

# REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, January 12, 2005, at Suite 1614 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Attending the meeting were board members Darlene McNeece, Karen Dunavant, Lee Anne Murray and Marion Ott.

On motion by Ott, seconded by Dunavant, the minutes from the December 15, 2004 meeting were approved unanimously.

## *Cases Subject to Approval for Civil Penalty*

**04-59 Charles Bennett**, for failure to file a 2004 mid-year lobbying activities report. Class one (1), no report filed, maximum seven hundred fifty (\$750) civil penalty. Mr. Bennett has had no previous matters before the board.

The board voted at its December meeting to issue Mr. Bennett a show cause notice.

Registry staff 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 Ott, seconded by Dunavant, the board voted unanimously to assess Mr. Bennett a \$750 civil penalty.

**04-65 Dedrick Briggs**, for failure to file a 2004 mid-year lobbying activities report. Class one (1), no report filed, maximum seven hundred fifty (\$750) civil penalty. Mr. Briggs has had no previous matters before the board.

The board voted at its December meeting to issue Mr. Briggs a show cause notice.

Registry staff 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 Murray, seconded by Ott, the board voted unanimously to assess Mr. Briggs a \$750 civil penalty.

**04-53 East Shelby Republican Club**, for failure to timely file a 2004 3<sup>rd</sup> quarter campaign financial disclosure report. Class one (1), seven days late, maximum one hundred seventy-five (\$175) civil penalty. The organization has had previous matters before the board.

The board voted at its December meeting to issue the organization a show cause notice.

William Wood, treasurer for the organization, submitted a sworn statement for the board's consideration. In this statement, Mr. Wood explained that personal illness prevented him from filing the required report on time.

On motion by Murray, seconded by Dunavant, the board voted unanimously to issue the organization a \$25 civil penalty.

**04-54 Partnership for Progress**, for failure to file a 2004 3<sup>rd</sup> quarter campaign financial disclosure report. Class two (2), over 30 days late, maximum ten thousand (\$10,000) civil penalty. The organization has had a previous matter before the board.

The board voted at its December meeting to issue the organization a show cause notice.

Stephen Zralek, representative of the organization, submitted a sworn statement for the board's consideration. In this statement, Mr. Zralek explained that the organization's failure to file was a result of the treasurer resigning and the organization transitioning to a new treasurer. Mr. Zralek further explained that during this transition the required report was never filed. Mr. Zralek noted that the organization has filed the required report, which shows no activity, along with a new appointment of treasurer form.

On motion by Murray, seconded by Dunavant, the board voted unanimously to assess the organization a \$500 civil penalty.

**04-55 Teamsters Local Union 515 D.R.I.V.E.**, for failure to file a 2004 3<sup>rd</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 December 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 Ott, seconded by Dunavant, the board voted unanimously to assess the organization a \$10,000 civil penalty.

**04-56 Tennessee Federation of Democratic Women**, for failure to file a 2004 3<sup>rd</sup> quarter campaign financial disclosure report. Class two (2), over 30 days late, maximum ten thousand (\$10,000) civil penalty. The organization has had no previous matters before the board.

The board voted at its December meeting to issue the organization a show cause notice.

Jimmie Sue Staten, treasurer of the organization, submitted a sworn statement for the board's consideration. In this statement, Ms. Staten explained that she is the new treasurer and that the previous treasurer did not send her the notices to file until the filing deadline had already past. Ms. Staten further explained that the required report has now been filed.

On motion by Murray, seconded by Ott, the board voted unanimously to assess the organization a \$500 civil penalty.

**04-57 Tennessee Veterans PAC**, for failure to file a 2004 3<sup>rd</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.

The board voted at its December 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 Dunavant, seconded by Murray, the board voted unanimously to assess the organization a \$10,000 civil penalty.

**04-58 TNALFA**, for failure to file a 2004 3<sup>rd</sup> quarter campaign financial disclosure report. Class two (2), over 30 days late, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board.

The board voted at its December 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 but that the report has been filed showing no activity and a zero balance.

On motion by Ott, seconded by Dunavant, the board voted unanimously to assess the organization a \$750 civil penalty.

**04-60 Kathryn Bowers**, for failure to timely file a 2004 post-primary campaign financial disclosure report. Class one (1), 30 days late, maximum seven hundred fifty (\$750) civil penalty. Rep. Bowers has had previous matters before the board.

The board voted at its December meeting to issue Rep. Bowers a show cause notice.

Director Rawlins informed the board that the report has been filed and that Rep. Bowers personally came to the Registry office and paid the \$750 civil penalty.

On motion by Murray, seconded by Ott, the board voted unanimously to assess Rep. Bowers a \$750 civil penalty.

**04-61 Tommie Brown**, for failure to timely file a 2004 pre-general campaign financial disclosure report. Class one (1), 17 days late, maximum four hundred twenty-five (\$425) civil penalty. Rep. Brown has had a previous matter before the board. (see above)

The board voted at its December meeting to issue Rep. Brown a show cause notice.

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

On motion by Dunavant, seconded by Murray, the board voted unanimously to assess Rep. Brown a \$425 civil penalty.

**04-62 Roger Miller**, for failure to file a 2004 annual supplemental campaign financial disclosure report. Class two (2), over 30 days late, maximum ten thousand (\$10,000) civil penalty. Mr. Miller has had no previous matters before the board.

The board voted at its December meeting to issue Mr. Miller a show cause notice.

Mr. Miller submitted a sworn statement for the board's consideration. In this statement, Mr. Miller explained that he was dealing with financial and personal difficulties when the required report was due. Mr. Miller further explained that his failure to file was an oversight and that he has closed his campaign account.

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

**04-63 Mark Skidmore**, for failure to file a 2004 post-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Skidmore has had no previous matters before the board.

The board voted at its December meeting to issue Mr. Skidmore 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 Dunavant, seconded by Murray, the board voted unanimously to assess the organization a \$10,000 civil penalty.

**04-64 Mike Whitaker**, for failure to file a 2004 annual supplemental campaign financial disclosure report. Class two (2), over 30 days late, maximum ten thousand (\$10,000) civil penalty. Mr. Whitaker has had a previous matter before the board.

The board voted at its December meeting to issue Mr. Whitaker a show cause notice.

Jacinda Whitaker, treasurer for Mr. Whitaker, submitted a statement for the board's consideration. Ms. Whitaker explained that the failure to file was an oversight on her part. Ms. Whitaker further explained that she was unaware that she needed to file an additional report with the Registry because she closed the bank account and there was a zero balance.

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

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

**Basil Marceaux**, for failure to timely file a 2004 pre-general campaign financial disclosure report. Class one (1), 14 days late, maximum three hundred fifty (\$350) civil penalty. Mr. Marceaux has had a previous matter before the board.

Mr. Marceaux provided the board with a statement for their consideration.

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

### ***Reported Financial Expenses***

Director Rawlins provided the board members with a list of civil penalties that have been paid year to date.

### ***Other Business***

McNeece, seconded by Dunavant made a motion, to adjourn the meeting until the next regularly scheduled meeting. The motion passed unanimously.