

# REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Tuesday, July 10, 2018 at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson Tom Lawless. Attending the meeting were board members William (Paz) Haynes, III and Tom Morton. Henry Fincher participated via telephone.

## *Approval of Meeting Minutes*

On motion by Morton, seconded by Haynes, the board voted unanimously to approve the minutes from the June 13, 2018 meeting.

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

**18-04 Daniel Harris**, for failure to file a 2017 Year-End Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Harris has had previous matters before the board.

The board voted at its May 14, 2018 meeting to issue 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 Morton, seconded by Haynes, the board voted unanimously to assess Mr. Harris a \$10,000 civil penalty assessment.

**18-05 London Lamar**, for failure to timely file a 2017 Year-End Supplemental campaign financial disclosure report. Class two (2), 39 days late, maximum ten thousand (\$10,000) civil penalty. Ms. Lamar has had no previous matters before the board.

The board voted at its May 14, 2018 meeting to issue a show cause notice.

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

A motion was made by Morton, seconded by Haynes, to assess Ms. Lamar a \$5,000 civil penalty. A friendly amendment was made by Fincher, accepted by Morton and Haynes, to assess Ms. Lamar a \$1,200 civil penalty. The motion to assess Ms. Lamar a \$1,200 civil penalty passed the board unanimously.

**18-20 David Emmet Michel**, for failure to file a 2018 1<sup>st</sup> Quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Michel has had no previous matters before the board.

The board voted at its June 13, 2018 meeting to issue 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. Director Rawlins further informed the board that Mr. Michel filed an appointment of treasurer but did not qualify to run for office.

On motion by Fincher, seconded by Morton, the board voted unanimously to assess Mr. Michel a \$500 civil penalty.

**18-21 Antonio Parkinson**, for failure to file a 2018 1<sup>st</sup> Quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Rep. Parkinson has had previous matters before the board.

The board voted at its June 13, 2018 meeting to issue a show cause notice.

James Wright, treasurer for Rep. Parkinson, submitted a statement for the board's consideration.

On motion by Fincher, seconded by Morton, the board voted unanimously to assess Rep. Parkinson a \$150 civil penalty.

**18-22 Joy Sims**, for failure to file a 2018 Pre-Primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Sims has had no previous matters before the board.

The board voted at its June 13, 2018 meeting to issue 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 Haynes, seconded by Morton, the board voted unanimously to assess Ms. Sims a \$10,000 civil penalty.

**18-18 Woody Degan (previously 13-18)**, 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. Degan has had no previous matters before the board.

The board voted at its January 9, 2013 meeting to issue Mr. Degan 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.

The board voted at its March 13, 2013 meeting to assess Mr. Degan a \$10,000 civil penalty.

Director Rawlins informed the board that this matter was forwarded to the Attorney General's office for collection. Director Rawlins further informed the board that the Attorney General's Office is requesting that the Registry re-issue the show cause notice because there is not definitive proof that he ever received service.

The board voted at its May 14, 2018 meeting to rescind the \$10,000 civil penalty assessment and issue a show cause notice.

Mr. Degan personally appeared before the board for their consideration.

Without objection, the board voted unanimously to request a copy of the order from Mr. Degan's pending court case and that this matter be deferred until the court case is final.

**18-23 John Blevins**, for failure to file a 2018 Pre-Primary campaign financial disclosure report with the Sullivan County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Blevins has had no previous matters before the board.

The board voted at its June 13, 2018 meeting to issue 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 Lawless, seconded by Morton, the board voted unanimously to assess Mr. Blevins a \$10,000 civil penalty.

**18-24 BMHC PAC**, for failure to file a 2018 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 previous matters before the board.

The board voted at its June 13, 2018 meeting to issue a show cause notice.

Keith Norman, treasurer for the organization, submitted a statement for the board's consideration.

On motion by Lawless, seconded by Morton, the board voted unanimously to assess the organization a \$10,000 civil penalty.

**18-25 Davidson County Republican Party**, for failure to file a 2018 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.

The board voted at its June 13, 2018 meeting to issue a show cause notice.

Steve Glover, treasurer for the organization, filed the required report and personally appeared before the board.

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

**18-11 Enlightenn**, for failure to file a 2017 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 May 14, 2018 meeting to issue 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 Lawless, seconded by Morton, the board voted unanimously to assess the organization a \$10,000 civil penalty.

**18-27 Enlightenn**, for failure to pay the 2018 Annual PAC Fee. Class two (2), fee not paid, 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 13, 2018 meeting to issue a show cause notice.

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

On motion by Lawless, seconded by Morton, the board voted unanimously to assess the organization a \$10,000 civil penalty.

**18-30 Quest PAC**, for failure to file a 2018 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 previous matters before the board.

The board voted at its June 13, 2018 meeting to issue a show cause notice.

Director Rawlins informed the board that the report still has not been filed.

Kelsey Ketron, treasurer for the organization, submitted a statement for the board's consideration.

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

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

***Ryan French***, for failure to file a 2018 1<sup>st</sup> Quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. French has had no previous matters before the board.

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

***Joy Smith Kimbrough***, for failure to file a 2018 Pre-Primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Kimbrough has had a previous matter before the board.

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

***William Vandever***, for failure to file a 2018 1<sup>st</sup> Quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Vandever has had previous matters before the board.

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

***Rebecca Deloa***, for failure to timely file a 2018 Pre-Primary campaign financial disclosure report with the Knox County Election Commission. Class one (1), 20 days late, maximum five hundred (\$500) civil penalty. Ms. Deloa has had no previous matters before the board.

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

***Andrew Dwight Jones***, for failure to file a 2018 Pre-Primary campaign financial disclosure report with the Williamson County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Jones has had no previous matters before the board.

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

***Education Reform Now Advocacy***, for failure to file a 2018 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.

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

**Henry County Democrats**, for failure to file a 2018 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.

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

**Tennessee Outdoor Advertising Cooperative PAC**, for failure to file a 2018 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 previous matters before the board.

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

**TE PAC-TN**, for failure to file a 2018 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.

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

### ***Sworn Complaints***

#### ***C18-12 Scott Davis***

Director Rawlins provided the board with a sworn complaint filed with the Registry from Whitney Pastorek against Scott Davis.

Director Rawlins informed the board that after the Registry's normal notification process that Mr. Davis filed the required report and was not late for penalty purposes.

After discussion, on motion by Haynes, seconded by Fincher, the board voted unanimously to dismiss the sworn complaint.

#### ***C18-11 Bill Lee***

Director Rawlins provided the board with a sworn complaint filed with the Registry from Joe Darke against Bill Lee.

Without objection, the board voted unanimously to defer this matter until the August 22, 2018 meeting.

### ***Executive Director's Report***

- Director Rawlins provided the board with a request from the Attorney General's Office regarding Kevin Klingberg, Case Nos. 11-06 and 11-22. The Registry assessed Mr. Klingberg \$20,000 in total civil penalties in these matters. The Attorney General's Office requested that because of Mr. Klingberg's personal circumstances that they take action by getting a new judgement against Mr. Klingberg in court but not pursue collection of the civil penalties

Without objection, the board voted unanimously to accept the Attorney General's request to get a new judgement against Mr. Klingberg in court but not pursue collection.

***Other Business***

Without objection, the board voted unanimously to schedule the next Registry meeting for August 22, 2018 at 10:00 a.m.

On motion by Fincher, seconded by Morton, the board voted unanimously to adjourn the meeting until the next regularly scheduled meeting.