

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, January 14, 2009, at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson Wade Hinton. Attending the meeting were board members George Harding, William Long, Darlene McNeece and Lee Anne Murray.

On motion by Harding, seconded by Murray, the board voted unanimously to approve the minutes from the December 17, 2008 regular board meeting. The motion passed the board unanimously.

Reconsideration

08-46 Jeff Miller, for failure to file a 2008 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Miller has had previous matters before the board.

The board voted at its October 8, 2008 meeting to issue Mr. Miller a show cause notice. The board did not receive a response to the show cause notice from Mr. Miller.

The board voted at its December 17, 2008 meeting to assess Mr. Miller a \$10,000 civil penalty. Mr. Miller requested a reconsideration of the assessment.

Mr. Miller submitted a sworn statement for the board's consideration.

On motion by Harding, seconded by Murray, the board voted unanimously to reconsider the \$10,000 assessment against Mr. Miller. On motion by McNeece, seconded by Murray, the board voted unanimously to assess Mr. Miller a \$150 civil penalty.

Show Cause Hearings

08-75 Wedge PAC, for failure to timely file a 2008 pre-general 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 December 17, 2008 meeting to issue the organization a show cause notice.

George Johnson, treasurer for the organization, provided a statement for the board's consideration. Darcy Anderson and Steve Albrooks, representatives for the organization, personally appeared before the board and explained the failure to timely file the required report.

A motion was made by Murray to assess the organization a \$25 civil penalty. The motion was seconded by McNeece with a friendly amendment to assess the organization a \$50 civil penalty, accepted by Murray. The motion to assess the organization a \$50 civil penalty passed the board 4 to 1, with Long voting "no."

Sworn Statements Submitted

08-64 Devora Butler, for failure to timely file a 2008 3rd quarter campaign financial disclosure report. Class one (1), 14 days late, maximum three hundred fifty (\$350) civil penalty. Ms. Butler has had no previous matters before the board.

The board voted at its December 17, 2008 meeting to issue Ms. Butler a show cause notice.

Ms. Butler provided a statement for the board's consideration.

On motion by Murray, seconded by McNeece, the board voted unanimously to assess Ms. Butler a \$50 civil penalty.

08-74 Tennessee Firearms Assn. Legislative Action Committee, for failure to file a 2008 pre-general 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 17, 2008 meeting to issue the organization a show cause notice.

John Harris, representative for the organization and Dana Slate, treasurer for the organization, provided sworn statements for the board's consideration.

On motion by McNeece, seconded by Murray, the board voted unanimously to assess the organization a \$150 civil penalty.

Cases Subject to Approval of Civil Penalty Order

08-63 Bill Brown, for failure to file a 2008 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Brown has had a previous matter before the board.

The board voted at its December 17, 2008 meeting to issue Mr. 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.

On motion by Murray, seconded by McNeece, the board voted unanimously to assess Mr. Brown a \$10,000 civil penalty.

08-69 Democratic Resource Center, for failure to file a 2008 3rd 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 below)

The board voted at its December 17, 2008 meeting to issue the organization a show cause notice.

Director Rawlins requested that the board defer any action in this matter until the next regularly scheduled meeting because the organization had not received the show cause notice.

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

08-70 Democratic Resource Center, for failure to file a 2008 pre-general 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 December 17, 2008 meeting to issue the organization a show cause notice.

Director Rawlins requested that the board defer any action in this matter until the next regularly scheduled meeting because the organization had not received the show cause notice.

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

08-71 Madison County Democratic Executive Committee, for failure to file a 2008 pre-general 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 17, 2008 meeting to issue the organization a show cause notice.

David Johnson, representative for the organization, requested that the board defer any action in this matter until the next regularly scheduled meeting to allow the organization an opportunity to personally appear before the board.

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

08-72 Progressive Women's Coalition, for failure to file a 2008 pre-primary 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 17, 2008 meeting to issue the organization a show cause notice.

Director Rawlins requested that the board defer any action in this matter until the next regularly scheduled meeting because the organization had not received the show cause notice.

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

08-73 Tennessee Anesthesiologists PAC, for failure to timely file a 2008 pre-general campaign financial disclosure report. Class one (1), two days late, maximum fifty (\$50) civil penalty. The organization has had previous matters before the board.

The board voted at its December 17, 2008 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.

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

Cases Considered for Issuance of Show Cause Notice

Joe Towns, Jr., for failure to file a 2008 3rd quarter 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. (see below)

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

Joe Towns, Jr., for failure to file a 2008 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. (see below)

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

Tennessee Ambulatory Surgery Center PAC, for failure to timely file a 2008 3rd quarter campaign financial disclosure report. Class one (1), 25 days late, maximum six hundred twenty-five (\$625) civil penalty. The organization has had no previous matters before the board.

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

Robert Spence, Jr., for failure to correct a 2008 mid-year supplemental campaign financial disclosure report. Class two (2), report not corrected, maximum ten thousand (\$10,000) civil penalty. Mr. Spence has had a previous matter before the board.

On motion by Long, seconded by McNeece, the board voted unanimously to issue Mr. Spence 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 2006/2007 fiscal year through November 30, 2008.

Executive Director's Report

- Director Rawlins discussed potential state budget issues with board members.

Other Business

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