

# REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, February 9, 2005, at Suite 1614 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Attending the meeting were board members Darlene McNeece, Karen Dunavant, William Long, Marion Ott and George Harding.

On motion by Dunavant, seconded by Ott, the minutes from the January 12, 2005 meeting were approved unanimously.

## ***Request for Reconsideration***

***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 January 12, 2005 meeting to assess Partnership for Progress a \$500 civil penalty for their failure to file the required report. The organization requested a reconsideration of the assessment.

Stephens Zralek, representative of the organization, personally appeared before the board and 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 Long, seconded by Ott, the board voted unanimously to reconsider the \$500 assessment against the organization. A motion was then made by Long, seconded by Ott, to assess the organization a \$75 civil penalty. A friendly amendment was made by Harding, accepted by Long and Ott, to assess the organization a \$100 civil penalty. The motion to assess the organization \$100 passed the board unanimously.

***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 January 12, 2005 meeting to assess Teamsters Local Union 515 D.R.I.V.E. a \$10,000 civil penalty for their failure to file the required report. The organization requested a reconsideration of the assessment.

Frank Logan, president of the organization, submitted a statement for the board's consideration. In this statement, Mr. Logan explained that the individual that prepared and filed the campaign financial disclosure reports ceased employment in August and left no instruction or information on filing the reports. Mr. Logan further explained that the failure to file was an oversight and that the reports have now been filed with the Registry.

On motion by Ott, seconded by Dunanvant, the board voted unanimously to reconsider the \$10,000 assessment against the organization. A motion was made by Harding, seconded by Long, to assess the organization a \$1,000 civil penalty. After discussion, Harding withdrew his motion. A motion was then made by Long, seconded by Harding, to assess the organization a \$250 civil penalty. The motion to assess the organization a \$250 civil penalty passed the board unanimously.

**04-44 Victory 2002 – Non Federal Account**, for failure to file a 2004 2<sup>nd</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 November 10, 2004 meeting to assess Victory 2002 - Non Federal Account a \$10,000 civil penalty for their failure to file the required report. The organization requested a reconsideration of the assessment.

Robert Corney, representative of the organization, submitted a statement for the board's consideration. In this statement, Mr. Corney explained that the failure to file was a result of sloppy procedures and not intentional disregard. Mr. Corney further explained that the report has been filed showing no activity and that the organization has closed its PAC account.

On motion by Long, seconded by Ott, the board voted unanimously to reconsider the \$10,000 assessment against the organization. A motion was then made by Ott, seconded by Long, to assess the organization a \$500 civil penalty. The motion to assess the organization a \$500 civil penalty passed the board unanimously.

**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 January 12, 2005 meeting to assess Tennessee Federation of Democratic Women a \$500 civil penalty for their failure to file the required report. The organization requested a reconsideration of the assessment.

Jimmie Sue Staten, treasurer of the organization, submitted a 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 Harding, seconded by Ott, the board voted unanimously not to reconsider the \$500 civil penalty assessment against the organization.

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

**Joe Towns, Jr.**, for failure to file a 2004 pre-general campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Rep. Towns has had previous matters before the board.

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

***Green Party of Knox County***, 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.

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

***Hamilton County Democrat Party***, for failure to timely file a 2004 4<sup>th</sup> quarter campaign financial disclosure report. Class one (1), seven days late, maximum one hundred seventy-five (\$175) civil penalty. The organization has had no previous matters before the board.

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

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

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

Director Rawlins presented the expenditure reports for the 2004/2005 fiscal year through December 31, 2004.

### ***Other Business***

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