

# REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, August 13, 2014, at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson Patricia Heim. Attending the meeting were board members Kent Coleman, Henry Fincher, Tom Lawless, Norma Lester and Justin Pitt.

## ***Approval of Meeting Minutes***

On motion by Lawless, seconded by Lester, the board voted unanimously to approve the minutes from the June 11, 2014 regular board meeting.

## ***Requests for Reconsideration***

***14-07 Tennesseans for Liberty PAC***, for failure to file a 2013 year-end supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had a previous matter before the board. (see below)

The board voted at its April 9, 2014 meeting to issue the organization a show cause notice.

The board voted at its June 11, 2014 meeting to assess the organization a \$2,000 civil penalty. The organization requested a reconsideration of the \$2,000 civil penalty assessment.

Adrian Eddleman, chairman for the organization, filed the required report, submitted a statement and personally appeared before the board and explained the failure to file the required report.

On motion by Coleman, seconded by Fincher, the board voted 5 to 1 to reconsider the \$2,000 civil penalty assessment, with Lawless voting “no.” On motion by Lester, seconded by Lawless, the board voted unanimously to assess the organization a \$250 civil penalty.

## ***Show Cause Hearings***

***14-26 Tennesseans for Liberty PAC***, for failure to file a 2014 1<sup>st</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had a previous matter before the board. (see above)

The board voted at its June 11, 2014 meeting to issue the organization a show cause notice.

Adrian Eddleman, chairman for the organization, filed the required report, submitted a statement and personally appeared before the board and explained the failure to file the required report.

On motion by Pitt, seconded by Lester, the board voted unanimously to take no further action in this matter.

**14-30 Bill Ketron**, for failure to report 5 PAC contributions on his 2013 campaign financial disclosure reports. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty per violation. Sen. Ketron has had previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Sen. Ketron a show cause notice.

Kelsey Ketron, treasurer for Sen. Ketron, corrected his reports and personally appeared before the board to explain the failure to report the PAC contributions.

On motion by Fincher, seconded by Lawless, the board voted 5 to 1 to take no further action in this matter, with Lester voting “no.”

**14-32 Charles Smith**, for failing to itemize campaign contributions. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty per violation. Judge Smith has had no previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Judge Smith a show cause notice.

In addition to correcting the errors, Judge Smith personally appeared before the board and explained his failure to properly report the campaign contributions.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no further action in this matter.

**14-33 David Wolfe**, for failing to itemize campaign contributions. Class two (2), maximum ten thousand (\$10,000) civil penalty per violation. Mr. Wolfe has had no previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Mr. Wolfe a show cause notice.

In addition to correcting the errors, Mr. Wolfe submitted a sworn statement for the board’s consideration.

On motion by Coleman, seconded by Fincher, the board voted 5 to 1 to take no further action in this matter, with Lester voting “no.”

### ***Statements Submitted***

**C14-03 Hugh Dupree**, for possible violation of the campaign financial disclosure law. Class two (2), maximum ten thousand (\$10,000) civil penalty per violation. Mr. Dupree has had no previous matter before the board.

The board voted at its June 11, 2014 to issue Mr. Dupree a show cause notice.

In addition to filing an amended campaign financial disclosure report, Mr. Dupree submitted a sworn statement for the board’s consideration.

On motion by Pitt, seconded by Fincher, the board voted unanimously to take no further action in this matter.

**14-17 Edwin Sadler**, for failure to file a 2014 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Sadler has had a previous matter before the board. (see below)

The board voted at its June 11, 2014 to issue Mr. Sadler a show cause notice.

Mr. Sadler filed the required report and provided a statement for the board's consideration.

On motion by Pitt, seconded by Fincher, the board voted unanimously to take no further action in this matter.

**14-24 Memphis Convention and Visitors Bureau PAC**, for failure to file a 2014 1<sup>st</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had no previous matters before the board.

The board voted at its June 11, 2014 meeting to issue the organization a show cause notice.

Calvin Taylor, treasurer for the organization, closed the PAC account and submitted a statement for the board's consideration.

On motion by Lawless, seconded by Lester, the board voted unanimously to take no further action in this matter.

### ***Cases Subject to Approval of Civil Penalty Order***

**14-22 Bryant Dunaway**, for failure to timely file a 2014 pre-primary campaign financial disclosure report. Class one (1), nine days late, maximum two hundred twenty-five (\$225) civil penalty. Mr. Dunaway has had no previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Mr. Dunaway a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice.

On motion by Heim, seconded by Lawless, the board voted unanimously to defer any further action in this matter until the next regularly scheduled meeting.

**14-15 Patti Garner**, for failure to file a 2014 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Garner has had no previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Ms. Garner a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Lester, seconded by Lawless, the board voted unanimously to assess Ms. Garner a \$500 civil penalty.

**14-16 Joy Kimbrough**, for failure to file a 2014 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Kimbrough has had no previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Ms. Kimbrough a show cause notice.

Ms. Kimbrough filed the required report and submitted a statement for the board's consideration.

On motion by Pitt, seconded by Fincher, the board voted unanimously to take no further action in this matter.

**14-18 Clifford Lewis**, for failure to file a 2013 4<sup>th</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Lewis has had previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Mr. Lewis a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

A motion was made by Heim to assess Mr. Lewis a \$50 civil penalty. The motion to assess Mr. Lewis a \$50 civil penalty died for a lack of a second. A motion was then made by Lawless, seconded by Lester, to assess Mr. Lewis a \$100 civil penalty. The motion to assess Mr. Lewis a \$100 civil penalty passed the board unanimously.

**14-14 Quincy McKnight**, for failure to file a 2014 1<sup>st</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. McKnight has had no previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Mr. McKnight a show cause notice.

Director Rawlins informed the board that the report has been filed but that there has been no response to the show cause notice.

On motion by Pitt, seconded by Lester, the board voted unanimously to assess Mr. McKnight a \$50 civil penalty.

**14-19 Mary Pruitt**, for failure to file a 2013 annual year-end supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Pruitt has had previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Ms. Pruitt a show cause notice.

Director Rawlins informed the board that the report has been filed but that there has been no response to the show cause notice.

On motion by Heim, seconded by Lawless, the board voted unanimously to defer any further action in this matter until the next regularly scheduled meeting and to request that Director Rawlins speak with Ms. Pruitt concerning her campaign account.

**14-20 John Duncan**, for failure to timely file a 2013 year-end supplemental campaign financial disclosure report with the Knox County Election Commission. Class one (1), ten days late, maximum two hundred fifty (\$250) civil penalty. Mr. Duncan has had no previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Mr. Duncan a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice.

On motion by Pitt, seconded by Lester, the board voted unanimously to assess Mr. Duncan a \$50 civil penalty.

**14-21 Joe Hulquist**, for failure to timely file a 2013 year-end supplemental campaign financial disclosure report with the Knox County Election Commission. Class one (1), nine days late, maximum two hundred twenty-five (\$225) civil penalty. Mr. Hulquist has had a previous matter before the board.

The board voted at its June 11, 2014 meeting to issue Mr. Hulquist a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice.

On motion by Heim, seconded by Lawless, the board voted unanimously to assess Mr. Hulquist a \$50 civil penalty.

**14-23 Shelby County Democratic Executive Committee**, for failure to file a 2013 year-end supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board. (see below)

The board voted at its June 11, 2014 meeting to issue the organization a show cause notice.

Director Rawlins informed the board that the report has been filed but that there has been no response to the show cause notice.

A motion was made by Lawless, seconded by Heim, to assess the organization a \$250 civil penalty. Lawless then amended the motion, accepted by Heim, to assess the organization a \$500 civil penalty. The amended motion to assess the organization a \$500 civil penalty passed the board 4 to 1, with Fincher voting “no” and Lester “abstaining.”

**14-25 Support Tennessee Grapes and Wines**, for failure to file a 2013 year-end supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board. (see below)

The board voted at its June 11, 2014 meeting to issue the organization a show cause notice.

Director Rawlins informed the board that the report has been filed but that there has been no response to the show cause notice.

On motion by Pitt, seconded by Lester, the board voted unanimously to assess the organization a \$300 civil penalty.

**14-27 Michael Sparks**, for failure to report 14 PAC contributions on his 2013 campaign financial disclosure reports. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty per violation. Rep. Sparks has had previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Rep. Sparks a show cause notice.

Director Rawlins informed the board that the reports have been corrected but that there has been no response to the show cause notice.

A motion was made by Fincher to take no further action in this matter. The motion to take no further action died for a lack of a second. A motion was then made by Heim, seconded by Lawless, to assess Rep. Sparks a \$100 civil penalty. Heim then amended the motion, accepted by Lawless, to assess Rep. Sparks a \$250 civil penalty. The motion to assess Rep. Sparks a \$250 civil penalty passed the board 5 to 1, with Fincher voting “no.”

**14-28 Barry Doss**, for failure to report 7 PAC contributions on his 2013 campaign financial disclosure reports. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty per violation. Rep. Doss has had a previous matter before the board.

The board voted at its June 11, 2014 meeting to issue Rep. Doss a show cause notice.

Rep. Doss corrected his reports and provided a statement for the board’s consideration.

On motion by Fincher, seconded by Pitt, the board voted unanimously to take no further action in this matter.

**14-29 G. A. Hardaway**, for failure to report 4 PAC contributions on his 2013 campaign financial disclosure reports. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty per violation. Rep. Hardaway has had previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Rep. Hardaway a show cause notice.

Rep. Hardaway corrected his reports and personally appeared before the board to explain the failure to report the PAC contributions.

On motion by Coleman, seconded by Fincher, the board voted unanimously to take no further action in this matter.

**14-31 Judd Matheny**, for failure to report 2 PAC contributions on his 2013 campaign financial disclosure reports. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty per violation. Rep. Matheny has had previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Rep. Matheny a show cause notice.

Director Rawlins informed the board that only one of the PAC contributions had been corrected and that there has been no response to the show cause notice.

On motion by Fincher, seconded by Coleman, the board voted unanimously to defer any further action in this matter until the next regularly scheduled meeting.

## ***Sworn Complaints***

### ***Michael King***

Director Rawlins provided the board with a sworn complaint filed with the Registry from F. Brent Leatherwood against Michael King.

Director Rawlins informed the board that because Mr. King refunded the contributions within 60 days of receiving them, he is now in compliance with the campaign financial disclosure law.

On motion by Coleman, seconded by Fincher, the board voted unanimously to dismiss the complaint.

### ***Brenda Radford***

Director Rawlins provided the board with a sworn complaint filed with the Registry from Arthur Conn against Brenda Radford.

On motion by Heim, seconded by Lawless, the board voted 4 to 2 to have the Registry perform a contribution audit of Ms. Radford's 2014 2<sup>nd</sup> Quarter campaign financial disclosure report, with Coleman and Fincher voting "no."

### ***Joe Towns, Jr.***

Director Rawlins provided the board with a sworn complaint filed with the Registry from Bearj Barsoumian against Joe Towns, Jr.

Mr. Barsoumian personally appeared before the board.

On motion by Lawless, seconded by Fincher, the board voted unanimously to dismiss the complaint.

### ***Tennesseans for Fair Courts PAC, Gary Wade, Cornelia Clark and Sharon Lee***

Director Rawlins provided the board with a sworn complaint filed with the Registry from Robert Kyle Mallory against Tennesseans for Fair Courts PAC, Gary Wade, Cornelia Clark and Sharon Lee.

On motion by Lawless, seconded by Fincher, the board voted unanimously to dismiss the complaint.

## ***Cases Considered for Issuance of Show Cause Notice***

***Strong and Free Tennessee***, for failure to show original sources of contributions on the 2014 pre-primary campaign financial disclosure report. Class two (2), maximum ten thousand (\$10,000) civil penalty per violation. The organization has had no previous matters before the board.

Director Rawlins provided the board with a copy of Strong and Free Tennessee PAC's 2014 pre-primary campaign financial disclosure report. Director Rawlins informed the board that the organization failed to show original sources of contributions on the report.

On motion by Fincher, seconded by Lawless, the board voted unanimously to assess the organization a show cause notice.

***Tennesseans for Preservation of Personal Privacy, Inc.***, for failure to register as a single-measure committee. Class two (2), maximum ten thousand (\$10,000) civil penalty. The organization has had no previous matters before the board.

Director Rawlins informed the board that the organization ran advertisements opposing Constitutional Amendment 1 and failed to register as a single-measure committee.

On motion by Fincher, seconded by Lawless, the board voted unanimously to issue the organization a show cause notice.

***Robert Boyd***, for failure to file a 2014 pre-primary campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Boyd has had no previous matters before the board.

On motion by Lawless, seconded by Pitt, the board voted unanimously to issue a show cause notice.

***Charlotte Burks***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), five days late, maximum one hundred twenty-five (\$125) civil penalty. Sen. Burks has had previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Leisa Carlile***, for failure to file a 2014 1<sup>st</sup> quarter campaign financial disclosure report with the Putnam County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Carlile has had no previous matters before the board.

On motion by Lawless, seconded by Pitt, the board voted unanimously to issue a show cause notice.

***Michael Farley***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), three days late, maximum seventy-five (\$75) civil penalty. Mr. Farley has had no previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Charles Richard Hughes***, for failure to file a 2014 1<sup>st</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Hughes has had a previous matter before the board.

On motion by Lawless, seconded by Pitt, the board voted unanimously to issue a show cause notice.

***Jimmy Naifeh***, for failure to timely file a 2014 annual mid-year supplemental campaign financial disclosure report. Class one (1), six days late, maximum one hundred fifty (\$150) civil penalty. Mr. Naifeh has had previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Charles Rains***, for failure to timely file a 2014 annual mid-year supplemental campaign financial disclosure report. Class one (1), two days late, maximum fifty (\$50) civil penalty. Mr. Rains has had a previous matter before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Edwin Sadler***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), 15 days late, maximum three hundred seventy-five (\$375) civil penalty. Mr. Sadler has had a previous matter before the board. (see above)

Mr. Sadler provided a statement for the board's consideration.

On motion by Pitt, seconded by Fincher, the board voted unanimously to take no further action in this matter.

***Edwin Sanders, II***, for failure to timely file a 2014 annual mid-year supplemental campaign financial disclosure report. Class one (1), five days late, maximum one hundred twenty-five (\$125) civil penalty. Mr. Sanders has had previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Harold Scott Saul***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), one day late, maximum twenty-five (\$25) civil penalty. Mr. Saul has had no previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Jon Roy Sloan***, for failure to timely file a 2014 annual mid-year supplemental campaign financial disclosure report. Class one (1), one day late, maximum twenty-five (\$25) civil penalty. Mr. Sloan has had a previous matter before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Anderson County Republican Party***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), nine days late, maximum two hundred twenty-five (\$225) civil penalty. The organization has had a previous matter before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Assn. for the Future of Film & Television PAC***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), 6 days late, maximum one

hundred fifty (\$150) civil penalty. The organization has had previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Disability Advocacy Rights for Tennessee***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), one day late, maximum twenty-five (\$25) civil penalty. The organization has had no previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Friends of Police PAC***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), nine days late, maximum two hundred twenty-five (\$225) civil penalty. The organization has had previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Republican Leadership PAC***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), two days late, maximum fifty (\$50) civil penalty. The organization has had no previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Shelby County Democratic Executive Committee***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class two (2), 53 days late, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board. (see above)

On motion by Lawless, seconded by Pitt, the board voted unanimously to issue a show cause notice.

***Support Tennessee Grapes and Wines***, for failure to timely file a 2014 1<sup>st</sup> quarter campaign financial disclosure report. Class one (1), six days late, maximum one hundred fifty (\$150) civil penalty. The organization has had previous matters before the board. (see above)

On motion by Lawless, seconded by Pitt, the board voted unanimously to issue a show cause notice.

***Tennessee Education Association Fund for Children & Public Education***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), nine days late, maximum two hundred twenty-five (\$225) civil penalty. The organization has had no previous matters before the board.

On motion by Fincher, seconded by Lawless, the board voted unanimously to take no action.

***Tennessee Forum Political Action Committee***, for failure to timely file a 2014 1<sup>st</sup> quarter campaign financial disclosure report. Class one (1), 17 days late, maximum four hundred twenty-five (\$425) civil penalty. The organization has had no previous matters before the board.

Matthew White, treasurer for the organization, closed the PAC account and submitted a statement for the board's consideration.

On motion by Lester, seconded by Pitt, the board voted unanimously to take no action.

### ***Audit Review***

#### ***Anthony Clark***

On motion by Heim, seconded by Lester, the board voted unanimously to approve Mr. Clark's 2014 1<sup>st</sup> quarter campaign finance audit with the included findings.

On motion by Pitt, seconded by Lawless, the board unanimously to take no action in this matter.

#### ***Brent Cooper***

On motion by Heim, seconded by Lester, the board voted unanimously to approve Mr. Cooper's 2014 1<sup>st</sup> quarter campaign finance audit with the included findings.

On motion by Heim, seconded by Lawless, the board unanimously to issue a show cause notice.

#### ***Ray Crouch, Jr.***

On motion by Heim, seconded by Lester, the board voted unanimously to approve Mr. Crouch's 2014 1<sup>st</sup> quarter campaign finance audit with no findings.

#### ***Lewis Oliver, III***

On motion by Heim, seconded by Lester, the board voted unanimously to approve Mr. Oliver's 2014 1<sup>st</sup> quarter campaign finance audit with no findings.

#### ***Robert Weiss***

On motion by Heim, seconded by Lester, the board voted unanimously to approve Judge Weiss' 2014 1<sup>st</sup> quarter campaign finance audit with the included findings.

On motion by Coleman, seconded by Fincher, the board voted unanimously to take no action in this matter.

### ***Other Business***

Without objection, the board voted unanimously to schedule the next Registry meeting for September 10, 2014 at 1:15 p.m.

Without objection, the board voted unanimously to adjourn the meeting until the next regularly scheduled meeting.