign
22 Finance.

1 MS. COLLIER-MONTGOMERY: Yes, good
2 morning.

3 CHAIR NICHOLS: Good morning.

4 MS. COLLIER-MONTGOMERY: The first
5 thing I would like to report was that March the
6 10th was the filing deadline for the filing of
7 the Report of the Receipts and Expenditures by
8 Political Campaign Committees and also PACs who
9 are active in the special election cycle.

10 This also was the first filing date
11 under the new law which required mandatory
12 electronic filing. In order to notify our
13 potential filers of that requirement and the
14 reminder letters which were sent out at least
15 three weeks before the filing deadline, the
16 registrants were notified of the fact that the
17 electronic filing was mandatory for the March
18 10th report date.

19 Also through our entrance conferences
20 with our new registrants we also advised them of
21 the fact that the law had changed and also
22 through our regularly scheduled public training,

1 as well as through the publication of notices at
2 our Web site.

3 The March 10 Report of Receipts and
4 Expenditures was also revised to show the new
5 increased disclosures as well as the increased
6 detail required and the certifications on the
7 forms.

8 With respect to the total number of
9 required filers, we had 8334 principal campaign
10 committees and 49 PACs. The total number of
11 timely filers was 62. The total number of
12 extensions requested was five. Extensions
13 granted was five. The total number of late
14 filers was eight. The total number of failure to
15 file was 13. And the total number of referrals
16 to the Office of the General Counsel was 21. The
17 total number of electronic filings was 70 and the
18 total number of certified e-filings was 68.

19 With the total number of failures to
20 file, two of those include filers who filed
21 papers submissions. And under our new regulation
22 the submission of a paper filing in lieu of an

1 electronic filing constitutes a failure to file.
2 So that requires also an automatic referral to
3 the General Counsel's Office.

4 February the 3rd, 2015 was also the
5 filing deadline for the filing of the financial
6 summary statement by candidates for the office of
7 Advisory Neighborhood Commission member. That
8 filing date always occurs 60 days after the
9 certification of the election results for the
10 candidates for the office of Advisory
11 Neighborhood Commission member. The total number
12 of required filers was 384. The total number of
13 timely filers was 341. The total number of
14 failures to file was 43, and that was also the
15 number that was referred to the Office of the
16 General Counsel for the initiation of the
17 enforcement process. The total number of
18 electronic filings was 234 and the total number
19 of certified e-filings was 232.

20 Again, for the failure to timely file
21 the March 10th Report of Receipts and
22 Expenditures, there were 21 referrals to the

1 Office of the General Counsel. The names of
2 those principal campaign committees and political
3 action committees will be posted at our Web site.
4 With the candidates for the office of member of
5 Advisory Neighborhood Commission, again those
6 figures total 43 and the names of those 43
7 candidates will also be posted at our Web site
8 with the stats for the Office of Campaign
9 Finance.

10 During the month of March we also had
11 two entrance conferences, and because of the
12 changes in the law, the entrance conferences now
13 for treasurers as well as for candidates is
14 mandatory. So these were actually mandatory
15 entrance conferences for the treasurers of
16 political action committees who registered during
17 the month of March.

18 The first one was Ron Bonfilio, Public
19 Accountability Safety Standards PAC. He serves
20 as the treasurer. He attended the entrance
21 conference on March the 19th, 2015.

22 The second entrance conference was

1 held on March the 26th. The participant was
2 Catherine Bellinger who is the treasurer for the
3 Democrats for Education Reform-DC.

4 In our Audit Branch the Reports
5 Analysis and Audit Division during the month of
6 March 2015 -- the Audit Branch conducted 104 desk
7 reviews of Reports of Receipts and Expenditures
8 which were filed during the month of March.

9 Also in the Audit Division with
10 respect to ongoing audits, we have several
11 ongoing audits. The first one is Gray for Mayor,
12 which is a full field audit.

13 With our periodic random audits for
14 candidates who registered to participate during
15 the 2014 election cycle, Friends of Courtney R.
16 Snowden, Ruth for Schools and Brian Hart for D.C.

17 With respect to the periodic random
18 audits of our continuing committees, the
19 Republican Committee for D.C. and Morgan for
20 D.C., and also the Committee to Elect Eugene
21 Puryear.

22 With the periodic random audits for

1 the candidates for the Office of Attorney
2 General, Lori Masters for Attorney General and
3 Smitty for AG.

4 During the month of March there was
5 one audit issue. It was the Firefighters
6 Committee on Political Activities. And that
7 audit has also been posted at our Web site for
8 public review.

9 We also during the month of March
10 issued audit notification letters for the
11 initiation of periodic random audits which will
12 commence in April of 2015 for the following
13 committees: The Committee to Elect Natalie
14 Williams for Ward 8, Barry for Council, Friends
15 of Leon Andrews, Tengen for D.C., and D.C. Proud
16 Inaugural Committee.

17 And I would ask Mr. Sanford to provide
18 the report for the Office of the General Counsel
19 at this time.

20 MR. SANFORD: Good morning, Madam
21 Chair and distinguished Board Member Danzansky.
22 My name is William Sanford. I'm the general

1 counsel for the Office of Campaign Finance.

2 During the month of March 2015 the
3 Office of the General Counsel received 71
4 referrals. Forty-three of the referrals were ANC
5 candidates in the 2014 election who failed to
6 file summary financial statements.

7 The Office of the General Counsel
8 issued 12 orders which included the following:
9 Three orders were issued for failure to timely
10 file in which no fines were imposed. One order
11 was issued for failure to timely respond to a
12 request for additional information from the Audit
13 Division in which no fine was imposed. And eight
14 orders to vacate prior orders after fines were
15 paid or compliance was achieved were issued
16 during that month.

17 The Office of the General Counsel
18 imposed no fines during the month of March and
19 collected a total of \$350 in fines. The Office
20 of the General Counsel also referred 10 petitions
21 for enforcement to the Office of the General
22 Counsel for the Board of Elections during the

1 month of March.

2 During the month of March the Office
3 of the General Counsel carried a total of seven
4 open investigations, and no new investigations
5 were opened during that month.

6 And also during the month of March the
7 Office of the General Counsel issued one
8 interpretive opinion and it was requested on the
9 17th of March and issued on the 24th. The
10 requester was Julius P. Terrell and the issue in
11 the interpretive opinion was whether or not a
12 candidate in the Ward 4 for Council election can
13 lend his voice to a voice-over and at the same
14 time announce his or her candidacy in that voice-
15 over for independent private business. The
16 Office of the General Counsel indicated that that
17 would be perceived as campaign literature and it
18 should include all the disclaimers as well as it
19 should be evaluated as an in-kind contribution
20 based upon the use of the public airwaves which
21 would have some cost associated.

22 And finally, during the month of March

1 the Office of th General Counsel did not conduct
2 any show cause proceedings. And that should
3 conclude my report.

4 CHAIR NICHOLS: Thank you, Mr.
5 Sanford.

6 Are there any questions of Mr. Sanford
7 or Ms. Collier-Montgomery?

8 MEMBER DANZANSKY: None.

9 CHAIR NICHOLS: All right. Thank you.
10 Are there any public matters to be brought before
11 the Board this morning?

12 (No audible response)

13 CHAIR NICHOLS: Hearing none, there
14 being no other business before us, this meeting
15 is adjourned. The time is 11:08 a.m. It is
16 Wednesday, April the 8th, 2015.

17 (Whereupon, the above-entitled matter
18 went off the record at 11:08 p.m.)

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In the matter of: Regular Board Meeting

Before: DC BOE

Date: 04-08-15

Place: Washington, DC

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