

# REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, November 13, 2013, at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson Henry Fincher. Attending the meeting were board members Patricia Heim, Norma Lester, Darlene McNeece.

## *Approval of Meeting Minutes*

On motion by Lester, seconded by McNeece, the board voted unanimously to approve the minutes from the October 9, 2013 regular board meeting.

## *Requests for Reconsideration*

**12-37 Quenston Coleman**, for failure to file a 2012 2<sup>nd</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Coleman has had a previous matter before the board. (see below)

The board voted at its October 23, 2012 meeting to issue Mr. Coleman a show cause notice.

The board voted at its January 9, 2013 meeting to assess Mr. Coleman a \$10,000 civil penalty. Mr. Coleman requested a reconsideration of the \$10,000 civil penalty assessment.

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

Director Rawlins informed the board that there has been no further response from Mr. Coleman and that the report still has not been filed.

On motion by Fincher, seconded by Lester, the board voted unanimously to, without prejudice, take no action in this matter.

**12-38 Quenston Coleman**, for failure to file a 2012 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Coleman has had a previous matter before the board. (see above and below)

The board voted at its October 23, 2012 meeting to issue Mr. Coleman a show cause notice.

The board voted at its January 9, 2013 meeting to assess Mr. Coleman a \$10,000 civil penalty. Mr. Coleman requested a reconsideration of the \$10,000 civil penalty assessment.

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

Director Rawlins informed the board that there has been no further response from Mr. Coleman and that the report still has not been filed.

On motion by Fincher, seconded by Lester, the board voted unanimously to, without prejudice, take no action in this matter.

**13-17 Quenston Coleman**, for failure to file a 2012 3<sup>rd</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Coleman has had previous matters before the board. (see above and below)

The board voted at its January 9, 2013 meeting to issue Mr. Coleman a show cause notice.

The board voted at its March 13, 2013 meeting to assess Mr. Coleman a \$10,000 civil penalty. Mr. Coleman requested a reconsideration of the \$10,000 civil penalty assessment.

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

Director Rawlins informed the board that there has been no further response from Mr. Coleman and that the report still has not been filed.

On motion by Fincher, seconded by Lester, the board voted unanimously to, without prejudice, take no action in this matter.

**13-29 Quenston Coleman**, for failure to file a 2012 4<sup>th</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Coleman has had previous matters before the board. (see above)

The board voted at its June 12, 2013 meeting to issue Mr. Coleman a show cause notice.

The board voted at its August 21, 2013 meeting to assess Mr. Coleman a \$10,000 civil penalty. Mr. Coleman requested a reconsideration of the \$10,000 civil penalty assessment.

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

Director Rawlins informed the board that there has been no further response from Mr. Coleman and that the report still has not been filed.

On motion by Fincher, seconded by Lester, the board voted unanimously to, without prejudice, take no action in this matter.

**13-19 Ryan Harring**, for failure to file a 2012 3<sup>rd</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Harring has had a previous matter before the board. (see below)

The board voted at its January 9, 2013 meeting to issue Mr. Harring a show cause notice.

The board voted at its March 13, 2013 meeting to assess Mr. Harring a \$10,000 civil penalty. Mr. Harring requested a reconsideration of the \$10,000 civil penalty assessment.

Mr. Harring and John Martin Drake, treasurer for Mr. Harring, filed the required report and submitted sworn statements for the board's consideration.

On motion by Heim, seconded by McNeece, the board voted unanimously to reconsider the \$10,000 civil penalty assessment. On motion by Heim, seconded by Lester, the board voted unanimously to assess Mr. Harring a \$50 civil penalty.

**13-33 Ryan Harring**, for failure to file a 2012 4<sup>th</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Harring has had a previous matter before the board. (see above)

The board voted at its June 12, 2013 meeting to issue Mr. Haring a show cause notice.

The board voted at its August 21, 2013 meeting to assess Mr. Haring a \$10,000 civil penalty. Mr. Haring requested a reconsideration of the \$10,000 civil penalty assessment.

Mr. Haring and John Martin Drake, treasurer for Mr. Haring, filed the required report and submitted sworn statements for the board's consideration.

Director Rawlins informed the board that because Mr. Haring closed out his campaign account on the 3<sup>rd</sup> quarter report, he did not owe a 4<sup>th</sup> quarter report.

On motion by Heim, seconded by McNeece, the board voted unanimously to reconsider the \$10,000 civil penalty assessment. On motion by Heim, seconded by McNeece, the board voted unanimously to set aside the \$10,000 civil penalty.

### ***Show Cause Hearing***

***13-81 Mark Gorman***, for possible violations of the campaign financial disclosure law. Class two (2), maximum ten thousand (\$10,000) civil penalty per violation. Mr. Gorman has had no previous matters before the board.

The board voted at its October 9, 2013 meeting to issue Mr. Gorman a show cause notice.

Mr. Gorman personally appeared before the board.

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

### ***Statement Submitted***

***13-78 Common Sense Coalition PAC***, for failure to timely file a 2013 mid-year supplemental campaign financial disclosure report. Class one (1), eight days late, maximum two hundred (\$200) civil penalty. The organization has had no previous matters before the board.

The board voted at its October 9, 2013 meeting to issue the organization a show cause notice.

Paul Krueckeberg, representative for the organization, submitted a statement for the board's consideration.

On motion by Heim, seconded by Lester, the board voted unanimously to assess the organization a \$50 civil penalty.

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

***13-68 Brock Bennington***, for failure to file a 2013 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Bennington has had a previous matter before the board.

The board voted at its October 9, 2013 meeting to issue Mr. Bennington a show cause notice.

Mr. Bennington filed the required report and submitted a statement for the board's consideration.

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

Director Rawlins informed the board that Mr. Bennington had also filed the 4<sup>th</sup> quarter report that he was previously assessed \$10,000 for failure to file (Case No. 13-26.)

On motion by Heim, seconded by McNeece, the board voted unanimously to reconsider the \$10,000 civil penalty assessed in Case No. 13-26. On motion by Heim, seconded by McNeece, the board voted unanimously to reduce the civil penalty from \$10,000 to \$50 in Case No. 13-26.

**13-69 Brian Brewer**, for failure to file a 2013 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Brewer has had a previous matter before the board.

The board voted at its October 9, 2013 meeting to issue Mr. Brewer 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 Heim, seconded by McNeece, the board voted unanimously to assess Mr. Brewer a \$10,000 civil penalty.

**13-70 Tommie Brown**, for failure to file a 2013 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Brown has had previous matters before the board.

The board voted at its October 9, 2013 meeting to issue Ms. Brown 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.

Without objection, the board voted to defer any further action in this matter until the next regularly scheduled meeting.

**13-72 Evelyn Gill**, for failure to file a 2013 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Gill has had a previous matter before the board.

The board voted at its October 9, 2013 meeting to issue Ms. Gill a show cause notice.

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

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

**13-74 Eric Stewart**, for failure to file a 2013 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Stewart has had a previous matter before the board.

The board voted at its October 9, 2013 meeting to issue Mr. Bennington a show cause notice.

Mr. Stewart filed the required report and submitted a statement for the board's consideration.

On motion by Heim, seconded by McNeece, the board voted unanimously to assess Mr. Stewart a \$250 civil penalty.

***13-77 CVS Caremark Corp Employees PAC***, for failure to file a 2013 mid-year supplemental 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 October 9, 2013 meeting to issue the organization 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 Heim, the board voted unanimously to assess the organization a \$10,000 civil penalty assessment.

***13-79 East Shelby Republican Club***, for failure to file a 2013 mid-year 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.

The board voted at its October 9, 2013 meeting to issue the organization a show cause notice.

Bob Morgan, treasurer for the organization, filed the required report and submitted a sworn statement for the board's consideration.

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

***13-80 House Senate Democratic Caucus***, for failure to file a 2013 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had a previous before the board.

The board voted at its October 9, 2013 meeting to issue the organization a show cause notice.

Mike Stewart, treasurer for the organization, filed the required report and submitted a statement for the board's consideration. Rep. Stewart further stated that the organization will be closing out their PAC account with the state.

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

## ***Sworn Complaint***

***Richard Huffman***

Director Rawlins provided the board with a sworn complaint filed with the Registry from Steven L. Gill against Richard Huffman.

On motion by Lester, seconded by McNeece, the board voted unanimously to issue Mr. Huffman a show cause notice.

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

***Joe Towns, Jr.***, for failure to timely file a 2013 mid-year supplemental campaign financial disclosure report. Class two (2), 58 days late, maximum ten thousand (\$10,000) civil penalty. Rep. Towns has had previous matters before the board.

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

### ***Audit Review***

#### ***Jason Powell***

On motion by Heim, seconded by Lester, the board voted unanimously to approve Rep. Powell's 2012 campaign finance audit with the included findings.

On motion by Heim, seconded by Lester, 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 January 8, 2014.

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