

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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Springfield, Illinois 62708
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James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago, Illinois 60601
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BOARD MEMBERS
Albert S. Porter, Chairman
Bryan A. Schneider, Vice Chairman
Patrick A. Brady
John R. Keith
William M. McGuffage
Wanda L. Rednour
Jesse R. Smart
Robert J. Walters

EXECUTIVE DIRECTOR
Daniel W. White

AGENDA
STATE BOARD OF ELECTIONS
BOARD MEETING
Tuesday, February 17, 2009
10:30 a.m.

James R. Thompson Center – Room 9-040
Chicago, Illinois
And via videoconference
1020 South Spring Street
Springfield, Illinois

Call State Board of Elections to order.

1. Approval of the minutes from the January 20 regular meeting and the January 26 special meeting. (pgs.1-9)
2. Report of the Executive Director
 - a. February 24, 2009 Consolidated Primary Election;
 - 1) Election Day assignments – informational; (pgs.10-12)
 - 2) Election judge training schools – informational; (pg.13)
 - b. March 3, 2009 Special Primary Election update; (pgs.14-15)
 - c. Voting systems issue for 2010 elections; (pgs.16-19)
 - d. Legislative update; (pg.20)
 - 1) Presentation by James Lewis; (pg.21-22)
 - e. PA 95-0971 Ethics Legislation update; (pg.23)
 - f. Campaign Disclosure satellite downlink seminar – informational; (pgs.24-26)
 - g. Fiscal status reports – informational;
 - 1) FY09 – month ending January 31; (pgs.27-35)
 - 2) Help Illinois Vote Fund; (pgs.36-41)
 - 3) EAC Data Collection Grant; (pgs.42-43)
 - h. Two year plan of staff activity for the months of February and March – informational. (pgs.44-51)
3. Report of the General Counsel
 - a. Campaign Disclosure;
 - Appeal of campaign disclosure fines – carryover from January
 - 1) *SBE v. Friends of Kevin Perkins*, S9287, 08MA013; (pgs.52-63)
 - Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeal be granted
 - 2) *SBE v. Citizens for Felicia Simmons Stovall*, L13650, 08JS253; (pgs.64-68)
 - 3) *SBE v. Hudspetch4SA*, L14620, 08GE013; (pgs.69-77)
 - 4) *SBE v. Citizens for Ruth Munson*, S8396, 08AG012; (pgs.78-82)
 - 5) *SBE v. Citizens to Elect Darlene Senger*, S9722, 08AG016; (pgs.83-90)

Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeals be denied

- 6) *SBE v. Citizens for Hoyle*, L11823, 08GE008; (pgs.91-96)
- 7) *SBE v. Citizens for Catherine Zaryczny*, L13770, 07JS137; (pgs.97-102)
- 8) *SBE v. Friends of James McTague*, L13708, 08GE012; (pgs.103-107)
- 9) *SBE v. Committee to Elect Germain Castellanos*, L14309, 08JS256; (pgs.108-113)
- 10) *SBE v. Edgar County Democratic Central Committee*, S1338, 08GE032; (pgs.114-120)
- 11) *SBE v. IL Association of Mortgage Brokers PAC*, S5063, 08GE039; (pgs.121-124)
- 12) *SBE v. Citizens for Noland*, S8157, 08AG011; (pgs.125-129)
- 13) *SBE v. Chicago Latino 100*, S8634, 08JS263; (pgs.130-133)
- 14) *SBE v. Citizens for Judy Cates*, S9466, 08AP067; (pgs.134-138)

Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeals be granted & denied

- 15) *SBE v. Committee for Ed Smith*, L822, 08MA011; (pgs.139-148)

Other campaign disclosure items

- 16) Assessments/Final Orders; (pgs.149-150)
- 17) Payment of civil penalties – informational. (pg.151)

Complaints following public hearing

- 18) *SBE v. 16th Ward Democratic Organization*, 08CD046; (pgs.152-159)
- 19) *SBE v. Friends of David Askew*, 08CD053; (pgs.160-171)
- 20) *SBE v. Citizens for Mike Psak*, 08CD070; (pgs.172-179)
- 21) *SBE v. 25th Ward Democratic Political Alliance*, 08CD076; (pgs.180-186)

Complaint following closed hearing

- 22) *Mercado v. Frias, et al*, 99CD003. (separate packet)

4. Other business. (pg.187)
5. Comments from the Chairman and Vice Chairman. (pg.187)
6. Comments from the general public. (pg.187)
7. Next Board meeting Monday, March 16, 2009 at 10:30 a.m. in Springfield. (pg.187)
8. Executive Session. (pgs.188-200)

STATE BOARD OF ELECTIONS
Board Meeting
Tuesday, January 20, 2009
Springfield, Illinois

MINUTES

PRESENT:	Albert Porter, Chairman Bryan Schneider, Vice Chairman Patrick Brady, Member John Keith, Member William McGuffage, Member Jesse Smart, Member Robert Walters, Member
ABSENT:	Wanda Rednour, Member
ALSO PRESENT:	Dan White, Executive Director Steve Sandvoss, General Counsel Rebecca Glazier, Assistant to Executive Director

The regular monthly meeting of the State Board of Elections was called to order at 10:30 a.m. with seven members present. Member Brady was present in the Chicago office and connected via videoconference. Member Rednour was absent and Member Keith held her proxy.

Chairman Porter opened the meeting by leading everyone in the pledge of allegiance.

The Executive Director presented the minutes of the November 27 regular meeting, November 30 special meeting, December 5 regular meeting and December 12 special meeting and discussed revisions to each set of the minutes which had been distributed to the Board. Member Smart moved to approve the revised November 17 regular meeting minutes. Member Keith seconded the motion which passed unanimously.

Member Smart moved to approve the revised November 30 special meeting minutes. Member Keith seconded the motion which passed unanimously.

Member Smart moved to approve the revised December 5 regular meeting minutes. Member McGuffage seconded the motion which passed unanimously.

Member Smart moved to approve the revised December 12 special meeting minutes. Member McGuffage seconded the motion which passed unanimously.

Director White noted that two years ago today Senator Obama announced his candidacy for President in Springfield. Today he is being sworn in as President of the United States.

Director White presented an amended certification for Will and Williamson counties and discussed the changes. Neither amendment affected the election of any candidate. Member Smart moved to adopt the amended certifications. Member Walters seconded the motion which passed unanimously.

Director White reported on the Advisory Committee meeting held this morning. The group was small this morning but good discussions were held on a post election review where Mark Mossman thanked the clerks for their great cooperation in getting us the canvasses quickly. Discussions also included the special election in the 5th Congressional District, an update on the database, legislation and voting systems testing. The database should be HAVA compliant soon as the only thing remaining is an agreement with the Department of Corrections. The clerk's legislative committee will be meeting next Tuesday at their conference.

Director White presented a legislative update on the Ethics legislation, Public Act 95-0971. This legislation went into effect January 1, 2009 and staff has proceeded with paper filing of the business registrations. Two reports included in the Board packet outline current and future activities. Rupert Borgsmiller indicated there has been steady filing since the inception of the program with a total of 1,200 as of this morning. The legislature has passed legislature to allow additional time to prepare for electronic filing and the bill will be sent to the Governor's desk for signing. No additional funding was provided. Member Keith thanked Steve Flowers for preparing the lengthy explanatory memo regarding the Business Entity Registration program and the various options for an electronic program. The General Counsel discussed issues with the Business Entity Program language. There is a concern about the listing of a residential address for affiliated persons including minor children. The legislation just says "address" and not residential address. Mr. Sandvoss asked if our form should be changed from residential address to address. Discussion ensued on the intent of the legislation as well as affiliated persons. It was noted that judges addresses are public information and when candidates file a statement of candidacy they have to list residential address. A business does not have to do business with the state if they do not want to abide by the law. Member Walters moved that staff continue handling this process in the manner they have been. There being no second the

motion died. Member McGuffage then moved to use the term "address" and not modify it be "residential." Member Smart seconded the motion which lost by a vote of 3-5 with Members Brady, Keith, Walters, Vice Chairman Schneider and Chairman Porter voting in the negative. Chairman Porter was concerned what staff should answer to people who questioned the term "address."

Member Keith then moved to change the from to indicate address, and if asked by an interested party staff should advise them it is our interpretation address means a residential address. Member Smart seconded the motion which passed by roll call vote of 8-0.

The General Counsel discussed action taken at a prior Board meeting where the Board asked him to seek an opinion from the Attorney General on the Business Entity Registration program. Ms. Lynn Patton indicated there was a technical problem as the request was sent from Steve Sturm and not Steve Sandvoss. He indicated he would revisit with the Board on whether to resubmit the request. She also indicated the opinion we were seeking may not be a favorable opinion. Mr. Sandvoss suggested waiting to resubmit until after the Governor acts on the legislation pushes back the start up date for electronic filing to August 1, 2009. The Board agreed to let it rest until after the Governor acts on the legislation.

Director White presented a legislative update and indicated a review of legislative initiatives is included in the packet. There is one new proposal for discussion to amend Section 9-15 of the Campaign Financing Act to allow staff to conduct random audits of political campaign committees each year. In response to a question Mr. Borgsmiller indicated that currently in order for the staff to conduct an audit they would have to file a complaint which would go to closed preliminary hearing. This would then have to go to public hearing and where staff could ask for a subpoena. He indicated he was looking at this initiative as more of an enforcement tool and making people aware of the importance of filing correct reports. Discussion ensued on the reasons for the legislation as well as staff time this would use. Member Keith felt the language should be refined and discussed probable cause and a pre-complaint mechanism which would be with the committee's agreement for the audit. Mr. Borgsmiller indicated he would discuss with Cris Cray revamping the language of the proposed legislation.

Chairman Porter questioned #5 of the legislative proposals about giving committees the option of accepting notice electronically and asked if this meets all statutory notice requirements. Mr. Borgsmiller explained that he would like to see the committees who file electronically accept notice electronically. The General Counsel suggested taking it a step further by saying in addition to confirmation receipt the notice we are giving you is satisfied by us sending to you the information, the reminder notice, the notice to file and the information that is contained in the packet.

Member Keith suggested adding per the discussion this morning that staff seek definition on the Ethics legislation from the General Assembly and define address requirements for spouses and minor children. Member Keith moved to add to the legislative packet non-policy clarification language that staff feels is appropriate, as they work with the legislature on pay to play. This was seconded and passed by unanimous consent. Steve Flowers should be involved in this discussion to plan for electronic filing. Cris Cray indicated that Senator Harmon is starting a trailer bill on the Ethics legislation.

Director White indicated the Special Congressional Primary Election in the 5th District will take place on March 3, 2009 and the General Election will be held on April 7, 2009 the same day as the Consolidated Election. This district is mainly in the City of Chicago with part in Cook County. The filing period concluded yesterday with 26 candidates filing. Some additional meeting dates are necessary for certification and canvassing. The meetings will be scheduled as follows: January 26, 2009 5 p.m. for certification of established party candidates for the March 3, 2009 special primary ballot – 5th Congressional District; February 5, 2009 at 9:30 a.m. for certification of the April 7, 2009 Consolidated Election ballot for Regional Board of School Trustees and Fox Waterway Agency Trustees; March 10, 2009 at 5 p.m. to proclaim the results of the March 3, 2009 Special Primary Election and certify the New Party and Independent candidates for the April 7, 2009 Special General Election; and May 8 at 10:30 a.m. to proclaim the results of the April 7, 2009 Special General Election, and proclaim the results of the Fox Waterway Management Trustees election. The Executive Director thanked Mark Mossman and his staff for coming in on Monday's holiday which was the last day of filing for the Special Primary Election in the 5th Congressional District.

Director White presented for informational purposes a memo from Rupert Borgsmiller indicating that all campaign disclosure paper reports and/or correspondence are now being scanned and are available on-line in the same timely fashion as electronic reports.

Director White presented the FY 09 fiscal status report for the period ending December 31, 2008, the FY 09 fiscal report for the Help Illinois Vote Fund, the first fiscal report for the EAC Data Collection grant, and the two year plan of activity for the months of January and February for informational purposes.

The General Counsel presented agenda items 3.a.1-4, appeals of campaign disclosure fines that the hearing officer recommends be granted. Mr. Sandvoss indicated he concurred with the hearing officers recommendation in all the matters except #3 where he recommends the appeal be denied. No one was present in these matters. Member Smart moved to accept the recommendation of the hearing officer and General Counsel to grant the appeals in the matters of *SBE v. Barbara Flynn Currie for State Representative*, 08AP089; *SBE v. Farmers Employee & Agent PAC*, 08JS157; and *SBE v. Committee to Elect Dan Duffy*, 08AP066, and to deny the appeal in *SBE v. 30th Ward Regular Democratic Organization*, 08AP058. Member Keith seconded the motion which passed by roll call vote.

The General Counsel presented agenda items 3.1.5-7, appeals of campaign disclosure fines that the hearing office recommends be denied. Mr. Sandvoss concurred with items 5 and 6 to deny and concurred with item 7 but a party is present on this matter in the Chicago office. Member Keith moved to accept the supplement to item #5 into the record and adopt the recommendation of the hearing officer and General Counsel in the matters of *SBE v. Grayson Gile for the People of Johnson County*, 08MA012; and *SBE v. Citizens to Elect Melanie Rose Nuby*, 08JS232. Member Smart seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented *SBE v. Friends of Judge Clay Clark*, 08JS238, an appeal of a campaign disclosure fine that the hearing officer recommends be denied. Arvin Boddie was present via video conference in the Chicago SBE office. Mr. Sandvoss discussed the complaint concurring with the hearing officer's recommendation that the appeal be denied. Mr. Boddie indicated that the

Treasurer had some personal problems and failed to file the required report or inform Judge Clay Clark. He asked the Board to reduce the fine to an amount of \$1,800 or 50% of the original fine. Member McGuffage moved to accept the settlement offer of \$1,800 on this case and payment be due within 30 days. Vice Chairman Schneider seconded the motion which failed by a vote of 4-4. Member Walters then changed his vote to "aye" resulting in the motion passing by a vote of 5-3. Rupert then reminded the committee a report was due today by midnight.

The General Counsel presented agenda items 3.a.8-10, appeals of campaign disclosure fines that the hearing officer recommends be granted in part and denied in part. No one was present in these matters. Mr. Sandvoss indicated he concurred with the hearing officer in items #8 and 9 but disagreed with #10 in regard to the December 2007 semi annual as he believes the penalty assessed should have been denied as well. Member Keith questioned #8 as to the A-1 and why it was denied as it seems to be an electronic issue. Mr. Sandvoss didn't know if clarification was sought by the hearing officer. It could be remanded back to the hearing officer for further information as to specifics as to why the upload was unsuccessful. Since no one was present on that matter today it was not remanded back to the hearing officer. A letter was received in #10 that explained Mr. Perkin's wife was in a car accident and was unable to be here today. Member Keith then moved to adopt the recommendation of the hearing officer and General Counsel in the matters of *SBE v. Party to Elect Egan*, 08AP031, and *SBE v. Friends of Ken Dunkin*, 08AP040 and to continue the matter of *SBE v. Friends of Kevin Perkins*, 08MA013 to the February meeting. Member Smart seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented a request for a payment plan for Travis Loyd. The committee has submitted a \$100 good faith payment and asked to make a \$100 installment each month until paid. Member Keith suggested a payment plan within one year as it is administratively easier for staff. Chairman Porter also requested the committee be notified and given the opportunity to respond if they cannot meet this requirement. Member Keith moved to accept the payments of \$100 a month but the entire amount should be paid within one year from the date of the Board order. Member Smart seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented for informational purposes a listing of campaign disclosure downlink seminars and a listing of committees who have paid civil penalties.

The General Counsel indicated that in response to Public Act 95-0889 rules were to be promulgated for ranked balloting. The draft rules are include in the Board packet. Mr. Sandvoss indicated the draft rules were submitted to Dan Johnson Weinberger as he was the person pushing this for years. Discussion ensued as to when this bill was signed and Mr. Sandvoss indicated this rulemaking would not apply for the 2009 elections. It was agreed the General Counsel would review any comments he has received and present to the Board at the February meeting.

Member Keith moved to recess to executive session for the purpose of discussing campaign disclosure matters following closed preliminary hearings and pending litigation. Vice Chairman Schneider seconded the motion which passed by roll call vote of 8-0. Meeting recessed at 12:30 p.m. and reconvened at 12:38 p.m.

Member Keith moved in the matter of *SBE v. Friends of Murray Gilford, 08CD080* to find the complaint filed on justifiable grounds but no further action be taken except for the assessment of an appropriate civil penalty. Vice Chairman Schneider seconded the motion which passed unanimously.

The next meeting of the State Board of Elections is scheduled for Monday, January 26, 2009 at 5:00 p.m. by videoconference. The next regular meeting of the State Board of Elections will be held on Tuesday, February 17 at 10:30 a.m. in Chicago.

With there being no further discussion, Vice Chairman Schneider moved to adjourn until January 26, 2009 or the call of the chair. Member Keith seconded the motion which passed unanimously. The meeting adjourned at 1:42 p.m.

Respectfully submitted,


Assistant to Executive Director


Executive Director

STATE BOARD OF ELECTIONS
Special Board Meeting Via Videoconference
Monday, January 26, 2009

MINUTES

PRESENT:

Albert S. Porter, Chairman
Bryan A. Schneider, Vice Chairman
Patrick A. Brady, Member
John R. Keith, Member
William M. McGuffage, Member
Wanda L. Rednour, Member
Jesse R. Smart, Member
Robert J. Walters, Member

ALSO PRESENT:

Daniel W. White, Executive Director
Steve Sandvoss, General Counsel
Amy Calvin, Administrative Specialist II

The special meeting of the State Board of Elections was called to order via videoconference means at 5:00 p.m. with all Members present. Chairman Porter, Vice Chairman Schneider, Members Brady and McGuffage were present in the Chicago office and Members Keith and Smart were present in the Springfield office. Member Walters was present in Godfrey at Lewis & Clark College and Member Rednour was present via telephone.

The Chairman opened the meeting by leading everyone in the pledge of allegiance.

The Executive Director stated the reason for today's meeting was to certify established party candidates for the March 3, 2009 Special Primary Election ballot in the 5th Congressional District. There were fourteen candidates total and he proceeded to name each candidate listed for the Democratic, Republican and Green Parties as listed on the certification. For the record, it was noted that candidates Charles Wheelan, Pete Dagher, Carols Montegudo, Roger Thompson, III and Rosanna Pulido had objections pending.

Member McGuffage moved to approve the certification pending the outcome of the objections. Vice Chairman Schneider seconded the motion which passed by roll call vote of 8-0.

Member Keith expressed his condolences in the death of Mason County Clerk, Tom Hansen and suggested the Executive Director send a sympathy letter to the family on behalf of the Board.

With there being no further business before the Board Vice Chairman Schneider moved to adjourn until Thursday, February 5, 2009 at 9:30 a.m. in Springfield, Chicago and Lewis & Clark College via videoconference or until call of the Chairman, whichever occurs first.

The meeting adjourned at 5:15 p.m.

Respectfully submitted,



Amy Calvin, Administrative Specialist II



Daniel W. White, Executive Director

S STATE BOARD OF ELECTIONS



From the desk of.... Mark Mossman, Director of Election Information
Phone: 217-557-0855
Email: mmossman@elections.il.gov

To: Daniel W. White, Executive Director
Re: February 24 Consolidated Primary Election
Date: February 6, 2009

Attached are staff assignments for the February 24, 2009 Consolidated Primary Election. As per the attachment from Dianne Felts, primaries will occur in only 24 jurisdictions.

At present, staff is not assigned to observe election day procedures in any jurisdiction.

STATE BOARD OF ELECTIONS



From the desk of... Mark Mossman, Director of Election Information
Phone: 217-557-0855
Email: mmossman@elections.il.gov

To: Daniel White, Executive Director
Re: February 24 Consolidated Primary Assignments
Date: February 6, 2009

OFFICE SPRINGFIELD 5:00 a.m. – 10:00 p.m.

5:00 a.m. – 10:00 p.m.	Mark Mossman	break 2:00 p.m. – 4:30 p.m.
6:00 a.m. – 3:30 p.m.	Jane Gasperin	break 10:00 a.m. – 11:00 a.m.
7:00 a.m. – 4:30 p.m.	Kay Walker	break noon – 1:00 p.m.
8:00 a.m. – 5:00 p.m.	Jeff Berry Jamye Sims	break noon – 1:00 p.m.
8:30 a.m. – 4:30 p.m.	Brian Zilm	break 11:30 - noon
10:00 a.m. – 7:30 p.m.	Gary Nerone	break 1:00 p.m. – 2:00 p.m.
11:00 a.m. – 8:00 p.m.	Amy Evans	break 3:00 p.m. – 4:00 p.m.
1:00 p.m. – 10:00 p.m.	Dianne Felts	break 5:00 p.m. – 6:00 p.m.
2:00 p.m. – 10:00 p.m.	Steve Sandvoss	break 6:00 p.m. – 7:00 p.m.

CHICAGO 6:00 a.m. – 8:00 p.m.

6:00 a.m. – 3:30 p.m.	Ken Menzel Marc Petrone Rose Rodriguez	break 10:30 a.m. – 11:30 a.m. break 11:00 a.m. – noon break noon – 1:00 p.m.
10:30 a.m. – 8:00 p.m.	Mark Greben Darcell McAllister Rick Fulle	break 2:30 p.m. – 3:30 p.m. break 3:30 p.m. – 4:30 p.m. break 4:30 p.m. – 5:30 p.m.

The following counties are having a primary with no referenda:

- ADAMS: City of Quincy
- BOONE: Belvidere Township
- CHAMPAIGN: City of Champaign pcts 1,2,3,6,7,10,11
- COOK: Cicero Twp, Schaumburg Twp (Pending), City of Berwyn, City of Calumet City, Village of Dolton, City of Elgin,
- FULTON: City of Canton Ward 2
- GRUNDY: Morris Township, Erienna Township and Saratoga Township
- HENRY: City of Colona
- KANE: Elgin and Dundee Townships and the City of Elgin
- KANKAKEE: City of Kankakee and Village of Bradley
- LAKE: City of Waukegan and North Chicago, Waukegan Township
- LIVINGSTON: City of Pontiac
- LOGAN: City of Lincoln
- MCDONOUGH: City of Macomb
- MCHENRY: Algonquin, Grafton, McHenry and Nunda Townships
- MORGAN: City of Jacksonville
- PEORIA: Limestone Township and Bartonville Village
- PIATT: City of Monticello Ward 4
- ROCK ISLAND: Cities of East Moline and Silvis and townships of Rock Island and South Moline
- STEPHENSON: City of Freeport
- *WILL*: Homer and Lockport Townships
- BLOOMINGTON BOARD: City of Bloomington
- PEORIA BOARD: City of Peoria
- ROCKFORD BOARD: City of Rockford

Will County has a referendum

LOCKPORT TOWNSHIP HIGH SCHOOL DISTRICT NO. 205 REFERENDUM

PROPOSITION TO ISSUE \$141,740,000 SCHOOL BUILDING BONDS

Shall the Board of Education of Township High School District Number 205, Will County, Illinois, build and equip a new high school building, improve the site thereof and issue bonds of said School District to the amount of \$141,740,000 for the purpose of paying the costs thereof?

YES

NO

Judges Schools CP/CE 2009

Date	Jurisdiction	No. of Schools	Attendance Zone	
Thursday, February 19, 2009	Morgan	2	0	Two
Thursday, February 26, 2009	Montgomery	5	0	Two
Tuesday, March 10, 2009	Aurora	3	0	Four
Wednesday, March 11, 2009	Aurora	3	0	Four
Thursday, March 12, 2009	Aurora	3	0	Four
Monday, March 16, 2009	Kendall	1	0	Four
Thursday, March 19, 2009	Macoupin	2	0	Two
Tuesday, March 24, 2009	Crawford	2	0	One
Tuesday, March 24, 2009	Hardin	1	0	One
Tuesday, March 24, 2009	Pope	1	0	One
Wednesday, March 25, 2009	Vermilion	2	0	Three
Thursday, March 26, 2009	Fayette	2	0	One
Monday, March 30, 2009	Monroe	3	0	One
Tuesday, March 31, 2009	Monroe	3	0	One

STATE BOARD OF ELECTIONS



From the desk of... Mark Mossman, Director of Election Information
Phone: 217-557-0855
Email: mmossman@elections.il.gov

To: Daniel W. White, Executive Director
Re: March 3 Special Congressional Primary Election
Date: February 6, 2009

Attached are staff assignments for the March 3, 2009 Special Congressional Primary Election for U.S. Representative in the 5th Congressional District. This district is wholly contained in Cook County; 486 precincts in the City of Chicago and 92 precincts in suburban Cook.

At present, staff is not assigned to observe election day procedures in the 5th Congressional District.

STATE BOARD OF ELECTIONS



From the desk of... Mark Mossman, Director of Election Information
Phone: 217-557-0855
Email: mmossman@elections.il.gov

To: Daniel White, Executive Director
Re: March 3 Special Congressional Primary Assignments
Date: February 6, 2009

OFFICE SPRINGFIELD 5:00 a.m. – 10:00 p.m.

5:00 a.m. – 10:00 p.m.	Mark Mossman	break 2:00 p.m. – 4:30 p.m.
6:30 a.m. – 4:00 p.m.	Jane Gasperin	break 10:00 a.m. – 11:00 a.m.
7:30 a.m. – 5:00 p.m.	Kay Walker	break noon – 1:00 p.m.
10:00 a.m. – 7:30 p.m.	Gary Nerone	break 1:00 p.m. – 2:00 p.m.
1:00 p.m. – 10:00 p.m.	Dianne Felts	break 5:00 p.m. – 6:00 p.m.
2:00 p.m. – 10:00 p.m.	Steve Sandvoss	break 6:00 p.m. – 7:00 p.m.

CHICAGO 6:00 a.m. – 10:00 p.m.

6:00 a.m. – 4:00 p.m.	Ken Menzel	break 10:30 a.m. – 11:30 a.m.
	Marc Petrone	break 11:00 a.m. – noon
	Rose Rodriguez	break noon – 1:00 p.m.
Noon – 10:00 p.m.	Mark Greben	break 3:30 p.m. – 4:30 p.m.
	Darcell McAllister	break 4:30 p.m. – 5:30 p.m.
	Rick Fulle	break 5:30 p.m. – 6:30 p.m.

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board
SUBJECT: Voting Systems Issue for 2010 Elections
DATE: February 5, 2009

At the January Advisory Committee Meeting, one of the topics we discussed was voting systems testing. More specifically, there was concern among election officials and SBE staff that the current backlog at the federal level by the Election Assistance Commission (EAC) in testing voting systems hardware and software is seriously impairing election official's ability to obtain much needed approval of equipment upgrades and modifications in time for the 2010 Primary Election.

Also, I have met recently with Chicago Board of Election Commissioners' officials who have expressed similar concerns about obtaining EAC approval prior to 2010 and the need for certification and implementation of an upgraded version of the WinEDS 4.0 to Sequoia Voting Systems that is utilized in both Chicago and Cook County.

As indicated in the attached letter from the Chicago Board, they are urging the SBE to be prepared – on its own – to test and approve WinEDS 4.0 prior to 2010.

Our current policy provides that all election vendors seeking certification in the state of Illinois first receive approval from the EAC. The Chicago Board requests that in light of problems at the EAC, we undertake our own independent testing, prior to EAC certification. The Chicago Board in its letter cites the action of several other states that have taken similar independent action to test and certify voting systems.

Accordingly, this is to present this issue to the Board for initial consideration. I have asked General Counsel Steve Sandvoss to review HAVA and the Election Code to identify our responsibilities under federal testing regulations and state law.

Voting Systems Director Dianne Felts will also be available to comment and I have asked representatives of the Chicago Board and Cook County to be present as well.

Attachment



January 30, 2009

Mr. Daniel W. White
Executive Director
Illinois State Board of Elections
100 West Randolph Street, Suite 14-100
Chicago IL 60601

Dear Dan:

We are writing to ask the assistance of the State Board of Elections on a matter of critical importance. No voting system may be used in Illinois unless it is approved for use by the State Board. The Chicago Board of Election Commissioners currently uses voting devices and software supplied by Sequoia Voting Systems, Inc. Sequoia's vote tabulation and election management software, WinEDS version 3.0.74, was approved for use by the State Board of Elections prior to the March 2006 general primary.

Since then, the State Board has approved several software modifications and work-arounds to address changing requirements and problems which have been identified. In the meantime, Sequoia undertook a comprehensive upgrade to WinEDS and developed version 4.0 of that software that also address some of the issues that needed resolution. Sequoia initially submitted WinEDS 4.0 for federal testing and certification in August 2007. However, the entire federal testing and certification process has languished as the United States Election Assistance Commission has changed its policies and operations since inheriting from the National Association of State Election Directors the responsibility for voting system testing and certification.

In August 2008, the *New York Times* reported that known voting machine flaws could not be fixed in time for the November 2008 presidential election because of the EAC's backlog in testing the machines' hardware and software. As a result, election officials and voting machine manufacturers had to forgo important software modifications meant to address security and performance concerns.

In September 2008, the United States Government Accounting Office issued a report finding that the EAC had yet to define an approach to testing and certifying voting

systems in sufficient detail to ensure that certification activities are performed thoroughly and consistently. The GAO also found that although the EAC had broadly described an approach for tracking problems with certified voting systems and using this information to improve its certification program, key elements of the EAC's approach were either missing or inadequately defined.

Thus far, there is little indication that the EAC has taken adequate steps to get the testing and certification process on track.

In Chicago, we have been fortunate enough to have been able to conduct recent elections with few or no problems. However, looking forward to the 2010 elections, it is clear that we must have access to the features of WinEDS 4.0 to meet the demands that such elections will place on us. This includes a new requirement in 2010 that a voting system must identify when a voter has not voted for all statewide constitutional offices.

To be ready for 2010, we must begin to soon move forward with testing and implementation of WinEDS 4.0, with or without certification by the U.S. Election Assistance Commission.

Illinois law does not require that voting systems be tested and certified by either the EAC or any other federal authority. We know, however, that the State Board of Elections has in the past prudently required that voting system manufacturers first obtain federal certification before seeking approval from the State Board of Elections. However, prudence now dictates that states like Illinois must assume greater responsibility and initiative in voting system testing and certification because of the EAC's lack of diligence. States like California, Washington and New Jersey have already decided to proceed with state testing and certification of voting equipment and software because of the EAC's inaction. The State of Washington, for example, undertook its own testing and certification of Sequoia's WinEDS 4.0 software in June 2008, notwithstanding the lack of EAC certification. The State of California followed suit in October 2008. From what we have been able to determine, WinEDS 4.0 performed satisfactorily in those states in the 2008 elections.

We know, from our prior experiences, that the State Board of Elections has done an outstanding job on its own in testing and approving voting systems here in Illinois. In many respects, the State Board's testing has been more rigorous and thorough than the testing done at the federal level.

With this experience in mind, we are now asking the State Board of Elections to undertake, despite the lack of EAC certification, its own independent testing of WinEDS 4.0 with the goal of approving the same in time for implementation for the February 2010

Mr. Daniel W. White
January 30, 2009
Page 3

primary election. We will, of course, stand ready to cooperate with the State Board and to provide any assistance we can in this important endeavor.

We thank you in advance for your courtesy in considering this matter.

Sincerely,



Langdon D. Neal
Chairman



Richard A. Cowen
Secretary-Commissioner



Marisel A. Hernandez
Commissioner

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board

SUBJECT: Legislative Update

DATE: February 5, 2009

Cris Cray will have an oral report at the Board meeting.

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board

SUBJECT: Legislative Proposal

DATE: February 4, 2009

James Lewis, Executive Director of the East St. Louis Board of Election Commissioners has asked to address the Board regarding Section 11-3 of the Election Code which among other things, requires completed precinct redistricting within 90 days of a presidential election.

Director Lewis has indicated that this measure imposes a hardship on Boards to complete this process in the midst of the Consolidated Elections and he seeks the Board's support for remedial legislation.

A copy of Section 11-3 is attached.

Attachment

5/11-2.1. Veterans' homes; polling places

§ 11-2.1. The county board in each county where any State soldiers' and sailors' home, or any national home for disabled volunteer soldiers is located, the inhabitants of which are entitled to vote, shall fix and establish the place or places for holding elections, at some convenient and comfortable place or places easy of access on the grounds and within the enclosures where such State soldiers' and sailors' home, or homes, or national home for disabled volunteer soldiers are located.

Laws 1943, vol. 2, p. 1, § 11-2.1, added by P.A. 84-808, § 1, eff. Jan. 1, 1986.

Formerly Ill.Rev.Stat.1991, ch. 46, ¶ 11-2.1.

Library References

Elections ⇨201.

Westlaw Topic No. 144.

5/11-3. Establishment, revision and rearrangement of precincts; duty of board

§ 11-3. It shall be the duty of the Board of Commissioners established by Article 6 of this Act, within 2 months after its first organization, to divide the city, village or incorporated town which may adopt or is operating under Article 6, into election precincts, each of which shall be situated within a single congressional, legislative and representative district insofar as is practicable and in not more than one County Board district and one municipal ward; in order to situate each precinct within a single district or ward, the Board of Election Commissioners shall change the boundaries of election precincts after each decennial census as soon as is practicable following the completion of congressional and legislative redistricting and such precincts shall contain as nearly as practicable 600 qualified voters, and in making such division and establishing such precincts such board shall take as a basis the poll books, or the number of votes cast at the previous presidential election. Within 90 days after each presidential election, such board in a city with fewer than 500,000 inhabitants, village or incorporated town shall revise and rearrange such precincts on the basis of the votes cast at such election, making such precincts to contain, as near as practicable, 600 actual voters; but at any time in all instances where the vote cast at any precinct, at any election, equals 800, there must be a rearrangement so as to reduce the vote to the standard of 600 as near as may be. However, any apartment building in which more than 800 registered voters reside may be made a single precinct even though the vote in such precinct exceeds 800. Within 90 days after each presidential election, a board in a city with more than 500,000 inhabitants shall revise and rearrange such precincts on the basis of the votes cast at such election, making such precincts to contain, as near as practicable, 400 actual voters; but at any time in all instances where the vote cast at any precinct, at any election, equals 600, there must be a rearrangement so as to reduce the vote to the standard of 400 as near as may be. However, any apartment building in which more than 600 registered voters reside may be made a single precinct even though the vote in such precinct exceeds 600.

Immediately after the annexation of territory to the city, village or incorporated town becomes effective the Board of Election Commissioners shall revise and rearrange election precincts therein to include such annexed territory.

Provided, however, that at any election where but one candidate is nominated and is to be voted upon at any election held in any political subdivision of a city, village or incorporated town, the Board of Election Commissioners shall have the power in such political subdivision to determine the number of voting precincts to be established in such political subdivision at such election, without reference to the number of qualified voters therein. The precincts in each ward, village or incorporated town shall be numbered from one upwards, consecutively, with no omission.

The provisions of this Section apply to all precincts, including those where voting machines or electronic voting systems are used.

Laws 1943, vol. 2, p. 1, § 11-3, eff. July 1, 1943. Amended by Laws 1943, vol. 2, p. 276, § 1, eff. July 23, 1943; Laws 1957, p. 1450, § 1, eff. July 6, 1957; Laws 1959, p. 358, § 1, eff. July 1, 1959; Laws 1965, p. 1270, § 1, eff. July 7, 1965; Laws 1967, p. 2378, § 1, eff. July 31, 1967; P.A. 79-1281, § 1, eff. July 9, 1976; P.A. 81-1433, Art. II, § 1, eff. Sept. 3, 1980; P.A. 84-323, § 1, eff. Sept. 14, 1985; P.A. 84-740, § 3, eff. Jan. 1, 1986; P.A. 84-1308, Art. II, § 67, eff. Aug. 25, 1986. Formerly Ill.Rev.Stat.1991, ch. 46, ¶ 11-3.

Historical and Statutory Notes

Article II of P.A. 84-1308, the First 84th General Assembly Combining Revisory Act, provides for the nonsubstantive revision or renumbering or repeal of Sections of Acts necessitated by the amendment, addition or repeal of sections by two or more Public Acts of the 84th General Assembly, which multiple action was not resolved by one of the Acts of the 84th General Assembly affecting the particular Section and makes technical corrections in Acts amended by the 84th General Assembly.

Source. Laws 1885, p. 142, art. II, § 7; Laws 1899, p. 157, § 1; Laws 1917, p. 445, § 1; Laws 1933, p. 534, § 1; Laws 1939, p. 539, § 1; Ill.Rev.Stat.1941, ch. 46, ¶ 180.

Cross References

Constitutional provisions, see Const. Art. 7, § 1 et seq.

Library References

Elections ⇨48.

Westlaw Topic No. 144.

C.J.S. Elections § 54.

Notes of Decisions

Authority of Board of Election Commissioners 5
Consolidation of precincts 3
Construction and application 1
Quo warranto proceedings 2
Redistricting 4

1. Construction and application

The words "precinct" and "district" in the election laws are frequently used interchangeably, and their meaning must be gathered very largely from the connection in which they are used. *Weich v. Shumway*, 1907, 83 N.E. 549, 232 Ill. 54. Elections ⇨ 48

Under the provisions of this paragraph, the county board has the responsibility of determining precinct boundaries for county and state elections. 1971 Op.Atty.Gen. No. S-369.

2. Quo warranto proceedings

Where defeated candidate to fill vacancy in municipal court bench of Chicago had ample opportunity before regular judicial election to attempt to compel Board of Election Commissioners, which had reduced voting precincts in accordance with provisions now contained in this paragraph, to open all precinct polling places but stood by and took no action until election had been held and he was defeated by a majority of 197,000 votes, defeated candidate could not maintain quo warranto proceeding challenging validity of election of his opponent on ground that election was conducted in only 648 out of total of 3,648

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board
SUBJECT: PA 95-0971 Ethics Legislation Update
DATE: February 5, 2009

We continue to administer PA 95-0971, ethics legislation that prohibits business entities with State contracts of over \$50,000 from making political contributions to office holders responsible for awarding those contracts.

At the meeting on the 17th we will have an oral report update.

STATE BOARD OF ELECTIONS

MEMORANDUM

From the desk of:
Daniel W. White, Executive Director

TO: Members of the Board

SUBJECT: Campaign Disclosure Seminar

DATE: February 5, 2009

By the time we meet on the 17th, we will have conducted our annual Campaign Disclosure Seminar via satellite downlink. Rupert will have an oral report at the Board meeting.

Attachment



*ILLINOIS STATE BOARD OF ELECTIONS
PROUDLY PRESENTS*

CAMPAIGN DISCLOSURE SEMINAR
February 7, 2009

Via satellite downlink for new and existing
Political Committees and Candidates

February 7, 2009
10:00 AM to 12:00 PM

Located at 11 sites statewide (see reverse side for listings). More locations will be added if they become available. Please check the State Board of Elections website for location updates.

What is a downlink seminar?

Here you will have the opportunity to simultaneously view the same presentation seen by other committees and candidates around the state. The presentation is broadcast from a central location and immediately following is a live question and answer session based on calls we receive from you (hotlines are provided at all locations). There is no cost to attend the seminar and no pre-registration is necessary. The seminar may also be viewed from any computer as a streaming video presentation. Please go to our home page, www.elections.il.gov and click on "Campaign Disclosure". A link will be provided that takes you to the streaming video broadcast.

What you will learn about:

-  The Campaign Disclosure Act and its' most recent changes
-  What you need to know for reporting in order to comply with the Act (Please review the forms you received in your most recent packet or on our website before attending.)
-  Your option to file electronically using IDIS (Please note: This is not an electronic filing workshop.)

To download the IDIS software for electronic filing click here:
www.elections.il.gov/CampaignDisclosure/IDISElecFiling.aspx

All other forms & brochures may be found here:
www.elections.il.gov/CampaignDisclosure/PoliticalCommittee.aspx

Please call Sue McArthur at (217) 782 -1543 for information on site locations or if you have any questions about the seminar.

***CAMPAIGN DISCLOSURE SEMINAR
DOWNLINK LOCATIONS***

**February 7, 2009
10:00 am – 12:00 pm**

Cook County

Prairie State College
202 S Halsted Street
Conference Room 1322
Chicago Heights, IL 60411

Champaign County

Lincoln Trail Libraries System
1704 W Interstate Dr.
Board Room
Champaign, IL 61822

DuPage County

College of DuPage
425 Fawell Blvd.
Room OCC106
Glen Ellyn, IL 60137

Kane County

Elgin Community College
1700 Spartan Drive
Training Room UBC 103
Elgin, IL 60123

Lake County

College of Lake County
19351 W. Washington
Room C-132
Grayslake, IL 60030

McHenry County

McHenry County College
8900 US Highway 14
Room B168-169
Crystal Lake, IL 60012

Peoria County

Illinois Central College
115 SW Adams Street
Perley Bldg., Room 203
Peoria, IL 61635

Sangamon County

State Board of Elections
1020 S Spring Street
Board Room
Springfield, IL 62704

Will County

Joliet Junior College
1215 Houbolt Rd.
TV Studio J-3011
Joliet, IL 60431

Williamson County

John A. Logan College
700 Logan College Rd.
Room C138
Carterville, IL 62918

Winnebago County

Rock Valley College
3301 N. Mulford Rd.
Student Center Room 1224
Rockford, IL 61114

STATE BOARD OF ELECTIONS

MEMORANDUM

From the desk of:
Daniel W. White, Executive Director

TO: Members of the Board
SUBJECT: FY09 Fiscal Status Report
DATE: February 4, 2009

The attached fiscal report now covers the first seven months of the fiscal year. With the exception of the underfunded retirement line item, spending patterns remain well within established limits.

Attachment

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

AGENCY TOTALS MONTH ENDING: January 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$3,171,480.00	\$1,771,930.68	\$0.00	\$1,399,549.32	55.87%
STATE PAID RETIREMENT	\$127,110.00	\$69,487.81	\$0.00	\$57,622.19	54.67%
RETIREMENT	\$525,160.00	\$370,567.59	\$0.00	\$154,592.41	70.56%
SOCIAL SECURITY	\$243,050.00	\$129,257.04	\$0.00	\$113,792.96	53.18%
CONTRACTUAL SERVICE	\$789,765.00	\$317,111.53	\$159,176.60	\$313,476.87	40.15%
TRAVEL	\$107,350.00	\$45,209.57	\$0.00	\$62,140.43	42.11%
PRINTING	\$42,360.00	\$16,670.90	\$0.00	\$25,689.10	39.36%
COMMODITIES	\$29,925.00	\$14,209.78	\$0.00	\$15,715.22	47.48%
EQUIPMENT	\$113,525.00	\$33,416.24	\$0.00	\$80,108.76	29.44%
TELECOMMUNICATIONS	\$106,780.00	\$46,391.07	\$0.00	\$60,388.93	43.45%
OPERATION OF AUTO EQUIPMENT	\$3,515.00	\$1,415.40	\$0.00	\$2,099.60	40.27%
HAVA MAINTENANCE OF EFFORT	\$550,000.00	\$550,000.00	\$0.00	\$0.00	100.00%
ELECTION CODE BOOKS	\$14,250.00	\$0.00	\$0.00	\$14,250.00	0.00%
SUB-TOTAL (OPERATIONS)	\$5,824,270.00	\$3,365,667.61	\$159,176.60	\$2,299,425.79	57.79%
CO CLERK & RECORDER STIPENDS	\$806,000.00	\$0.00	\$0.00	\$806,000.00	0.00%
ELECTION JUDGE REIMBURSEMENT	\$5,850,000.00	\$2,433,035.00	\$0.00	\$3,416,965.00	41.59%
ELECTION JUDGES/EARLY VOTING	\$2,875,000.00	\$1,143,080.00	\$0.00	\$1,731,920.00	39.76%
VOTER REGISTRATION TAPES	\$20,250.00	\$0.00	\$0.00	\$20,250.00	0.00%
IVRS LUMP SUM	\$2,498,700.00	\$104,146.01	\$0.00	\$2,394,553.99	4.17%
REDISTRICTING	\$350,000.00	\$85,500.00	\$264,500.00	\$0.00	24.43%
ADDITIONAL STATE MATCH	\$671,022.00	\$341,749.00	\$0.00	\$329,273.00	50.93%
DISALLOWED HAVA EXPENDITURES	\$3,889.00	\$3,889.00	\$0.00	\$0.00	100.00%
SUB-TOTAL (GRANTS)	\$13,074,861.00	\$4,111,399.01	\$264,500.00	\$8,698,961.99	31.45%
TOTAL APPROPRIATION	\$18,899,131.00	\$7,477,066.62	\$423,676.60	\$10,998,387.78	39.56%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

BOARD MONTH ENDING: January 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
CONTRACTUAL SERVICE				
1205 Freight Express & Drayage	\$1,400.00	\$1,190.25	\$209.75	85.02%
1221 Repair/Maint. Furn./Office Equipment			\$0.00	0.00%
1232 Rental Motor Vehicles	\$1,000.00	\$1,000.00	\$0.00	100.00%
1239 Rental, NEC			\$0.00	0.00%
1243 Book Binding Services			\$0.00	0.00%
1266 Court Reporting & Filing Services	\$14,600.00	\$5,917.50	\$8,682.50	40.53%
1274 Reg. Fees & Conf. Expenses (Vendor)	\$100.00		\$100.00	0.00%
1275 Subscriptions			\$0.00	0.00%
1276 Reg. Fees & Conf. Expenses (Employee)			\$0.00	0.00%
1277 Association Dues	\$50.00		\$50.00	0.00%
1279 Employee Tuition & Fees				
1280 Copying, Photographic & Printing Services	\$450.00	\$413.70	\$36.30	91.93%
1286 Travel, Non-State Employee			\$0.00	0.00%
1289 Contractual Services, NEC	\$450.00	\$371.77	\$78.23	82.62%
TRAVEL	\$18,145.00	\$5,755.05	\$12,389.95	31.72%
EQUIPMENT				
1510 Office Furniture & Equipment	\$475.00		\$475.00	0.00%

BOARD GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE
CONTRACTUAL SERVICE	\$18,050.00	\$8,893.22		\$9,156.78
TRAVEL	\$18,145.00	\$5,755.05		\$12,389.95
EQUIPMENT	\$475.00	\$0.00		\$475.00
TOTAL	\$36,670.00	\$14,648.27	\$0.00	\$22,021.73

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

<u>ADMINISTRATION</u> <u>MONTH ENDING: January 31, 2009</u>	<u>FY09</u> <u>APPROPRIATION</u>	<u>YEAR TO DATE</u> <u>EXPENDITURE</u>	<u>BALANCE</u>	<u>% OF</u> <u>EXPENDITURE</u>
PERSONAL SERVICE	\$534,185.00	\$325,863.28	\$208,321.72	61.00%
1129 State Paid Retirement	\$21,470.00	\$11,843.58	\$9,626.42	55.16%
1161 Retirement	\$88,445.00	\$66,126.36	\$22,318.64	74.77%
1170 Social Security	\$40,985.00	\$22,879.24	\$18,105.76	55.82%
CONTRACTUAL SERVICE				
1201 Petty Cash	\$300.00	\$168.96	\$131.04	56.32%
1205 Freight Express & Drayage	\$300.00	\$70.44	\$229.56	23.48%
1221 Repair/Maint. Furn./Office Equipment	\$10,000.00	\$5,414.65	\$4,585.35	54.15%
1223 Repair/Maint. Real Property	\$1,000.00		\$1,000.00	0.00%
1230 In-House Repair & Maintenance				
1231 Rental, Office Equipment	\$13,900.00	\$5,206.24	\$8,693.76	37.45%
1232 Rental, Motor Vehicles	\$4,600.00	\$2,300.00	\$2,300.00	50.00%
1233 Rental, Real Property	\$202,200.00	\$134,002.01	\$68,197.99	66.27%
1234 Rental, Machinery & Mechanical Eqmt				
1239 Rental, NEC	\$1,000.00	\$400.00	\$600.00	40.00%
1240 Statistical & Tabulation Services	\$8,500.00	\$2,758.54	\$5,741.46	32.45%
1242 Auditing & Management Services				
1248 Building & Grounds Maintenance	\$11,800.00	\$7,495.87	\$4,304.13	63.52%
1251 Gas	\$9,500.00	\$4,309.60	\$5,190.40	45.36%
1252 Electricity	\$41,000.00	\$27,367.66	\$13,632.34	66.75%
1253 Water	\$700.00	\$401.92	\$298.08	57.42%
1255 Utilities, NEC	\$600.00	\$250.38	\$349.62	41.73%
1261 Postage	\$44,000.00	\$20,960.00	\$23,040.00	47.64%
1266 Court Reporting				
1274 Reg Fees & Conf. Expenses (Vendor)	\$400.00		\$400.00	0.00%
1275 Subscription & Information Services	\$2,575.00	\$2,068.54	\$506.46	80.33%
1276 Reg.Fees & Conf. Expenses (Employee)	\$500.00		\$500.00	0.00%
1277 Association Dues	\$1,500.00	\$1,320.00	\$180.00	88.00%
1281 Interviewee Expense - To Vendors				
1285 Taxes, Licenses & Fees	\$100.00		\$100.00	0.00%
1289 Contractual Services, NEC				
TRAVEL				
1291 In-State	\$16,575.00	\$4,982.18	\$11,592.82	30.06%
1292 Out-of-State	\$1,000.00		\$1,000.00	0.00%
PRINTING	\$10,070.00	\$727.96	\$9,342.04	7.23%
COMMODITIES				
1304 Office/Library Supplies	\$13,080.00	\$5,116.80	\$7,963.20	39.12%
1391 Household & Cleaning Supplies	\$1,600.00	\$627.94	\$972.06	39.25%
1394 Office/Library Equip., Not exc. \$100	\$200.00	\$159.16	\$40.84	79.58%
1398 Equipment, NEC	\$300.00	\$202.98	\$97.02	67.66%
1399 Commodities, NEC	\$400.00	\$331.04	\$68.96	82.76%
EQUIPMENT				
1510 Office Furniture & Equipment	\$1,100.00	\$349.99	\$750.01	31.82%
1599 Equipment NEC	\$800.00		\$800.00	0.00%
TELECOMMUNICATIONS				
1710 Repair/Maintenance Telecom				
1721 Rental, Telephone Serv. & Equip.	\$45,900.00	\$17,893.52	\$28,006.48	38.98%
1722 Rental, Data Comm. Serv. & Equip.	\$52,680.00	\$24,005.81	\$28,674.19	45.57%
1728 Videoconferencing	\$6,400.00	\$2,821.75	\$3,578.25	44.09%
1729 Rental, Other Comm. Serv. & Equip.	\$1,500.00	\$1,440.00	\$60.00	96.00%
1730 Parts & Supplies for Telephone	\$300.00	\$229.99	\$70.01	76.66%
OPERATION OF AUTO EQUIPMENT				
1893 Repair & Maint., Auto. Equipment	\$1,200.00		\$1,200.00	0.00%
1894 Parts & Fittings, Auto Equipment	\$100.00		\$100.00	0.00%
1896 Gasoline, Oil & Antifreeze	\$2,215.00	\$1,415.40	\$799.60	63.90%
1899 Auto. Expenses, NEC				
ADMINISTRATION GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	% OF BALANCE EXPENDITURE
PERSONAL SERVICE	\$534,185.00	\$325,863.28	\$208,321.72	61.00%
STATE PAID RETIREMENT	\$21,470.00	\$11,843.58	\$9,626.42	55.16%
RETIREMENT	\$88,445.00	\$66,126.36	\$22,318.64	74.77%
SOCIAL SECURITY	\$40,985.00	\$22,879.24	\$18,105.76	55.82%
CONTRACTUAL SERVICE	\$354,475.00	\$214,494.81	\$74,416.60	60.51%
TRAVEL	\$17,575.00	\$4,982.18	\$12,592.82	28.35%
PRINTING	\$10,070.00	\$727.96	\$9,342.04	7.23%
COMMODITIES	\$15,580.00	\$6,437.92	\$9,142.08	41.32%
EQUIPMENT	\$1,900.00	\$349.99	\$1,550.01	18.42%
TELECOMMUNICATIONS	\$106,780.00	\$46,391.07	\$60,388.93	43.45%
OPERATION OF AUTO EQUIPMENT	\$3,515.00	\$1,415.40	\$2,099.60	40.27%
TOTAL	\$1,194,980.00	\$701,511.79	\$74,416.60	\$419,051.61 58.70%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

ELECTIONS	FY09	YEAR TO DATE	% OF
MONTH ENDING: January 31, 2009	APPROPRIATION	EXPENDITURE	BALANCE EXPENDITURE
PERSONAL SERVICE	\$1,351,185.00	\$710,785.10	\$640,399.90 52.60%
1129 State Paid Retirement	\$54,150.00	\$28,424.70	\$25,725.30 52.49%
1161 Retirement	\$223,725.00	\$149,579.44	\$74,145.56 66.86%
1170 Social Security	\$103,455.00	\$52,261.70	\$51,193.30 50.52%
CONTRACTUAL SERVICE			
1145 Contractual Payroll			
1205 Freight Express & Drayage	\$4,650.00	\$81.26	\$4,568.74 1.75%
1221 Repair/Maint. Furn./Office Equipment	\$200.00		\$200.00 0.00%
1231 Rental, Office Equipment			
1232 Rental, Motor Vehicles			
1237 Rental, Film & Audio/Visual Aids	\$100.00		\$100.00 0.00%
1239 Rental, NEC	\$200.00	\$100.00	\$100.00 50.00%
1242 Auditing & Management Services			
1245 Professional & Artistic Services, NEC			
1266 Court Reporting & Filing Services			
1273 Advertising			
1274 Reg Fees & Conf. Expenses (Vendor)	\$1,300.00	\$717.00	\$583.00 55.15%
1275 Subscription & Information Services	\$1,900.00		\$1,900.00 0.00%
1276 Reg. Fees & Conf. Expenses (Employee)	\$900.00	\$688.00	\$212.00 76.44%
1277 Association Dues	\$1,800.00	\$1,596.00	\$204.00 88.67%
1279 Employee Tuition & Fees	\$3,480.00		\$3,480.00 0.00%
1280 Copying, Photographic & Printing Services	\$750.00	\$240.99	\$509.01 32.13%
1285 Operating Taxes, Licenses & Fees			
1289 Contractual Services, NEC	\$6,000.00	\$5,929.56	\$70.44 98.83%
TRAVEL	\$41,420.00	\$24,971.32	\$16,448.68 60.29%
PRINTING	\$21,090.00	\$9,711.94	\$11,378.06 46.05%
EQUIPMENT			
1510 Office Furniture & Equipment	\$3,705.00		\$3,705.00 0.00%
HAVA - Maintenance of Effort	\$550,000.00	\$550,000.00	\$0.00 100.00%
ELECTION CODE BOOKS	\$14,250.00		\$14,250.00 0.00%

ELECTIONS GRAND TOTAL	FY09	YEAR TO DATE	OBLIGATED	% OF
	APPROPRIATION	EXPENDITURE	MONEY	BALANCE EXPENDITURE
PERSONAL SERVICE	\$1,351,185.00	\$710,785.10	\$640,399.90	52.60%
STATE PAID RETIREMENT	\$54,150.00	\$28,424.70	\$25,725.30	52.49%
RETIREMENT	\$223,725.00	\$149,579.44	\$74,145.56	66.86%
SOCIAL SECURITY	\$103,455.00	\$52,261.70	\$51,193.30	50.52%
CONTRACTUAL SERVICE	\$21,280.00	\$9,352.81	\$11,927.19	43.95%
TRAVEL	\$41,420.00	\$24,971.32	\$16,448.68	60.29%
PRINTING	\$21,090.00	\$9,711.94	\$11,378.06	46.05%
EQUIPMENT	\$3,705.00	\$0.00	\$3,705.00	0.00%
HAVA - Maintenance of Effort	\$550,000.00	\$550,000.00	\$0.00	100.00%
ELECTION CODE BOOKS	\$14,250.00	\$0.00	\$14,250.00	0.00%
TOTAL	\$2,384,260.00	\$1,535,087.01	\$0.00	\$849,172.99 64.38%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

GENERAL COUNSEL MONTH ENDING: January 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$237,025.00	\$136,485.80	\$100,539.20	57.58%
1129 State Paid Retirement	\$9,500.00	\$5,251.85	\$4,248.15	55.28%
1161 Retirement	\$39,235.00	\$28,736.64	\$10,498.36	73.24%
1170 Social Security	\$18,240.00	\$10,134.45	\$8,105.55	55.56%
CONTRACTUAL SERVICE				
1145 Contractual Payroll				
1205 Freight Express & Drayage	\$500.00		\$500.00	0.00%
1221 Repair/Maint. Furn./Office Equipment				
1244 Legal Fees	\$40,000.00	\$1,995.00	\$38,005.00	4.99%
1245 Professional & Artistic Services, NEC	\$13,300.00		\$13,300.00	0.00%
1266 Court Reporting & Filing Services	\$18,000.00	\$3,293.93	\$14,706.07	18.30%
1273 Advertising				
1274 Reg Fees & Conf. Expenses (Vendor)	\$1,500.00	\$480.00	\$1,020.00	32.00%
1275 Subscription & Information Services	\$3,100.00	\$354.40	\$2,745.60	11.43%
1276 Reg. Fees & Conf. Expenses (Employee)				
1277 Association Dues	\$1,500.00	\$895.00	\$605.00	59.67%
1279 Employee Tuition & Fees				
1280 Copying, Photographic & Printing Services	\$5,100.00		\$5,100.00	0.00%
1284 Computer Software				
1289 Contractual Services, NEC	\$2,500.00	\$2,454.43	\$45.57	98.18%
TRAVEL	\$9,785.00	\$2,665.58	\$7,119.42	27.24%
EQUIPMENT				
1510 Office Furniture & Equipment	\$475.00		\$475.00	0.00%

GENERAL COUNSEL GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$237,025.00	\$136,485.80		\$100,539.20	57.58%
STATE PAID RETIREMENT	\$9,500.00	\$5,251.85		\$4,248.15	55.28%
RETIREMENT	\$39,235.00	\$28,736.64		\$10,498.36	73.24%
SOCIAL SECURITY	\$18,240.00	\$10,134.45		\$8,105.55	55.56%
CONTRACTUAL SERVICE	\$85,500.00	\$9,472.76	38,005.00	\$38,022.24	11.08%
TRAVEL	\$9,785.00	\$2,665.58		\$7,119.42	27.24%
EQUIPMENT	\$475.00	\$0.00		\$475.00	0.00%
TOTAL	\$399,760.00	\$192,747.08	\$38,005.00	\$169,007.92	48.22%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

CAMPAIGN DISCLOSURE MONTH ENDING: January 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$657,780.00	\$395,310.50	\$262,469.50	60.10%
1129 State Paid Retirement	\$26,315.00	\$15,821.60	\$10,493.40	60.12%
1161 Retirement	\$108,965.00	\$83,257.82	\$25,707.18	76.41%
1170 Social Security	\$50,445.00	\$28,691.37	\$21,753.63	56.88%
CONTRACTUAL SERVICE				
1205 Freight Express & Drayage	\$100.00		\$100.00	0.00%
1221 Repair & Maint, Furn & Office Equipment				
1225 Repair & Maint, EDP				
1229 Repair & Maint, NEC				
1232 Rental, Motor Vehicles				
1239 Rental, NEC	\$1,750.00	\$128.75	\$1,621.25	7.36%
1245 Professional & Artistic Services, NEC	\$3,500.00		\$3,500.00	0.00%
1248 Building & Ground Maintenance				
1266 Court Reporting & Filing Services				
1274 Reg Fees & Conf. Expenses (Vendor)	\$2,000.00	\$960.00	\$1,040.00	48.00%
1275 Subscription & Information Services				
1276 Reg. Fees & Conf. Expenses (Employee)				
1277 Association Dues				
1279 Employee Tuition and Fees	\$345.00		\$345.00	0.00%
1285 Operating Taxes, Licenses & Fees				
1286 Travel, Non-State Employee				
1289 Contractual Services, NEC				
TRAVEL				
1291 In-State	\$8,405.00	\$3,224.35	\$5,180.65	38.36%
1292 Out-of-State	\$1,000.00		\$1,000.00	0.00%
PRINTING	\$11,200.00	\$6,231.00	\$4,969.00	55.63%
EQUIPMENT				
1510 Office Furniture & Equipment	\$8,645.00		\$8,645.00	0.00%

CAMPAIGN DISCLOSURE GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$657,780.00	\$395,310.50		\$262,469.50	60.10%
STATE PAID RETIREMENT	\$26,315.00	\$15,821.60		\$10,493.40	60.12%
RETIREMENT	\$108,965.00	\$83,257.82		\$25,707.18	76.41%
SOCIAL SECURITY	\$50,445.00	\$28,691.37		\$21,753.63	56.88%
CONTRACTUAL SERVICE	\$7,695.00	\$1,088.75		\$6,606.25	14.15%
TRAVEL	\$9,405.00	\$3,224.35		\$6,180.65	34.28%
PRINTING	\$11,200.00	\$6,231.00		\$4,969.00	55.63%
EQUIPMENT	\$8,645.00	\$0.00		\$8,645.00	0.00%
TOTAL	\$880,450.00	\$533,625.39	\$0.00	\$346,824.61	60.61%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

INFORMATION TECHNOLOGY MONTH ENDING: January 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$391,305.00	\$203,486.00	\$187,819.00	52.00%
1129 State Paid Retirement	\$15,675.00	\$8,146.08	\$7,528.92	51.97%
1161 Retirement	\$64,790.00	\$42,867.33	\$21,922.67	66.16%
1170 Social Security	\$29,925.00	\$15,290.28	\$14,634.72	51.10%
CONTRACTUAL SERVICE				
1145 Contractual Payroll				
1205 Freight Express & Drayage				
1221 Repair/Maint. Furn./Office Equipment	\$13,000.00		\$13,000.00	0.00%
1223 Repair/Maint. Real Property	\$6,000.00	\$5,634.29	\$365.71	93.90%
1225 Repair/Maint. EDP Equipment	\$27,000.00	\$6,463.55	\$20,536.45	23.94%
1230 In-House Repair of Equipment				
1234 Rental, Machinery and Mech. Equip				
1239 Rental, NEC				
1242 Auditing & Management Services	\$70,000.00	\$29,745.00	\$40,255.00	42.49%
1244 Legal Fees				
1245 Professional & Artistic Services, NEC	\$108,065.00	\$20,000.00	\$88,065.00	18.51%
1271 Surety Bond & Ins. Prem.	\$600.00	\$349.00	\$251.00	58.17%
1272 Travel & Expense Reimbursement (Vendor)				
1274 Reg Fees & Conf. Expenses (Vendor)	\$6,000.00		\$6,000.00	0.00%
1275 Subscription & Information Services	\$2,800.00	\$237.94	\$2,562.06	8.50%
1276 Reg. Fees & Conf. Expenses (Employee)	\$300.00	\$198.00	\$102.00	66.00%
1277 Association Dues				
1279 Employee Tuition and Fees	\$5,000.00		\$5,000.00	0.00%
1284 Computer Software	\$63,000.00	\$11,056.40	\$51,943.60	17.55%
1285 Operating Taxes, Licenses & Fees				
1286 Travel, Non-State Employee				
1289 Contractual Services, NEC	\$1,000.00	\$125.00	\$875.00	12.50%
TRAVEL				
1291 In-State	\$5,500.00	\$3,611.09	\$1,888.91	65.66%
1292 Out-of-State	\$5,520.00		\$5,520.00	0.00%
PRINTING				
COMMODITIES				
1304 Office/Library Supplies	\$13,845.00	\$7,331.74	\$6,513.26	52.96%
1332 Industrial & Shop Materials				
1394 Office/Library Equip. under \$100				
1398 Equipment, NEC	\$500.00	\$440.12	\$59.88	88.02%
1399 Commodities, NEC				
EQUIPMENT				
1510 Office Furniture & Equipment				
1515 EDP Equipment	\$98,325.00	\$33,066.25	\$65,258.75	33.63%
INFORMATION TECHNOLOGY GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	% OF EXPENDITURE
PERSONAL SERVICE	\$391,305.00	\$203,486.00	\$187,819.00	52.00%
STATE PAID RETIREMENT	\$15,675.00	\$8,146.08	\$7,528.92	51.97%
RETIREMENT	\$64,790.00	\$42,867.33	\$21,922.67	66.16%
SOCIAL SECURITY	\$29,925.00	\$15,290.28	\$14,634.72	51.10%
CONTRACTUAL SERVICE	\$302,765.00	\$73,809.18	\$46,755.00	24.38%
TRAVEL	\$11,020.00	\$3,611.09	\$7,408.91	32.77%
PRINTING	\$0.00	\$0.00	\$0.00	0.00%
COMMODITIES	\$14,345.00	\$7,771.86	\$6,573.14	54.18%
EQUIPMENT	\$98,325.00	\$33,066.25	\$65,258.75	33.63%
TOTAL	\$928,150.00	\$388,048.07	\$46,755.00	\$493,346.93 41.81%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

<u>IVRS LUMP SUM</u> <u>MONTH ENDING: January 31, 2009</u>	<u>YEAR TO DATE</u> <u>EXPENDITURE</u>
PERSONAL SERVICE	\$78,493.50
1129 State Paid Retirement	\$3,140.30
1161 Retirement	\$16,524.98
1170 Social Security	\$5,773.28
CONTRACTUAL SERVICE	
1205 Freight Express & Drayage	
1221 Repair/Maint. Furn./Office Equipment	
1232 Rental Motor Vehicles	
1239 Rental, NEC	
1243 Book Binding Services	
1266 Court Reporting & Filing Services	
1274 Reg. Fees & Conf. Expenses (Vendor)	
1275 Subscriptions	
1276 Reg. Fees & Conf. Expenses (Employee)	
1277 Association Dues	
1279 Employee Tuition & Fees	
1280 Copying, Photographic & Printing Services	
1286 Travel, Non-State Employee	
1289 Contractual Services, NEC	
TRAVEL	\$213.95
EQUIPMENT	
1510 Office Furniture & Equipment	
LOCAL GRANTS	
4453 Reimbursement to Governmental Units	
4458 Services, NEC	
4470 Grants to Local Governments	
4479 Payments to Other State Agencies	
LUMP SUM APPROPRIATION FOR YEAR	\$2,498,700.00
TOTAL LUMP SUM EXPENDITURES	\$104,146.01
REMAINING LUMP SUM APPROPRIATION	\$2,394,553.99

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board
SUBJECT: FY09 HAVA Fiscal Status Reports
DATE: February 4, 2009

HAVA fund requests from election jurisdictions continue to be reviewed and disbursed, although activity has diminished in the post-General Election time period.

Attachments

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

AGENCY TOTALS	SECTION 101	SECTION 102	SECTION 261	SECTION 251	TOTAL
<u>MONTH ENDING: January 31, 2009</u>	<u>Discretionary Funds</u>	<u>Entitlement Payments</u>	<u>E A I D</u> <u>Disbursements</u>	<u>Requirements</u>	<u>Fund Activity</u>
CASH BALANCE AT BEGINNING OF YEAR	\$3,624,058.92	\$136,049.00	-\$16,261.10	\$17,903,538.09	\$21,647,384.91
Program Revenues from Federal Govt	\$0.00	\$0.00	\$400,540.85	\$0.00	\$400,540.85
Miscellaneous Revenues					\$0.00
Interest Earned on Comptroller Balances	\$50,886.47	\$0.00	\$0.00	\$233,351.53	\$284,238.00
Interest Penalties Received					\$0.00
State Match Receipts				\$341,749.00	\$341,749.00
TOTAL CASH REVENUES	\$50,886.47	\$0.00	\$400,540.85	\$575,100.53	\$1,026,527.85
YEAR TO DATE CASH EXPENDITURES					
PERSONAL SERVICE	\$95,072.01			\$0.00	\$95,072.01
STATE-PAID RETIREMENT	\$3,203.58			\$0.00	\$3,203.58
RETIREMENT	\$20,015.10			\$0.00	\$20,015.10
SOCIAL SECURITY	\$7,082.20			\$0.00	\$7,082.20
GROUP INSURANCE	\$21,178.30			\$0.00	\$21,178.30
CONTRACTUAL SERVICE	\$21,324.20			\$323,262.56	\$344,586.76
TRAVEL	\$8,527.66			\$0.00	\$8,527.66
PRINTING	\$0.00			\$0.00	\$0.00
COMMODITIES	\$0.00			\$0.00	\$0.00
EQUIPMENT	\$0.00			\$11,390.00	\$11,390.00
TELECOMMUNICATIONS	\$1,634.53			\$67,117.67	\$68,752.20
OPERATION OF AUTO. EQUIPMENT	\$0.00			\$0.00	\$0.00
INDIRECT COST REFUNDS	\$349,943.64			\$815,665.36	\$1,165,609.00
SUB-TOTAL CASH EXPENDITURES (OPERATIONS)	\$527,981.22	\$0.00	\$0.00	\$1,217,435.59	\$1,745,416.81
AWARDS & GRANTS	\$168,214.96	\$0.00	\$476,502.89	\$4,424,505.22	\$5,069,223.07
TOTAL CASH EXPENDITURES	\$696,196.18	\$0.00	\$476,502.89	\$5,641,940.81	\$6,814,639.88
CASH BALANCE AT END OF MONTH	\$2,978,749.21	\$136,049.00	-\$92,223.14	\$12,836,697.81	\$15,859,272.88

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 101 - DISCRETIONARY FUNDS MONTH ENDING: <u>January 31, 2009</u>	FY09 <u>APPROPRIATION</u>	YEAR TO DATE <u>EXPENDITURE</u>	
PERSONAL SERVICE	\$95,072.01	\$95,072.01	
1129 State Paid Retirement	\$3,203.58	\$3,203.58	
1161 Retirement	\$20,015.10	\$20,015.10	
1170 Social Security	\$7,082.20	\$7,082.20	
1180 Group Insurance	\$21,178.30	\$21,178.30	
CONTRACTUAL SERVICE			
1205 Freight Express/Drayage			
1223 Repair & Maintenance Real Property			
1225 Repair & Maintenance, EDP Equip.			
1231 Rental, Office Equipment			
1232 Rental, Motor Vehicles			
1237 Rental, Film & Audio/Visual Aids			
1239 Rental, NEC			
1242 Auditing & Management Services	\$20,874.20	\$20,874.20	
1243 Book Binding & Processing Services			
1244 Legal Fees			
1245 Professional & Technical Services, NEC			
1261 Postage			
1266 Court Reporting & Filing Services			
1273 Advertising			
1274 Registration Fees & Conf. Exp. (Vendor)	\$450.00	\$450.00	
1276 Registration Fees & Conf. Exp. (Employee)			
1280 Copying, Photographic & Printing Serv.			
1284 Computer Software			
1286 Travel, Reimb. to Non-State Employees			
1289 Contractual Services, NEC			
TRAVEL			
1291 In-State	\$8,527.66	\$8,527.66	
1292 Out-of-State			
PRINTING			
COMMODITIES			
1304 Office/Library Supplies			
1308 Educational & Instructional Materials			
1394 Office/Library Equip., Not Exceed. \$100			
1398 Equipment, NEC			
1399 Commodities, NEC			
EQUIPMENT			
1510 Office Furniture & Equipment			
1515 EDP Equipment			
1561 Training Equipment			
6625 Leasehold Improvements			
TELECOMMUNICATIONS			
1721 Rental, Telephone Serv. & Equip.	\$184.10	\$184.10	
1722 Rental, Data Comm. Serv. & Equip.	\$1,450.43	\$1,450.43	
1728 Video Conferencing			
1729 Rental, Other Comm. Serv. & Equip.			
1730 Parts & Supplies for Telephone			
1740 Answering & Pag. Comm. Serv. Equip.			
1750 Telephone, Data, Radio & Other Equip.			
1799 Telecommunication Services, NEC			
OPERATION OF AUTO EQUIPMENT			
1893 Repair & Maint., Automotive Equipment			
1894 Parts & Fittings, Automotive Equipment			
1896 Gasoline, Oil & Antifreeze			
1898 Automotive Services, NEC			
1899 Automotive Expenses, NEC			
INDIRECT COST REFUNDS			
1993 Indirect Cost Allocation Refund	\$349,943.64	\$349,943.64	
GRANTS			
4453 Reimbursement to Governmental Units			
4458 Services, NEC			
4470 Grants to Local Governments (PPA)			
4470 Grants to Local Governments (EAI)			
4470 Grants to Local Governments (AAG)	\$168,214.96	\$168,214.96	
4470 Grants to Local Governments			
4479 Payments to Other State Agencies			
SECTION 101 GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	\$95,072.01	\$95,072.01	
STATE PAID RETIREMENT	\$3,203.58	\$3,203.58	
RETIREMENT	\$20,015.10	\$20,015.10	
SOCIAL SECURITY	\$7,082.20	\$7,082.20	
GROUP INSURANCE	\$21,178.30	\$21,178.30	
CONTRACTUAL SERVICE	\$21,324.20	\$21,324.20	
TRAVEL	\$8,527.66	\$8,527.66	\$0.80
PRINTING	\$0.00	\$0.00	
COMMODITIES	\$0.00	\$0.00	
EQUIPMENT	\$0.00	\$0.00	
TELECOMMUNICATIONS	\$1,634.53	\$1,634.53	
OPERATION OF AUTO EQUIPMENT	\$0.00	\$0.00	
INDIRECT COST REFUNDS	\$349,943.64	\$349,943.64	
GRANTS	\$168,214.96	\$168,214.96	
TOTAL	\$696,196.18	\$696,196.18	\$0.80

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
 Help Illinois Vote Fund

SECTION 102 - ENTITLEMENT PAYMENTS
MONTH ENDING: January 31, 2009

FY09
APPROPRIATION

YEAR TO DATE
EXPENDITURE

PERSONAL SERVICE

- 1129 State Paid Retirement
- 1161 Retirement
- 1170 Social Security

CONTRACTUAL SERVICE

- 1205 Freight Express/Drayage
- 1225 Repair & Maintenance, EDP Equip.
- 1231 Rental, Office Equipment
- 1237 Rental, Film & Audio/Visual Aids
- 1239 Rental, NEC
- 1242 Auditing & Management Services
- 1243 Book Binding & Processing Services
- 1244 Legal Fees
- 1245 Professional & Technical Services, NEC
- 1261 Postage
- 1266 Court Reporting & Filing Services
- 1274 Registration Fees & Conf. Exp. (Vendor)
- 1276 Registration Fees & Conf. Exp. (Employee)
- 1280 Copying, Photographic & Printing Serv.
- 1284 Computer Software
- 1289 Contractual Services, NEC

TRAVEL

- 1291 In-State
- 1292 Out-of-State

PRINTING

COMMODITIES

- 1304 Office/Library Supplies
- 1394 Office/Library Equip., Not Exceed. \$100
- 1398 Equipment, NEC
- 1399 Commodities, NEC

EQUIPMENT

- 1510 Office Furniture & Equipment
- 1515 EDP Equipment
- 1599 Equipment, NEC

TELECOMMUNICATIONS

- 1721 Rental, Telephone Serv. & Equip.
- 1722 Rental, Data Comm. Serv. & Equip.
- 1728 Video Conferencing
- 1729 Rental, Other Comm. Serv. & Equip.
- 1730 Parts & Supplies for Telephone
- 1740 Answering & Pag. Comm. Serv. Equip.
- 1750 Telephone, Data, Radio & Other Equip.
- 1799 Telecommunication Services, NEC

OPERATION OF AUTO EQUIPMENT

- 1893 Repair & Maint., Automotive Equipment
- 1894 Parts & Fittings, Automotive Equipment
- 1896 Gasoline, Oil & Antifreeze
- 1898 Automotive Services, NEC
- 1899 Automotive Expenses, NEC

GRANTS

- 4453 Reimbursement to Governmental Units
- 4458 Services, NEC
- 4470 Grants to Local Governments, NEC

SECTION 102 GRAND TOTAL

FY09
APPROPRIATION

YEAR TO DATE
EXPENDITURE

OBLIGATED
MONEY

PERSONAL SERVICE

\$0.00

\$0.00

STATE PAID RETIREMENT

\$0.00

\$0.00

RETIREMENT

\$0.00

\$0.00

SOCIAL SECURITY

\$0.00

\$0.00

CONTRACTUAL SERVICE

\$0.00

\$0.00

TRAVEL

\$0.00

\$0.00

PRINTING

\$0.00

\$0.00

COMMODITIES

\$0.00

\$0.00

EQUIPMENT

\$0.00

\$0.00

TELECOMMUNICATIONS

\$0.00

\$0.00

OPERATION OF AUTO EQUIPMENT

\$0.00

\$0.00

GRANTS

\$0.00

\$0.00

TOTAL

\$0.00

\$0.00

\$0.00

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 261 - EAID DISBURSEMENTS
MONTH ENDING: January 31, 2009

FY09
APPROPRIATION

YEAR TO DATE
EXPENDITURE

PERSONAL SERVICE

- 1129 State Paid Retirement
- 1161 Retirement
- 1170 Social Security

CONTRACTUAL SERVICE

- 1205 Freight Express/Drayage
- 1225 Repair & Maintenance, EDP Equip.
- 1231 Rental, Office Equipment
- 1237 Rental, Film & Audio/Visual Aids
- 1239 Rental, NEC
- 1242 Auditing & Management Services
- 1243 Book Binding & Processing Services
- 1244 Legal Fees
- 1245 Professional & Technical Services, NEC
- 1261 Postage
- 1266 Court Reporting & Filing Services
- 1274 Registration Fees & Conf. Exp. (Vendor)
- 1276 Registration Fees & Conf. Exp. (Employee)
- 1280 Copying, Photographic & Printing Serv.
- 1284 Computer Software
- 1289 Contractual Services, NEC

TRAVEL

- 1291 In-State
- 1292 Out-of-State

PRINTING

COMMODITIES

- 1304 Office/Library Supplies
- 1394 Office/Library Equip., Not exc. \$100
- 1398 Equipment, NEC
- 1399 Commodities, NEC

EQUIPMENT

- 1510 Office Furniture & Equipment
- 1515 EDP Equipment
- 1599 Equipment, NEC

TELECOMMUNICATIONS

- 1721 Rental, Telephone Serv. & Equip.
- 1722 Rental, Data Comm. Serv. & Equip.
- 1728 Video Conferencing
- 1729 Rental, Other Comm. Serv. & Equip.
- 1730 Parts & Supplies for Telephone
- 1740 Answering & Pag. Comm. Serv. Equip.
- 1750 Telephone, Data, Radio & Other Equip.
- 1799 Telecommunication Services, NEC

OPERATION OF AUTO EQUIPMENT

- 1893 Repair & Maint., Automotive Equipment
- 1894 Parts & Fittings, Automotive Equipment
- 1896 Gasoline, Oil & Antifreeze
- 1898 Automotive Services, NEC
- 1899 Automotive Expenses, NEC

GRANTS

- 4453 Reimbursement to Governmental Units
- 4470 Grants to Local Governments (VAID)
- 4470 Grants to Local Governments (VAID II)

\$476,502.89

\$476,502.89

<u>SECTION 261 GRAND TOTAL</u>	<u>FY09</u> <u>APPROPRIATION</u>	<u>YEAR TO DATE</u> <u>EXPENDITURE</u>	<u>OBLIGATED</u> <u>MONEY</u>
PERSONAL SERVICE	\$0.00	\$0.00	
STATE PAID RETIREMENT	\$0.00	\$0.00	
RETIREMENT	\$0.00	\$0.00	
SOCIAL SECURITY	\$0.00	\$0.00	
CONTRACTUAL SERVICE	\$0.00	\$0.00	
TRAVEL	\$0.00	\$0.00	
PRINTING	\$0.00	\$0.00	
COMMODITIES	\$0.00	\$0.00	
EQUIPMENT	\$0.00	\$0.00	
TELECOMMUNICATIONS	\$0.00	\$0.00	
OPERATION OF AUTO EQUIPMENT	\$0.00	\$0.00	
GRANTS	\$476,502.89	\$476,502.89	
TOTAL	\$476,502.89	\$476,502.89	\$0.00

**STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund**

<u>SECTION 251 - REQUIREMENTS</u> <u>MONTH ENDING: January 31, 2009</u>	<u>FY09</u> <u>APPROPRIATION</u>	<u>YEAR TO DATE</u> <u>EXPENDITURE</u>	
PERSONAL SERVICE			
1129 State Paid Retirement			
1161 Retirement			
1170 Social Security			
1180 Group Insurance			
CONTRACTUAL SERVICE			
1205 Freight Express/Drayage			
1223 Repair & Maintenance Real Property			
1225 Repair & Maintenance, EDP Equip.			
1231 Rental, Office Equipment			
1232 Rental, Motor Vehicles			
1237 Rental, Film & Audio/Visual Aids			
1239 Rental, NEC			
1242 Auditing & Management Services	\$313,937.16	\$313,937.16	
1243 Book Binding & Processing Services			
1244 Legal Fees			
1245 Professional & Technical Services, NEC	\$4,622.90	\$4,622.90	
1261 Postage			
1266 Court Reporting & Filing Services			
1273 Advertising			
1274 Registration Fees & Conf. Exp. (Vendor)			
1276 Registration Fees & Conf. Exp. (Employee)			
1280 Copying, Photographic & Printing Serv.			
1284 Computer Software	\$4,702.50	\$4,702.50	
1289 Contractual Services, NEC			
TRAVEL			
1291 In-State			
1292 Out-of-State			
PRINTING			
COMMODITIES			
1304 Office/Library Supplies			
1308 Educational & Instructional Materials			
1394 Office/Library Equip., Not Exceed. \$100			
1398 Equipment, NEC			
1399 Commodities, NEC			
EQUIPMENT			
1510 Office Furniture & Equipment			
1515 EDP Equipment	\$11,390.00	\$11,390.00	
1561 Training Equipment			
6625 Leasehold Improvements			
TELECOMMUNICATIONS			
1721 Rental, Telephone Serv. & Equip.			
1722 Rental, Data Comm. Serv. & Equip.			
1728 Video Conferencing			
1729 Rental, Other Comm. Serv. & Equip.			
1730 Parts & Supplies for Telephone			
1740 Answering & Pag. Comm. Serv. Equip.			
1750 Telephone, Data, Radio & Other Equip.			
1799 Telecommunication Services, NEC	\$67,117.67	\$67,117.67	
OPERATION OF AUTO EQUIPMENT			
1893 Repair & Maint., Automotive Equipment			
1894 Parts & Fittings, Automotive Equipment			
1896 Gasoline, Oil & Antifreeze			
1898 Automotive Services, NEC			
1899 Automotive Expenses, NEC			
INDIRECT COST REFUNDS			
1993 Indirect Cost Allocation Refund	\$815,665.36	\$815,665.36	
GRANTS			
4453 Reimbursement to Govt Units (AVE)	\$115,748.61	\$115,748.61	
4453 Reimbursement to Govt Units (Phase II)	\$3,425,359.29	\$3,425,359.29	
4453 Reimbursement to Govt Units (ALA)	\$637,058.20	\$637,058.20	
4453 Reimbursement to Govt Units (EDG)			
4470 Grants to Local Governments (VRS)	\$246,339.12	\$246,339.12	
4479 Payments to Other State Agencies			
SECTION 101 GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	\$0.00	\$0.00	
STATE PAID RETIREMENT	\$0.00	\$0.00	
RETIREMENT	\$0.00	\$0.00	
SOCIAL SECURITY	\$0.00	\$0.00	
GROUP INSURANCE	\$0.00	\$0.00	
CONTRACTUAL SERVICE	\$323,262.56	\$323,262.56	\$435,798.84
TRAVEL	\$0.00	\$0.00	
PRINTING	\$0.00	\$0.00	
COMMODITIES	\$0.00	\$0.00	
EQUIPMENT	\$11,390.00	\$11,390.00	
TELECOMMUNICATIONS	\$67,117.67	\$67,117.67	
OPERATION OF AUTO EQUIPMENT	\$0.00	\$0.00	
INDIRECT COST REFUNDS	\$815,665.36	\$815,665.36	
GRANTS	\$4,424,505.22	\$4,424,505.22	
TOTAL	\$5,641,940.81	\$5,641,940.81	\$435,798.84

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
EAC Data Collection Grant

AGENCY TOTALS
MONTH ENDING: January 31, 2009

TOTAL
Fund Activity

Program Revenues from Federal Govt	\$254,920.00	\$254,920.00
Miscellaneous Revenues		\$0.00
Interest Earned on Comptroller Balances	\$2,039.00	\$2,039.00
Interest Penalties Received		\$0.00
TOTAL CASH REVENUES	\$256,959.00	\$256,959.00

YEAR TO DATE CASH EXPENDITURES

PERSONAL SERVICE	\$0.00	\$0.00
STATE-PAID RETIREMENT	\$0.00	\$0.00
RETIREMENT	\$0.00	\$0.00
SOCIAL SECURITY	\$0.00	\$0.00
GROUP INSURANCE	\$0.00	\$0.00
CONTRACTUAL SERVICE	\$125,920.00	\$125,920.00
TRAVEL	\$1,547.16	\$1,547.16
PRINTING	\$0.00	\$0.00
COMMODITIES	\$0.00	\$0.00
EQUIPMENT	\$0.00	\$0.00
TELECOMMUNICATIONS	\$0.00	\$0.00
OPERATION OF AUTO. EQUIPMENT	\$0.00	\$0.00
INDIRECT COST REFUNDS	\$0.00	\$0.00
SUB-TOTAL CASH EXPENDITURES (OPERATIONS)	\$127,467.16	\$127,467.16
 AWARDS & GRANTS	 \$0.00	 \$0.00
TOTAL CASH EXPENDITURES	\$127,467.16	\$127,467.16

CASH BALANCE AT END OF MONTH

\$129,491.84

\$129,491.84

**STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
EAC DATA COLLECTION GRANT**

<u>MONTH ENDING: January 31, 2009</u>	<u>FY09 APPROPRIATION</u>	<u>YEAR TO DATE EXPENDITURE</u>	
PERSONAL SERVICE			
1129 State Paid Retirement			
1161 Retirement			
1170 Social Security			
1180 Group Insurance			
CONTRACTUAL SERVICE			
1205 Freight Express/Drayage			
1223 Repair & Maintenance Real Property			
1225 Repair & Maintenance, EDP Equip.			
1231 Rental, Office Equipment			
1232 Rental, Motor Vehicles			
1237 Rental, Film & Audio/Visual Aids			
1239 Rental, NEC			
1242 Auditing & Management Services	\$125,920.00	\$125,920.00	
1243 Book Binding & Processing Services			
1244 Legal Fees			
1245 Professional & Technical Services, NEC			
1261 Postage			
1266 Court Reporting & Filing Services			
1273 Advertising			
1274 Registration Fees & Conf. Exp. (Vendor)			
1276 Registration Fees & Conf. Exp. (Employee)			
1280 Copying, Photographic & Printing Serv.			
1284 Computer Software			
1286 Travel, Reimb. to Non-State Employees			
1289 Contractual Services, NEC			
TRAVEL			
1291 In-State	\$1,547.16	\$1,547.16	
1292 Out-of-State			
PRINTING			
COMMODITIES			
1304 Office/Library Supplies			
1308 Educational & Instructional Materials			
1394 Office/Library Equip., Not Exceed. \$100			
1398 Equipment, NEC			
1399 Commodities, NEC			
EQUIPMENT			
1510 Office Furniture & Equipment			
1515 EDP Equipment			
1561 Training Equipment			
6625 Leasehold Improvements			
TELECOMMUNICATIONS			
1721 Rental, Telephone Serv. & Equip.			
1722 Rental, Data Comm. Serv. & Equip.			
1728 Video Conferencing			
1729 Rental, Other Comm. Serv. & Equip.			
1730 Parts & Supplies for Telephone			
1740 Answering & Pag. Comm. Serv. Equip.			
1750 Telephone, Data, Radio & Other Equip.			
1799 Telecommunication Services, NEC			
OPERATION OF AUTO EQUIPMENT			
1893 Repair & Maint., Automotive Equipment			
1894 Parts & Fittings, Automotive Equipment			
1896 Gasoline, Oil & Antifreeze			
1898 Automotive Services, NEC			
1899 Automotive Expenses, NEC			
INDIRECT COST REFUNDS			
1993 Indirect Cost Allocation Refund			
GRANTS			
4453 Reimbursement to Governmental Units			
4458 Services, NEC			
4470 Grants to Local Governments			
4470 Grants to Local Governments			
4479 Payments to Other State Agencies			
GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	\$0.00	\$0.00	
STATE PAID RETIREMENT	\$0.00	\$0.00	
RETIREMENT	\$0.00	\$0.00	
SOCIAL SECURITY	\$0.00	\$0.00	
GROUP INSURANCE	\$0.00	\$0.00	
CONTRACTUAL SERVICE	\$125,920.00	\$125,920.00	\$910,080.00
TRAVEL	\$1,547.16	\$1,547.16	
PRINTING	\$0.00	\$0.00	
COMMODITIES	\$0.00	\$0.00	
EQUIPMENT	\$0.00	\$0.00	
TELECOMMUNICATIONS	\$0.00	\$0.00	
OPERATION OF AUTO EQUIPMENT	\$0.00	\$0.00	
INDIRECT COST REFUNDS	\$0.00	\$0.00	
GRANTS	\$0.00	\$0.00	
TOTAL	\$127,467.16	\$127,467.16	\$910,080.00

STATE BOARD OF ELECTIONS

MEMORANDUM

From the desk of:
Daniel W. White, Executive Director

TO: Members of the Board
SUBJECT: Two Year Plan of Activity
DATE: February 5, 2009

Attached is the two-year plan of staff activity for the months of February and March for your review and information.

Attachment

Start Date	End Date	Activity	Division
1 /26/2009		First day of period during which any receipt by a political committee of a contribution in an aggregate of more than \$500 must be reported within 2 business days following receipt. 10 ILCS 5/9-10	CAMP DISC
1 /26/2009		First day political committees shall file their PRE-ELECTION REPORT OF CAMPAIGN CONTRIBUTIONS or in lieu thereof a Statement of Nonparticipation for the February 24, 2009 Consolidated Primary Election with the Board or the Board and county clerk. 10	CAMP DISC
1 /27/2009		Last day for voter registration or transfer of registration prior to the Consolidated Primary.	EL INFO
1 /27/2009		Notify election authorities to forward a copy of their computer operator's log or analogous information following the proclamation of election results. 10 ILCS 5/24A-13, 24B-13, 24C-14 (Rules and Regulations)	VOSS
1 /28/2009		First day for grace period registration, change of address and voting begins. 10 ILCS 5/4-50, 5-50, 6-100	EL INFO
1 /28/2009		(4th Wednesday in January) Governor's State of the State message. Const. Art. 5, Sec. 13	LEG
2 /2 /2009		Date upon which the State Board of Elections shall notify political committees that have failed to file a SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES that an assessment will be levied against the committee for failure to file the report in a timely fashion. Rules and	CAMP DISC
2 /2 /2009		First day for early voting and the office of the Election Authority and locations designated by the Election Authority. 10 ILCS 5/19A-15	EL INFO
2 /3 /2009		Objection deadline filing for candidates who filed January 20 - 27, 2009. 10 ILCS 5/10-8	EL INFO
2 /3 /2009		Complete profile of pre-election Referenda. 10 ILCS 5/1A-8 (1, 2, 12)	VOSS
2 /3 /2009		Send letter to those jurisdictions where in-precinct counting equipment is utilized requesting a list of those precincts involved in the election. 10 ILCS 5/24B-15, 24C-15	VOSS

Start Date	End Date Activity	Division
2 /5 /2009	Certification date for April election. SBE to certify candidates for Fox Waterway Agency and multi-county school trustees. 10 ILCS 5/7-	EL INFO
2 /5 /2009	Notify election authorities to send referenda information for the Consolidated Election. 10 ILCS 5/1A-8 (1, 2, 12)	VOSS
2 /6 /2009	First day for election authority to submit computerized voter registration file for the Consolidated Primary 2009 submission. 10 ILCS 5/4-8,5-7,6-36	VRS
2 /6 /2009	Send notice (form) to election authorities to obtain voting system information to be used for the Consolidated Election. (Rules and	VOSS
2 /6 /2009	The last day that the State Board of Elections shall notify political committees that have filed a Statement of Organization of their obligation to file a PRE-ELECTION REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES for the April 7, 2009 Consolidated Election. 10 ILCS 5/9-16	CAMP DISC
2 /6 /2009	(date subject to change) Bill Introduction Deadline. Last day to file a legislative bill with either HOUSE. (House/Senate Rule)	LEG
2 /9 /2009	Last day political committees shall file their PRE-ELECTION REPORT OF CAMPAIGN CONTRIBUTIONS or in lieu thereof a Statement of Nonparticipation in the election for the February 24, 2009 Consolidated Primary Election with the Board or the Board and county clerk. 10 ILCS 5/9-10	CAMP DISC
2 /10/2009	Last day of grace period registration, change of address and voting. 10 ILCS 5/4-50, 5-50, 6-	EL INFO
2 /10/2009	The Board will refer to the Attorney General of Illinois for compliance enforcement each jurisdiction whose computerized voter registration submission has not been received for the December 15, 2008 submission	VRS
2 /11/2009	Send notification to election authorities re: Voting Equipment Test. 10 ILCS 5/24B-9, 24C-	VOSS
2 /13/2009	Begin planning for the printing and distribution of CAMPAIGN FINANCING MATERIALS to political committees for the 2009 Semi-Annual Report. 10 ILCS 5/1A-8 (1, 2, 4, 11)	CAMP DISC

Start Date	End Date Activity	Division
2 /13/2009	Notify state central committee chairmen of the time and place of SBE's random selection procedure for the election jurisdictions' 5% re-tabulation of precincts. 10 ILCS 5/24B-15 and 5/24C-15	VOSS
2 /13/2009	Date those jurisdictions using in-precinct counting equipment must submit list of those precincts that will be open for the election. 10 ILCS 5/24B-15, 24C-15	VOSS
2 /13/2009	Complete development of the COUNTY OFFICERS booklet for 2007 and distribute. Project began November 26, 2008. 10 ILCS 5/1A-8 (1,2)	ET&RD
2 /13/2009	The date that a second letter goes out to all delinquent committees advising them that an assessment for late filing is continuing and that a complaint will be filed if the committee fails to file a SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. Rules and Regulations	CAMP DISC
2 /17/2009	Last day for election authorities to submit request for extension to file computerized voter registration information for the Consolidated Primary 2009 submission. Rules and	VRS
2 /17/2009	BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR
2 /17/2009	Send verification letter to election authorities to confirm the precinct data they originally submitted for their 5% re-tabulation. 10 ILCS 5/24B-15, 24C-15	VOSS
2 /17/2009	Last day for election authority to submit computerized voter registration file for the Consolidated Primary 2009 submission. 10 ILCS 5/4-8,5-7,6-36	VRS
2 /17/2009	Last day to conduct SBE tests of automatic tabulating equipment. 10 ILCS 5/24B-9, 24C-9	VOSS
2 /18/2009	(3rd Wednesday) Governor's Budget Message. 15 ILCS 20/50-5	LEG

Start Date	End Date Activity	Division
2 /18/2009	Date upon which the State Board of Elections shall notify political committees that have failed to file a PRE-ELECTION REPORT OF CAMPAIGN CONTRIBUTIONS or in lieu thereof a Statement of Nonparticipation for the February 24, 2009 Consolidated Primary Election that an assessment will be levied against the committee for failure to file the report or statement in a timely fashion. Rules	CAMP DISC
2 /19/2009	Last day for early voting at the office of the Election Authority and locations designated by the Election Authority. 10 ILCS 5/19A-15	EL INFO
2 /20/2009	Each election authority shall send to the SBE written notice on a form prescribed and supplied by the Board of the type of voting system it will use for the Consolidated Election. (Rules and Regulations)	VOSS
2 /23/2009	Notify election authorities of requirement to submit computerized voter registration information for the Consolidated General 2009 submission in a format prescribed by the SBE	VRS
2 /23/2009	Last day for election authorities to send a sealed copy of each tested program for the upcoming election to the State Board of Elections. The SBE secures the programs until the next Consolidated Primary Election, and if no contest or appeal is pending - destroys	VOSS
2 /23/2009	Last day of a period during which any receipt by a political committee of a contribution in an aggregate of more than \$500 must be reported within 2 business days following receipt. 10 ILCS 5/9-10	CAMP DISC
2 /24/2009	CONSOLIDATED PRIMARY ELECTION	EL INFO
2 /25/2009	Provide the election authorities in those jurisdictions where in-precinct counting equipment is utilized a list of the precincts selected on a random basis by the State Board of Elections. 10 ILCS 5/24B-15, 24C-15	VOSS
2 /27/2009	Submit 2009 FEDERAL AND STATE OFFICERS book for printing. (Scheduling depends on how soon the information is received from the members of the General Assembly.) Target date for completion is March 29, 2009. 10 ILCS 5/1A-8 (1, 2, 11)	ET&RD

Start Date	End Date Activity	Division
3 /2 /2009	Last day to submit Illinois NVRA Report to the Election Assistance Commission.	LEG
3 /2 /2009	The date that a second letter goes out to all delinquent committees advising them that an assessment for late filing is continuing and that a complaint will be filed if the committee fails to file a PRE-ELECTION REPORT or in lieu thereof a Statement of Nonparticipation for the February 24, 2009 Consolidated Primary Election. Rules and Regulations 125.425	CAMP DISC
3 /3 /2009	Begin review of the computer operator's logs for the performance of automatic tabulating equipment used in the Consolidated Primary Election. (Rules and Regulations)	VOSS
3 /6 /2009	Begin testing of the automatic tabulating equipment. 10 ILCS 5/24B-9, 24C-9	VOSS
3 /9 /2009	First day of period during which any receipt by a political committee of a contribution in an aggregate of more than \$500 must be reported within 2 business days following receipt. 10 ILCS 5/9-10	CAMP DISC
3 /9 /2009	First day political committees shall file their PRE-ELECTION REPORT OF CAMPAIGN CONTRIBUTIONS or in lieu thereof a Statement of Nonparticipation for the April 7, 2009 Consolidated Election with the Board or the Board and county clerk. 10 ILCS 5/9-10	CAMP DISC
3 /10/2009	Last day for local election authorities to count absentee, military & overseas ballots which were postmarked by midnight Feb 23, 2009. 10 ILCS 5/19-8&20-8	LEG
3 /10/2009	Last day for voter registration or transfer of registration prior to Consolidated Election. 10 ILCS 5/4, 5, 6	EL INFO
3 /10/2009	Notify election authorities to forward a copy of their computer operator's log or analogous information following the proclamation of election results. 10 ILCS 5/24A-13, 24B-13, 24C-14 (Rules and Regulations)	VOSS
3 /11/2009	First day for grace period registration, change of address and voting begins. 10 ILCS 5/4-50, 5-50, 6-100	EL INFO

Start Date	End Date Activity	Division
3 /11/2009	Begin preparation of the 2010 Election and Campaign Finance Calendar (Completion by July 31, 2009) 10 ILCS 5/1A-8 (1-13)	EL INFO
3 /16/2009	First day for early voting at the office of the Election Authority and locations designated by the Election Authority. 10 ILCS 5/19A-15	EL INFO
3 /16/2009	BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR
3 /16/2009	Complete analysis of Referenda Profile for the Consolidated Primary Election. 10 ILCS 5/1A-8 (1, 2, 12)	VOSS
3 /17/2009	Notify election officials who failed to submit their computer operator's log or analogous information. 10 ILCS 5/24A-13, 24B-13, 24C-14 (Rules and Regulations)	VOSS
3 /17/2009	Send letter to those jurisdictions where in-precinct counting equipment is utilized requesting a list of those precincts involved in the election. 10 ILCS 5/24B-15, 24C-15	VOSS
3 /17/2009	Complete profile of pre-election referenda. 10 ILCS 5/1A-8 (1, 2, 12)	VOSS
3 /17/2009	Link report due to the SBE from the LEO's. 10 ILCS 5/19-20, 20-20.	LEG
3 /19/2009	Send notice to election authorities who failed to submit a computerized voter registration file, for the Consolidated Primary 2009 submission. Rules and Regulations	VRS
3 /19/2009	Complete draft of Board's field and office plan for Consolidated Election.	EL INFO
3 /19/2009	Send to each election authority a current computerized voter registration error report, from the Consolidated Primary 2009 submission	VRS
3 /20/2009	First day for election authority to submit computerized voter registration file for the Consolidated General 2009 submission. 10 ILCS 5/4-8,5-7,6-36	VRS
3 /23/2009	Last day political committees shall file their PRE-ELECTION REPORT OF CAMPAIGN CONTRIBUTIONS or in lieu thereof a Statement of Nonparticipation in the election for the April 7, 2009 Consolidated Election with the Board or the Board and county clerk. 10	CAMP DISC

Start Date	End Date Activity	Division
3 /24/2009	Last day of grace period registration change of address and voting. 10 ILCS 5/4-50, 5-50, 6-	EL INFO
3 /27/2009	(date subject to change) Committee deadline Final day for HOUSE committee action on HOUSE bills. (House Rule) Final day for SENATE committee action on SENATE bills. (Senate Rule)	LEG
3 /27/2009	Date those jurisdictions utilizing in-precinct counting equipment must submit list of those precincts that will be open for the election. 10 ILCS 5/24B-15, 24C-15	VOSS
3 /27/2009	Notify state central committee chairmen of the time and place of SBE's random selection procedure for the election jurisdictions' 5% re-tabulation of precincts. 10 ILCS 5/24B-15 and 5/24C-15	VOSS
3 /29/2009	Target date for completion and printing of the 2009 FEDERAL AND STATE OFFICERS book. Completion will depend on how soon required data is received from the members of the General Assembly. (Project began November 26, 2008.) 10 ILCS 5/1A-8 (1, 2, 11)	ET&RD
3 /30/2009	Last day for election authority to submit computerized voter registration file for the Consolidated General 2009 submission. 10 ILCS 5/4-8,5-7,6-36	VRS
3 /30/2009	Last day for election authorities to submit request for extension to file computerized voter registration information for the Consolidated General 2009 submission. Rules and Regulations	VRS
3 /31/2009	Last day to conduct SBE tests of automatic tabulating equipment. 10 ILCS 5/24B-9, 24C-9	VOSS
3 /31/2009	Send verification letter to election authorities to confirm the precinct data they originally submitted for their 5% re-tabulation. 10 ILCS 5/24B-15, 24C-15	VOSS

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

08 MA 013

Friends of Kevin Perkins S-9287
Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for the Late Filing of the
April 2007 Pre-Election Election Report, June 2007, December 2007,
And June 2008 Semi-Annual Report

According to the Illinois State Board of Elections Disclosure Division, it received a Pre-Election Report for the 2007 April Consolidated Election, on July 22nd, 2008, eleven (11) days late; a June 2007 Semi-Annual Report, filed on July 22nd, 2008, 241-days late; a December 2007 Semi-Annual Report, filed on July 22nd, 2008, 125-days late; and a June 2008 Semi-Annual Report, filed on July 22nd, 2008, one (1) day late. The political committee has been assessed a civil penalty of \$12,275.00.

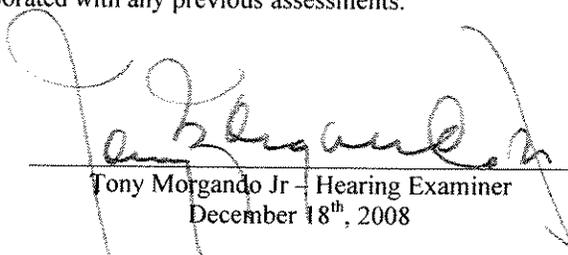
Mr. Kevin Perkins, Candidate/Chairman, filed a Request for Hearing and Appeal Affidavit, on November 3rd, 2008, indicating in part: "On February 11, 2007, the campaign headquarters of candidate Kevin Perkins was burglarized and various equipment and campaign documents were stolen from the office. Among these documents were financial information covering individual contributions, fundraising events reports, and receipts. Due to the stolen documents, it was impossible for the committee to compose and submit an accurate report reflecting the financial activities of the committee. After the burglary, the candidate began to perform due-diligence in hopes of recreating the financial record of the committee. Andy Nauman Election Specialist at the State Board of Elections was consulted for advice in rectifying this situation".

Attached to the Appeal Affidavit (1) a February 15th, 2007 Chicago Heights Star newspaper article reporting the burglary, and (2) a Chicago Heights Police Report, detailing the burglary and items stolen.

Hearing in this matter was initially set for Thursday, December 4th, 2008, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 2:30 p.m.

Mr. Kevin Perkins, Candidate/Chairman, appeared on behalf of the political committee. Mr. Perkins affirmed statements contained his Appeal Affidavit.

Based upon a review of the documents/statements submitted in this matter, and discussions with SBE Staff Specialist, Andy Nauman, it is the opinion of the Hearing Examiner that necessary documentation needed to file the political committee's Pre-Election Report, the June 2007 and December 2007 Semi-Annual were unavailable, due to a criminal incident. Therefore, it is the recommendation of the Hearing Examiner that the appeal be granted in these instances. In relation to the late filing of the June 2008 Semi-Annual Report, the Hearing Examiner finds no reasonable defense to grant the appeal, therefore recommends that the appeal be denied. The Hearing Examiner further recommends considering this a first violation and that the assessed fine of \$75.00 be STAYED. The Final Order of the Board should note any subsequent violations shall result in the assessment of additional penalties being incorporated with any previous assessments.



Tony Morgando Jr - Hearing Examiner
December 18th, 2008

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



EXECUTIVE DIRECTOR
Daniel W. White
October 2, 2008

BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

Friends of Kevin Perkins Committee
Kevin Perkins, Karyn Perkins
1312 Lincoln Avenue
Chicago, IL 60411

S9287

Dear Friends of Kevin Perkins Committee;

As you have been previously notified, this committee failed to file the following documents during the requisite filing period:

Report Type:	Pre-Election Report of Campaign Contribution and Expenditures
Report Period:	January 29, 2007 through March 18, 2007
Filing Period:	March 19, 2007 through April 2, 2007

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on July 22, 2008, 11 day(s) late. As such, this committee has been assessed a fine of \$2200.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	January 1, 2007 through June 20, 2007
Filing Period:	July 2, 2007 through July 20, 2007

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on July 22, 2008, 241 day(s) late. As such, this committee has been assessed a fine of \$5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type: Semiannual Report of Campaign Contribution and Expenditures
Report Period: July 1, 2007 through December 31, 2007
Filing Period: January 2, 2008 through January 22, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on July 22, 2008, 125 day(s) late. As such, this committee has been assessed a fine of \$5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type: Semiannual Report of Campaign Contribution and Expenditures
Report Period: January 1, 2008 through June 30, 2008
Filing Period: July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on July 22, 2008, 1 day(s) late. As such, this committee has been assessed a fine of \$75.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalties have been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment. If the above listed violations are not appealed they will be required to be paid by the committee within 30 days:

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,



Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

State of Illinois)
)
County of COOK)

STATE BOARD OF ELECTIONS
08 NOV - 3 PM 12:04

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)

Complainant

Vs.

Case No. 08 MA 013

FRIENDS OF KEVIN PERKINS
COMMITTEE

Respondent(s).

APPEAL AFFIDAVIT

I, Kevin Perkins, the Chairman of the
(Name) (Chairman/Treasurer)

FRIENDS OF KEVIN PERKINS COMMITTEE

(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

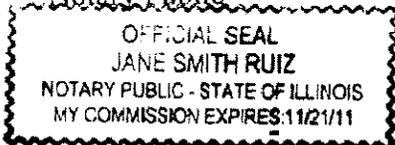
SEE ATTACHMENTS

Signed and Sworn to by:

before me this 3rd Day of
November, 2008

Kevin Perkins / Chairman
(Signature of Chairman/Treasurer)

Notary Public



On February 11, 2007, the campaign headquarters of candidate Kevin Perkins was burglarized and various equipment and campaign documents were stolen from the office. See attached newspaper article from The Chicago Heights Star, February 15, 2007 edition and the Chicago Heights Police Incident Report. Among these documents were financial information covering individual contributions, fundraising events reports, and receipts. As this honorable election board is aware, the pre-election consolidated report for the Primary Election was due on February 13, 2007: two (2) days after the break-in.

Due to the stolen documents, it was impossible for the committee to compose and submit an accurate report reflecting the financial activities of the committee. The committee was reluctant to submit a financial report which did not comply with the filing requirements of the State Board of Election and could not withstand scrutiny in the event that the candidate's opponent or anyone from the general public filed a formal complaint. After the burglary, the candidate began to perform due-diligence in hopes of recreating the financial record of the committee that existed prior to the break-in. Andy Nauman Election Specialist at the State Board of Elections was consulted for advice in rectifying this situation. One aspect of re-creating the financial records was very difficult: trying to trace cash contributions and ticket purchases to fundraising events. Inasmuch as I was able to trace contributions made by individuals and tickets purchased by check, identifying similar contributions and fundraising ticket donations made with cash required due-diligence in attempting to recreate the record that existed, prior to the break-in. Efforts made by the candidate were concluded on July 22, 2008 by filing the following delinquent reports:

- Semi-Annual Report covering 1-1-07 through 6-3-07
- Semi-Annual Report covering 7-1-07 through 12-31-07
- Semi-Annual Report covering 1-1-08 through 6-30-08

These reports filed on July 22, 2008, represent the good faith efforts by the candidate and committee to produce the most accurate reports with limited financial records burglary.

For the above stated reasons, candidate/Chairman Kevin Perkins humbly request this honorable Election Board to waive the civil penalty imposed against Friends of Kevin Perkins Committee for the report period of January 29, 2007 through March 18, 2007, in the amount \$2,200.00. In addition, we also request the \$5,000.00 fine be waived for report period January 1, 2007 through June 20, 2007 and the fine for report period July 1, 2007 through December 31, 2007 in the amount of \$5,000.00.

In regards to the Semi-Annual Report of January 1, 2008- June 30, 2008, filed one (1) day late, and thereby failing to comply with the provisions of 10 ILCS 5-9-10 of the Election Code, I agree with the civil penalty assessed for not filing a timely report and will comply with this honorable board's decision to pay the fine of \$75.00.

This waiver/relief request is being made at this time because the events surrounding the delinquent filings was not due to negligence of the candidate nor the committee but due to criminal activity of unidentified assailants. To further substantiate my claim please

review the attached Chicago Heights Police Department Incident report and the Chicago Heights Star Newspaper article, February 15, 2007 edition.

Kevin Perkins, Chairman
11/3/08

RD # 07-001040



CITY OF CHICAGO HEIGHTS
DEPARTMENT OF POLICE

VICTIM

COMPL.

WITNESS

SUSPECT/OFFENDER

VEH.

1. OFFENSE (CONSPIRACY - SOLICITATION - ATTEMPT) BURGLARY					2. CLASS. Burglary					3. EVENT NUMBER 07-004700-				
4. LOCATION 1314 MCKINLEY					5. DATE AND TIME OF OCCURRENCE 10-12 FEB 07, 1400-0730					6. RECORD DEPT. NUMBER 07-001040				
7. BUSINESS NAME BETHEL COMMUNITY CENTER					8. PHONE NUMBER					9. AREA A-2		10. ZONE 5		
11. VICTIM NAME (LAST, FIRST, MIDDLE INT.) BETHEL COMMUNITY CENTER.					12. SEX	13. RACE	14. SOCIAL SECURITY #			15. D.O.B. (MM-DD-YY)				
15. ADDRESS 1314 MCKINLEY CHGO HTS IL					17. HOME PHONE					18. BUSINESS PHONE 754-4700				
19. VIC. INJURED? YES - NO		20. INJURIES		21. VIC. OFF. REL.		22. VIC. EMP.? YES - NO		23. OCCUPATION		24. GANG MEMB.? YES - NO		25. GANG TYPE?		
26. COMPLAINANT NAME (LAST, FIRST, MIDDLE INT.) DUPEE, JOHN T					27. SEX M	28. RACE B	29. SOCIAL SECURITY # REFUSED			30. D.O.B. (MM-DD-YY) 9-3-32				
31. ADDRESS 4300 PINWOOD LN MATHESON IL					32. HOME PHONE					33. BUSINESS PHONE 754-4700				
34. HOW COMPLAINT RECEIVED? <input checked="" type="checkbox"/> 911 <input type="checkbox"/> NON-EMER. PHONE <input type="checkbox"/> STATION COMPL. <input type="checkbox"/> CAR PHONE <input type="checkbox"/> OTHER <input type="checkbox"/> ON-VIEW					35. DATE AND TIME REPORTED 12 FEB 07, 0933									
36. NAME (LAST, FIRST, MIDDLE INT.)					37. ADDRESS					CITY STATE				
38. SOCIAL SECURITY #			39. SEX	40. RACE	41. D.O.B. (MM-DD-YY)			42. RES. PHONE						
43. NAME (LAST, FIRST, MIDDLE INT.)					44. ADDRESS					CITY STATE				
45. SOCIAL SECURITY #			46. SEX	47. RACE	48. D.O.B. (MM-DD-YY)			49. RES. PHONE						
50. NAME (LAST, FIRST, MIDDLE INT.)					51. SEX	52. RACE	53. D.O.B. (MM-DD-YY)		54. HGT.	55. WGT.	56. EYES	57. HAIR		
58. ADDRESS					CITY STATE					59. HOME PHONE			60. BUS. PHONE	
61. ALC. YES - NO	62. DRUG YES - NO	63. COMP. YES - NO	64. EMPL. YES - NO	65. OCCUPATION					66. GANG MEMB.? YES - NO		67. GANG TYPE/IDENTIFY			
68. INJ.? YES - NO	69. DESCRIBE INJURIES:				70. WEAPONS (DESCRIBE)				71. OTHER CAUTIONS:					
50. NAME (LAST, FIRST, MIDDLE INT.)					51. SEX	52. RACE	53. D.O.B. (MM-DD-YY)		54. HGT.	55. WGT.	56. EYES	57. HAIR		
58. ADDRESS					CITY STATE					59. HOME PHONE			60. BUS. PHONE	
61. ALC. YES - NO	62. DRUG YES - NO	63. COMP. YES - NO	64. EMPL. YES - NO	65. OCCUPATION					66. GANG MEMB.? YES - NO		67. GANG TYPE/IDENTIFY			
68. INJ.? YES - NO	69. DESCRIBE INJURIES:				70. WEAPONS (DESCRIBE)				71. OTHER CAUTIONS:					
93. <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT	94. BODY STYLE		95. MAKE & MODEL			96. VEHICLE YEAR			97. VEHICLE COLOR (TOP/BOTTOM)					
98. VEHICLE REGISTRATION MO/YR.			99. REG. STATE		100. VEHICLE IDENTIFICATION NUMBER (V.I.N.)				101. DAMAGE TO VEHICLE					
02. <input type="checkbox"/> THEFT <input type="checkbox"/> ATTEMPTED <input type="checkbox"/> THEFT & RECOVERY <input type="checkbox"/> RECOVERY FOREIGN					103. TYPE OF VEHICLE, AUTO, TRUCK, TRAILER, ETC.					104. DOORS LOCKED? YES NO		105. IGNITION LOCKED? YES NO		
06. TITLE HOLDER (FINANCED BY WHAT INSTITUTION)					107. ADDRESS					108. BUSINESS PHONE				
09. VEHICLE INSURED BY WHAT COMPANY					110. ADDRESS					CITY STATE				
RECOVERED VEHICLE		110. OWNER NOTIFIED BY TIME			111. MOTOR WARM? YES NO		112. MILEAGE		113. DISPOSITION TOWED RET. TO OWNER		114. TOW NO.			
15. DISTRIBUTION AYOR _____ INV 1 _____ HIEF 1 _____ CP _____ EPUTY _____ OTHER PC _____ ECORDS _____ YOUTH _____ REPORTING OFFICER #1 _____ STAR					RADIO _____ TASK _____ TRF _____ CRT _____ OFF _____					A.P.B. SENT YES [] NO [] CANCELLED [] NO []				
AGENCY NOTIFIED:					DATE: _____ TIME: _____ BY: _____					REPORTING OFFICER #2 _____ STAR				
SUPERVISOR APPROVING _____ #20					RANK _____									

07-001040

07-04706

118. NARRATIVE (INCLUDE ALL PERTINENT INFORMATION)

VICTIM #2 PERKINS, KEVIN M/B 8-12-60 1314 MCKINLEY CHGO HTS IL TX. 754-6827.
DAMAGED PROPERTY: ONE (1) 12 X 12 PLEXIGLASS WINDOW PANE ON THE NORTH SIDE OF THE BUILDING. DAMAGED DOOR FRAME ON COMPLAINANT'S OFFICE, FIRST DOOR ON EAST SIDE OF BUILDING. DAMAGED DOOR FRAME AND DOOR IN THE MIDDLE OF THE HALLWAY ON THE WEST SIDE OF THE BUILDING. DOOR AND FRAME ON THE SOUTH END OF THE HALLWAY.

THE COMPLAINANT SUMMARIZED THAT WHEN THEY LEFT THE LISTED LOCATION ON 10 FEB 07 AT 1400HRS THE OFFICE DOORS WERE LOCKED AND WINDOW PANE WAS INTACT. WHEN HE RETURNED ON 12 FEB 07 0730 THE DAMAGED PROPERTY WAS OBSERVED.

R/O'S OBSERVED THE DAMAGE TO THE WINDOW WHICH HAD BEEN BROKEN OUT AND THE LISTED DOORS IN THE HALLWAY. THE DOORS APPEARED TO HAVE BEEN KICKED OPEN. R/O'S ALSO OBSERVED A BOOT MARK ON ONE OF THE DOORS ON THE EASTSIDE OF THE HALLWAY. DET. HERZIC WAS ADVISED AND THE SCENE WAS TURNED OVER TO DETECTIVES.

THE COMPLAINANT ADVISED R/O'S THAT HE COULD NOT NOTICE ANY MISSING PROPERTY AT THIS TIME.

AT 1314 HRS R/O'S WERE ADVISED BY VICTIM #2 THAT ITEMS WERE TAKEN FROM HIS OFFICE. TWO (2) RADIO SHACK BRAND CORDLESS PHONES AND CHARGERS (BLACK + SILVER) ONE COMPUTER AND MONITOR AND PRINTER, BEIGE IN COLOR. SERIAL NUMBERS AND MODEL NUMBERS ARE UNKNOWN AT THIS TIME. VICTIM #2 ALSO ADVISED THAT UNKNOWN PERSON(S) ENTERED THE BUILDINGS JUNCTION BOX AND RIPPED OUT THE TELEPHONE LINES.

NARRATIVE SUPPLEMENT

INCIDENT NUMBER	1-07-004706
INCIDENT DATE / TIME	2/12/2007 0933

Narrative Type: Supplement

Topic: Burglary Follow Up

Event # 01-07-004706

Event Date/Time: 10-12 February 2007 1400 - 0730 hours.

Victim #1: Bethel Community Center 1314 McKinley Chicago Heights, Illinois 60411

Victim #2: Kevin Perkins M/B, 08/12/60 of 1314 McKinley Chicago Heights, Illinois 60411 Tx # 708-754-6827

Offense: Burglary

In summary: On 12 February 2006, I Detective S. Herzic D72/#103 arrived on the scene of a Burglary at the listed location. I observed the point of entry to be a 12"x12" window at the north side of the building. Inside from the point of entry I observed several pieces of broken lexon (Plexi-glass), one (1) of which had a boot print on it. A large table approximately 20' long had been slid under said window with a small box type piece of furniture on top of the table in front of the broken window.

I was advised at this time by the complainant Dupee, that the front entrance door to the building was locked from the outside upon his arrival.

Upon further investigation I observed a door with a key-pad type lock that had been forced open. That door lead to a hallway where I observed three (3) standard doors that had been forced open situated on the east side of said hallway and one (1) standard door that was forced open situated on the south end of said hallway. On one of the three east doors I observed a boot print similar to the boot print observed on the lexon.

I took several photographs of the scene. I observed no evidence of latent prints on any specific items possibly touched by an offender.

I/O notes that several small trash cans had been emptied on to the floor possibly to use the can liners to carry stolen items.

I then walked the outer perimeter of the building from the point of entry to the furthest west and did not observe any foot prints in the snow leading me to believe this burglary took place prior to 0300 hours which is the approximate time it began to snow on this date.

At approximately 1330 hours I spoke with victim # 2 Perkins who advised me that he would be in contact with the Detective Division to supply further information about the stolen property listed. See case report. Investigation to continue.

Investigating Officer: *Det S. of 02/12/07 #103*

Supervisor: *G M R...*

Narrative Reporting Officer: HERZIC, SCOTT A
Reporting Officer: GUIDOTTI, NICHOLAS C
Narrative Date/Time: 02/12/2007 1528

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SERVING THE CHICAGO HEIGHTS AREA

THE STAR

THE SOUTHLAND'S COMMUNITY NEWSPAPER FOR 105 YEARS

February 15, 2007

Campaign headquarters burglarized

Electronics taken from Ald. Kevin Perkins' office

By Rick Duest, The Star

A computer containing Bloom Township voter information was among the items stolen during the burglary of a Chicago Heights alderman's campaign headquarters earlier this week, city officials said. The theft occurred between Saturday and Monday at the Bethel Community Center,

1314 McKinley Ave., Third Ward. Ald. Kevin Perkins uses space in the building for a campaign office.

According to a police report, two cordless phones and chargers, a computer, a monitor and a printer were stolen out of Perkins' office.

Perkins said the stolen computer was "about 20 years old." He said it contains political

software with information about Bloom Township voters, but information is "outdated by about 10 years."

Lt. Michael Romano said it is uncertain whether the information stolen poses any danger of identity theft.

Telephone lines also were ripped out of the building's junction box, police said. A 124by-12 window was broken

and several interior doors and door frames were damaged, police said. The doors appeared to have been kicked open, police said.

Perkins said his car's rear window also was broken sometime after 8 p.m. Sunday at his home.

He said he suspects the incidents are politically motivated.

"Other businesses occupy the facility and none of that stuff was bothered by the intruders who came in," he said.

Perkins said his home and

car have been damaged several times in the past three years and he plans to file a request to attain the protection of a U.S. marshal.

"I don't think these are random attacks," he said. "I think someone has some ... personal dislike for my person, whatever it may be."

Perkins is running for reelection to his aldermanic seat. His opponent is park district program director Wanda Rodgers

See BURGGLARY, Page A

A road lead traveled

Stanfa

Continued from Page A1

National Legislative Forum on Parks and Recreation in Washington. Stanfa was elected to the city

Park District board in 2003. He is up for re-election in April. He works as an administrative analyst for the Cook County Highway Department and serves as a Bloom Township trustee.

Rick Ducat may be reached at rducat@stanfapapers.com or (708) 802-8847.

Burglary

Continued from Page A1

Perkins is the only candidate in the April 17 municipal elec-

tion who is not a member of the Unity Party, a slate backed by Democrats and Republicans.

Rick Ducat may be reached at rducat@stanfapapers.com or (708) 802-8847.

Counseling

Continued from Page A1

Services that may be expensive, or otherwise hard to locate in the area, are offered free of charge at the lab, located at 1 University Parkway.

Services include individual and couples counseling, group therapy and vocational counseling.

Right now, about 50 clients per month use the lab and officials "would like to increase the number," of clients it serves, Waller said.

Clients come from throughout the area and range from young adults to seniors, many from the Park Forest area.

or crises, or those who want "more satisfaction in their lives," Waller said, the lab offers a rare, free option within the community.

"We're one of the few games in town," Wolf said. "There aren't many places around for free counseling."

The lab sees some patients on a recurring basis.

For new patients, there's a vigorous intake process that determines the clients' needs and whether the lab is able to treat them. If treatment at the lab is appropriate, people are matched with a graduate student in training. The students' instructors supervise and oversee the process.

The counselors-in-training are often high-

State of Illinois)
)
County of COOK)

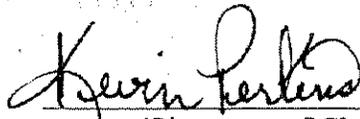
BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. _____)
FRIENDS OF KEVIN PERKINS)
COMMITTEE)
)
Respondent(s).)

REQUEST FOR HEARING

I, Kevin Perkins, the Chairman
(Name) (Chairman/Treasurer)
FRIENDS OF KEVIN PERKINS COMMITTEE
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.

 /Chairman
(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

08 JS 253

Citizens for Felicia Simmons Stovall
Respondent

L13650

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for Delinquently Filing the
June 2008 Semi-Annual Report

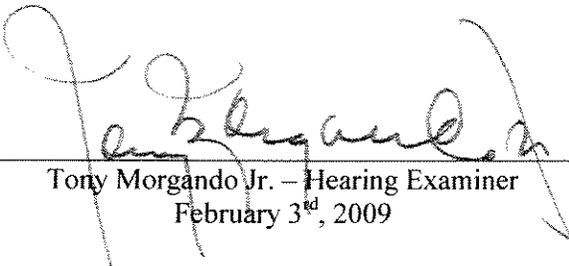
The political committee's June 2008 Semi-Annual Report was received by the State Board of Elections (herein referred to as SBE) on November 17th, 2008, 81 day(s) late. As such, the political committee has been assessed a fine of \$2,025.00. In addition, the political committee was previously assessed a penalty of \$2,450.00 for the delinquent filing of a Schedule A-1 for the 2007 Consolidated Primary Elections, and \$5,000.00 for the delinquent filing of a Schedule A-1 for the 2007 Consolidated General Election. The total assessment is \$9,475.00. Since this is a subsequent violation, it will be required to be paid by the political committee within thirty (30) days of the issuance of a Final Board Order.

Ms. Felicia Simmons Stovall, Candidate, filed a Request for Hearing and Appeal Affidavit, on January 15th, 2009, indicating: "To be presented at hearing".

Hearing in this matter was set for Tuesday, February 3rd, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, Suite 14-100, Chicago, Illinois, at 9:00 a.m. The political committee filed a Semi/Final Report on November 17th, 2008.

Ms. Felicia Simmons Stovall appeared on behalf of the political committee. Ms. Stovall presented to the Hearing Examiner a certified copy of a Certificate of Death, State of Illinois, County of Cook, indicating the death of Ms. Helen Simmons, mother, on Saturday, July 19th, 2008, two (2) days prior to the last day to file the assessed report. Ms. Stovall stated she held an extremely close relationship to her mother, whose untimely death outweighed other concerns. Ms. Stovall indicated she regrets the delinquent filing of the June 2008 Semi-Annual Report, but stated other concerns required her attention.

Based upon a review of the documents/statements presented in this matter, the Hearing Examiner finds the existence of personal circumstances which are a reasonable defense for the delinquent filing of the 2008 June Semi-Annual Report. Therefore, it is the recommendation of the Hearing Examiner that the appeal be granted in this matter. The Hearing Examiner further recommends, in consideration of the filing of a Final Report, that any assessed civil penalty pending be abated if the political committee remains dissolved for a period of two (2) years following the date of the Final Order of the Board imposing the penalty.


Tony Morgando Jr. – Hearing Examiner
February 3rd, 2009

STATE OF ILLINOIS CERTIFICATE OF DEATH

REGISTRATION DISTRICT NO. **18.10**

LOCAL FILE NUMBER **609799**

STATE FILE NUMBER

1. DECEDENT'S LEGAL NAME (Include AKA's if any) (First, Middle, Last) Helen Simmons				2. SEX Female		3. DATE OF DEATH (Month/Day/Year) (Spell Month) July 19, 2008	
4. COUNTY OF DEATH Cook		5a. AGE AT LAST BIRTHDAY (Years) 76		5b. UNDER 1 YEAR Months: _____ Days: _____		5c. UNDER 1 DAY Hours: _____ Minutes: _____	
7a. CITY OR TOWN Chicago				7b. HOSPITAL OR OTHER INSTITUTION NAME (If not in either, give street and number) 5639 South Seeley			
7c. PLACE OF DEATH (Check only one; see instructions)							

8. BIRTHPLACE (City and State or Foreign Country) Chicago, IL				9. SOCIAL SECURITY NUMBER 325-28-0540		10. MARITAL STATUS AT TIME OF DEATH <input type="checkbox"/> Married <input type="checkbox"/> Married but separated <input checked="" type="checkbox"/> Widowed <input type="checkbox"/> Divorced <input type="checkbox"/> Never Married <input type="checkbox"/> Unknown		11. SURVIVING SPOUSE'S NAME (If wife, give full name prior to first marriage) Betty Weatherly		12. EVER IN U.S. ARMED FORCES? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
---	--	--	--	---	--	---	--	---	--	---	--

13a. RESIDENCE (Street and Number) 5639 South Seeley			13b. APT. NO.	13c. CITY OR TOWN Chicago		13d. INSIDE CITY LIMITS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
--	--	--	---------------	-------------------------------------	--	---	--	--	--	--

13e. COUNTY Cook		13f. STATE IL	13g. ZIP CODE 60636		14. FATHER'S NAME (First, Middle, Last) Alonzo Williams			15. MOTHER'S NAME PRIOR TO FIRST MARRIAGE (First, Middle, Last) Betty Weatherly			
----------------------------	--	-------------------------	-------------------------------	--	---	--	--	---	--	--	--

16a. INFORMANT'S NAME Telesia Simmons-Stovall			16b. RELATIONSHIP Daughter			16c. MAILING ADDRESS (Street and No., City or Town, State, ZIP Code) 3514 W. 60th Place Chicago, IL 60629					
---	--	--	--------------------------------------	--	--	---	--	--	--	--	--

17. METHOD OF DISPOSITION: <input checked="" type="checkbox"/> Burial <input type="checkbox"/> Cremation <input type="checkbox"/> Donation <input type="checkbox"/> Entombment <input type="checkbox"/> Other (Specify): _____		18. PLACE OF DISPOSITION (Name of cemetery, crematory, other) Washington Memory Grdns			19. LOCATION - CITY, TOWN AND STATE Homewood, Illinois		20. DATE OF DISPOSITION (Month/Day/Year) July 26, 2008			
--	--	---	--	--	--	--	--	--	--	--

21a. FUNERAL HOME NAME Kersey, McGowan & Morsell Memorial Chp.		STREET AND NUMBER 3515 S. Indiana Ave.			CITY OR TOWN Chicago, IL		STATE IL		ZIP 60653	
--	--	--	--	--	------------------------------------	--	--------------------	--	---------------------	--

21b. FUNERAL DIRECTOR'S SIGNATURE <i>Paula V. Chatham</i>						21c. FUNERAL DIRECTOR'S ILLINOIS LICENSE NUMBER 034-014683					
--	--	--	--	--	--	--	--	--	--	--	--

22. LOCAL REGISTRAR'S SIGNATURE <i>Jerry Mason MD</i>						23. DATE FILED WITH LOCAL REGISTRAR (Month/Day/Year) JUL 22 2008					
--	--	--	--	--	--	--	--	--	--	--	--

CAUSE OF DEATH (See instructions and examples)										APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH	
24. PART I: Enter the chain of events - diseases, injuries or complications - that directly caused the death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest or ventricular fibrillation without showing etiology. If the decedent had a dementia related disease, Parkinson's Disease, or Parkinson Dementia Complex, indicate in Part I or Part II. DO NOT ABBREVIATE. Enter only one cause on a line. Add additional lines if necessary.											
IMMEDIATE CAUSE (Final disease or condition resulting in death) → a. Advanced Hepatocellular Cancer										16 months	
Sequentially list conditions, if any, leading to the cause listed on line a. Enter the UNDERLYING CAUSE (disease or injury that initiated the events resulting in death) LAST											
b. Hepatitis C											
c. _____											

PART II: Enter other significant conditions contributing to death but not resulting in the underlying cause given in PART I. Advanced cardiovascular disease										25. WAS AN AUTOPSY PERFORMED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
										26. WERE AUTOPSY FINDINGS USED TO COMPLETE CAUSE OF DEATH? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

27. DID TOBACCO USE CONTRIBUTE TO DEATH? <input type="checkbox"/> Yes <input type="checkbox"/> Probably <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown		28. IF FEMALE: <input checked="" type="checkbox"/> Not pregnant within past 12 months <input type="checkbox"/> Pregnant at time of death <input type="checkbox"/> Not pregnant, but pregnant within 42 days of death <input type="checkbox"/> Pregnant within one year of death but time unknown <input type="checkbox"/> Not pregnant, but pregnant 43 days to 1 year before death <input type="checkbox"/> Unknown if pregnant within the past 12 months				29. MANNER OF DEATH <input checked="" type="checkbox"/> Natural <input type="checkbox"/> Suicide <input type="checkbox"/> Could not be determined <input type="checkbox"/> Accident <input type="checkbox"/> Homicide <input type="checkbox"/> Pending Investigation					
--	--	---	--	--	--	--	--	--	--	--	--

30. DATE OF INJURY (Month/Day/Year)			31. TIME OF INJURY <input type="checkbox"/> A.M. <input type="checkbox"/> P.M.		32. PLACE OF INJURY (e.g. Decedent's home; construction site; restaurant; wooded area)				33. INJURY AT WORK? <input type="checkbox"/> Yes <input type="checkbox"/> No		
-------------------------------------	--	--	---	--	--	--	--	--	---	--	--

34. LOCATION OF INJURY Street and Number				Apartment Number		City or Town		State		ZIP Code	
--	--	--	--	------------------	--	--------------	--	-------	--	----------	--

35. DESCRIBE HOW INJURY OCCURRED:						36. IF TRANSPORTATION INJURY, SPECIFY. <input type="checkbox"/> Driver/Operator <input type="checkbox"/> Pedestrian <input type="checkbox"/> Passenger <input type="checkbox"/> Other (Specify): _____					
-----------------------------------	--	--	--	--	--	--	--	--	--	--	--

37. (DDID) DID NOT ATTEND THE DECEASED (Month/Day/Year) AND LAST SAW HIM/HER ALIVE ON May 28, 2008			38. WAS MEDICAL EXAMINER OR CORONER CONTACTED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			39. DATE PRONOUNCED (Month/Day/Year) July 19, 2008			40. TIME OF DEATH 23:30 <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M.		
---	--	--	--	--	--	--	--	--	--	--	--

41. CERTIFIER (Check only one): <input type="checkbox"/> Physician in charge of patient's care - To the best of my knowledge, death occurred due to the cause(s) and manner stated. <input checked="" type="checkbox"/> Physician in attendance at time of death only - To the best of my knowledge, death occurred at the time, date and place, and due to the cause(s) and manner stated. <input type="checkbox"/> Medical Examiner/Coroner - On the basis of examination and/or investigation, in my opinion, death occurred at the time, date and place, and due to the cause(s) and manner stated.											
--	--	--	--	--	--	--	--	--	--	--	--

42. NAME, ADDRESS AND ZIP CODE OF PERSON COMPLETING CAUSE OF DEATH Orlando B. Mackler, M.D. 1901 West H. 65 Chicago, IL 60612								43. PHYSICIAN'S LICENSE NUMBER 036-099299			
---	--	--	--	--	--	--	--	---	--	--	--

44. TITLE OF CERTIFIER Medical Doctor			45. DATE CERTIFIED July 21, 2008			46. SIGNATURE OF CERTIFIER <i>[Signature]</i>					
---	--	--	--	--	--	--	--	--	--	--	--

Based on the 2003 U.S. Standard Certificate (Illinois) (Based on the 2003 U.S. Standard Certificate) Illinois Department of Public Health - Division of Vital Records VR200 (Rev. 1/08)

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Citizens for Felicia Simmons Stovall
POB 29104
Chicago, IL 60629

L13650

Dear Citizens for Felicia Simmons Stovall;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Semiannual Report of Campaign Contribution and Expenditures
Report Period: January 1, 2008 through June 30, 2008
Filing Period: July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on November 17, 2008, 81 day(s) late. As such, this committee has been assessed a fine of \$2025.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days:

<u>Reporting Period</u>	<u>Report Type</u>	<u>Previous Fine Amount</u>
1/29/07 – 2/26/07	Schedule A-1	\$2450.00
3/19/07 – 4/16/07	Schedule A-1	\$5000.00
TOTAL AMOUNT NOW DUE		\$9475.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

State of Illinois)
County of COOK)

CHICAGO

JAN 15 PM 1:48

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

STATE
BOARD OF ELECTIONS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs. CITIZENS FOR)
FELICIA SIMMONS-STOVAN)
Respondent(s).)

Case No. 08 JS 253

APPEAL AFFIDAVIT

I, FELICIA SIMMONS-STOVAN, the CANDIDATE of the
(Name) (Chairman/Treasurer)
CITIZENS FOR FELICIA SIMMONS-STOVAN
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

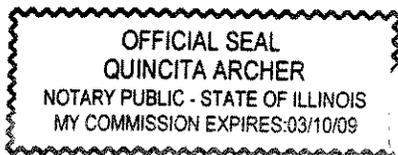
To be presented at hearing.

Signed and Sworn to by:

Quincita Archer
before me this 15th Day of
January, 2009

Quincita Archer
Notary Public

Quincita Archer
(Signature of Chairman/Treasurer)



State of Illinois)
County of COOK)

CHICAGO

JUN 15 PM 1:48

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

STATE
BOARD OF ELECTIONS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs. CITIZENS FOR)
FELICIA SIMMONS-STOWELL)
Respondent(s).)

Case No. _____

REQUEST FOR HEARING

I, FELICIA SIMMONS STOWELL, the CANDIDATE
(Name) (Chairman/Treasurer)
CITIZENS FOR FELICIA SIMMONS-STOWELL
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.


(Signature of Chairman/Treasurer)

**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

08 GE 013

Hudspetch4SA

L 14620

Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for Delinquently Filing
The Pre-Election Report for the 2008 General Election

The Report was received November 3, 2008, 10 days late, resulting in a civil penalty assessment of \$2000.

Carla VonderHaar, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Ms. VonderHaar stated that the candidate's son had entered all the data into the system. Upon completion, he entered a 'filed-on' date, but did not upload the report to the Board. This was the Committee's first time filing electronically, and they were unaware that the report had to be uploaded. Operating under the assumption that the report had been filed with the Board, they printed a copy of the report and hand-delivered it to the Clinton County Clerk on 10/16/08. (A time-stamped copy of the report filed with the county clerk is attached.) The committee received a delinquency letter from the Board on November 2nd. They contacted the Board on November 3rd and, with assistance, uploaded the report.

It is clear from this affidavit that this Committee had every intention of filing its report on time, and indeed, believed that the report had been successfully filed electronically. Therefore, in order to be consistent with previous rulings by the Board in which a legitimate electronic filing defense is used, I recommend that the appeal be granted. However, now that the Committee knows what it must do to successfully upload a disclosure report, and how a quick check of the Board website will verify a filing, it should be aware that the Board may not look favorably upon the use of this defense a second time.



Sharon Steward – Hearing Examiner

January 22, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
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Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Hudspeth4SA
1190 18th St
Carlyle, IL 62231

L14620

Dear Hudspeth4SA;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Pre-Election Report of Campaign Contributions
Report Period:	July 1, 2008 through October 5, 2008
Filing Period:	October 6, 2008 through October 20, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on November 3, 2008, 10 day(s) late. As such, this committee has been assessed a fine of \$2000.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be *stayed*. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Campaign Disclosure

RTB:sm

Enclosure(s): appeal packet

State of Illinois)
)
County of Clinton)

STATE BOARD OF ELECTIONS
09 JUN 15 AM 8:42

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.)
)
Hudspeth4SA)
Respondent(s).)

Case No. 08 GE 013

APPEAL AFFIDAVIT

I, Carla VonderHaar, the Treasurer of the
(Name) (Chairman/Treasurer)
Hudspeth4SA
(Name of the Committee)

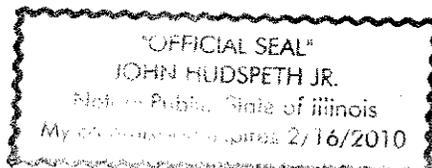
Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

Hudspeth4SA did complete in a timely submit its Pre-Election Report of Campaign Contributions and all documents required to be submitted there-with. The candidate's son, who has a bachelor's degree in Management Information Systems, entered all data into the program made available through the State Board of Election. Said computer program

(Cont'd)

Signed and Sworn to by:
Carla VonderHaar
before me this 15th Day of
January, 2008
[Signature]
Notary Public

Carla VonderHaar, Treasurer
(Signature of Chairman/Treasurer)



(Hudspeth4SA APPEAL AFFIDAVIT, continued)

called for the input of various items of information, all of which was entered into the program by the undersigned, as Hudspeth4SA Treasurer, and by Hudspeth4SA's candidate, Mr. John Hudspeth, with the assistance of said computer programmer. This was the first occasion upon which Hudspeth4SA was required to file its report electronically. After all required data was entered into the appropriate fields in the ISBE program, the ISBE program instructed said persons how to electronically "file" same. Said instructions were followed. Upon completion of the "filing" task, the ISBE program automatically filled in the date in the "VERIFICATION" section of the ISBE Form D-2, reflecting the then current date as being 10/16/2008. The data having been "filed" with ISBE's program, Hudspeth4SA then printed a copy of the D-2 and attachments. Said copy was then signed as a duplicate original and personally hand-delivered to the Clinton County Clerk by the candidate. A file-stamped copy of said Pre-Election Report, timely filed with the Clinton County Clerk, is attached hereto.

Much to our surprise, on or about November 2, 2008, Hudspeth4SA received the October 30th letter from Rupert Borgsmiller, ISBE Director of Campaign Disclosure, advising that Hudspeth4SA had failed to timely file the Pre-Election Report of Campaign Contributions. On November 3, 2008, Hudspeth4SA called ISBE and spoke with Jason in the Campaign Disclosure office. Jason assisted Hudspeth4SA in completing the electronic "filing" of the report with ISBE on that date, once again with the assistance of candidate Hudspeth's son, the computer programmer.

During the forgoing telephone conference with Jason, it was determined that the instructions in the ISBE electronic campaign disclosure filing system were misleading and confusing and had caused Hudspeth4SA's campaign disclosure problem. Although Hudspeth4SA had "filed" all required data into the ISBE program, Hudspeth4SA had not "uploaded" said data from the ISBE program into the ISBE system. This determination was made apparent to Jason by the fact that the date had automatically been filled in by the ISBE program but that ISBE had not, until November 3rd, received said campaign disclosure data. **During our November 3 telephone conference, after realizing what had happened, Jason stated that he had previously informed his superior(s) at ISBE that this was a confusing or misleading aspect of the ISBE electronic campaign disclosure filing system. He further stated that ISBE had taken no action to remediate this aspect of its system.**

In summary, Hudspeth4SA did hand-deliver a duplicate original of said Pre-Election Report with the Clinton County Clerk. Hudspeth4SA did also timely and electronically "file" all required disclosure reports into the ISBE program. However, by reason of the confusing and misleading ISBE campaign disclosure electronic filing system, said "filed" data was not "uploaded" to ISBE. We thought we had complied with our duties because we did "file" our report. We were not aware that we had to "upload" same in order to "file" the report with ISBE. ISBE having been made aware of this misleading aspect of its system by its employee, Jason, this entire situation could have been avoided. We tried to do what we could to comply. ISBE contributed to this situation. We should not be found in violation of campaign disclosure requirements.



FORM

REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
(CHECK APPROPRIATE BOXES)(PLEASE TYPE OR PRINT IN BLACK INK)

Pre-Election Report - Election Date 11/04/2008

Semi-Annual Report

Non-Participation - Election Date _____

FINAL REPORT

Amendment of Report indicated above

FILED

OCT 17 2008

Thomas Salby
CLINTON COUNTY CLERK

Full name and complete mailing address of Political Committee

Hudspeth4SA
P.O. Box 182
1190 18th Street

Carlyle IL 62231

CHECK IF ADDRESS CHANGE

FOR OFFICE USE ONLY

IDENTIFICATION NO. _____

REPORTING PERIOD 07/01/2008 FROM 10/05/2008 THRU	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD \$ 446.41	STATE POLITICAL COMMITTEES RETURN TO: STATE BOARD OF ELECTIONS P.O. BOX 4187 SPRINGFIELD, IL 62708	LOCAL POLITICAL COMMITTEES AND STATE AND LOCAL POLITICAL COMMITTEES RETURN ORIGINAL TO: STATE BOARD OF ELECTIONS AND COPY TO: APPROPRIATE COUNTY CLERK
---	--	---	---

SEE GUIDE TO CAMPAIGN DISCLOSURE FOR INSTRUCTIONS

COMPLETE 1-7 FOR PRE-ELECTION REPORTS
COMPLETE ALL SECTIONS FOR SEMI-ANNUAL AND FINAL REPORTS

SECTION A - RECEIPTS

1. Individual Contributions:

a. Itemized (from Schedule A) .. \$ 3470.00 (1a)

b. Not-Itemized \$ 11080.00 (1b)

2. Transfers In:

a. Itemized (from Schedule A) .. \$ 0.00 (2a)

b. Not-Itemized \$ 0.00 (2b)

3. Loans Received:

a. Itemized (from Schedule A) .. \$ 0.00 (3a)

b. Not-Itemized \$ 0.00 (3b)

4. Other Receipts:

a. Itemized (from Schedule A) .. \$ 0.00 (4a)

b. Not-Itemized \$ 0.00 (4b)

TOTAL RECEIPTS (1-4) \$ 14550.00

5. In-kind Contributions:

a. Itemized (from Schedule I) .. \$ 0.00 (5a)

b. Not-Itemized \$ 0.00 (5b)

TOTAL IN-KIND \$ 0.00

SECTION B - EXPENDITURES

6. Transfers Out:

a. Itemized (from Schedule B).. \$ 0.00 (6a)

b. Not-Itemized \$ 0.00 (6b)

7. Loans Made:

a. Itemized (from Schedule B).. \$ 0.00 (7a)

b. Not-Itemized \$ 0.00 (7b)

8. Expenditures:

a. Itemized (from Schedule B).. \$ _____ (8a)

b. Not-Itemized \$ _____ (8b)

TOTAL EXPENDITURES (6-8)\$ _____

SECTION C - DEBTS AND OBLIGATIONS

(Include previously reported unpaid debts)

9. a. Itemized (from Schedule C) . \$ _____ (9a)

b. Not-Itemized \$ _____ (9b)

TOTAL DEBTS & OBLIGATIONS\$ _____

SECTION D - CASH BALANCE

Funds available at the beginning of the reporting period \$ _____ (A)

Total Receipts (Section A) \$ _____ (B)

Subtotal \$ _____ (C)

Total Expenditures (Section B) .. \$ _____ (D)

Funds available at the close of the reporting period \$ _____ (E)

Investment Total \$ _____ (F)

VERIFICATION

I DECLARE THAT THIS REPORT OF CAMPAIGN CONTRIBUTIONS OR THIS SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES (INCLUDING ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE, CORRECT AND COMPLETE REPORT AS REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT WILLFULLY FILING A FALSE OR INCOMPLETE REPORT IS A BUSINESS OFFENSE SUBJECT TO A FINE OF UP TO \$5000.

John Hudspeth *[Signature]*
SIGNATURE OF TREASURER OR CANDIDATE

10/16/2008
DATE

(THIS FORM MAY BE REPRODUCED)

Printed on Recycled Paper

REPORTING PERIOD: FROM 07/01/2008 THRU 10/05/2008

SCHEDULE A

INDICATE THE PART OF FORM D-2 BEING ITEMIZED:

- PART 1 - INDIVIDUAL CONTRIBUTIONS
INCLUDING TICKET AND RAFFLE SALES
- PART 2 - TRANSFERS IN
POLITICAL COMMITTEE CONTRIBUTIONS
INCLUDING TICKET AND RAFFLE SALES
- PART 3 - LOANS RECEIVED
INCLUDING ENDORSER
- PART 4 - OTHER RECEIPTS

FOR OFFICE USE ONLY
IDENTIFICATION NO.

SEE GUIDE TO CAMPAIGN DISCLOSURE FOR INSTRUCTIONS

ITEMIZED RECEIPTS FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE RECEIVED	AMOUNT OF EACH RECEIPT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
JoAgnes Beckemeyer Carlyle IL 62231	09/26/2008	200.00	200.00
		EMPLOYER :	OCCUPATION :
Bruce Dierkes Germantown IL 62245	07/11/2008	160.00	160.00
		EMPLOYER :	OCCUPATION :
Paulette Evans Carlyle IL 62231	07/10/2008	180.00	180.00
		EMPLOYER :	OCCUPATION :
Thomas Frerker Carlyle IL 62231	07/02/2008	200.00	200.00
		EMPLOYER :	OCCUPATION :
Lowell Jones Lebanon IL	07/10/2008	200.00	200.00
		EMPLOYER :	OCCUPATION :
Cornelius Kampwerth Carlyle IL 62231	07/28/2008	1000.00	1000.00
		EMPLOYER :	OCCUPATION :

USE SEPARATE PAGE(S) FOR EACH NUMBERED PART

TOTAL THIS PERIOD \$ _____
(LAST PAGE OF THIS PART ONLY)

(THIS FORM MAY BE REPRODUCED)

REPORTING PERIOD: FROM 07/01/2008 THRU 10/05/2008

SCHEDULE A

INDICATE THE PART OF FORM D-2 BEING ITEMIZED:

- PART 1 - INDIVIDUAL CONTRIBUTIONS
 INCLUDING TICKET AND RAFFLE SALES
- PART 2 - TRANSFERS IN
 POLITICAL COMMITTEE CONTRIBUTIONS
 INCLUDING TICKET AND RAFFLE SALES
- PART 3 - LOANS RECEIVED
 INCLUDING ENDORSER
- PART 4 - OTHER RECEIPTS

FOR OFFICE USE ONLY
IDENTIFICATION NO.

SEE GUIDE TO CAMPAIGN DISCLOSURE FOR INSTRUCTIONS

ITEMIZED RECEIPTS FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE RECEIVED	AMOUNT OF EACH RECEIPT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
Kevin Kampwerth Carlyle IL 62231	07/11/2008	240.00	240.00
		EMPLOYER :	OCCUPATION :
Garrick Krebs Aviston IL 62216	07/11/2008	240.00	240.00
		EMPLOYER :	OCCUPATION :
Ken Maschhoff Carlyle IL 62231	09/26/2008	250.00	250.00
		EMPLOYER :	OCCUPATION :
Mitch McClaren Hoffman IL 62250	09/26/2008	200.00	200.00
		EMPLOYER :	OCCUPATION :
Mike Rakers Aviston IL 62216	07/11/2008	200.00	200.00
		EMPLOYER :	OCCUPATION :
Jerry Timmermann Breese IL 62230	07/08/2008	200.00	200.00
		EMPLOYER :	OCCUPATION :

USE SEPARATE PAGE(S) FOR EACH NUMBERED PART

TOTAL THIS PERIOD \$ _____
(LAST PAGE OF THIS PART ONLY)

REPORTING PERIOD: FROM 07/01/2008 THRU 10/05/2008

SCHEDULE A

INDICATE THE PART OF FORM D-2 BEING ITEMIZED:

- PART 1 - INDIVIDUAL CONTRIBUTIONS
 INCLUDING TICKET AND RAFFLE SALES
- PART 3 - LOANS RECEIVED
 INCLUDING ENDORSER
- PART 2 - TRANSFERS IN
 POLITICAL COMMITTEE CONTRIBUTIONS
 INCLUDING TICKET AND RAFFLE SALES
- PART 4 - OTHER RECEIPTS

FOR OFFICE USE ONLY

IDENTIFICATION NO.

SEE GUIDE TO CAMPAIGN DISCLOSURE FOR INSTRUCTIONS

ITEMIZED RECEIPTS FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE RECEIVED	AMOUNT OF EACH RECEIPT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
Steven Usselmann Breese IL 62230	07/11/2008	200.00	200.00
		EMPLOYER :	OCCUPATION :

USE SEPARATE PAGE(S) FOR EACH NUMBERED PART

TOTAL THIS PERIOD \$ 3470.00
(LAST PAGE OF THIS PART ONLY)

(THIS FORM MAY BE REPRODUCED)

State of Illinois)
)
County of Clinton)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. _____)
)
Hudspeth4SA)
)
Respondent(s).)

REQUEST FOR HEARING

I, Carla VonderHaar, the Treasurer
(Name) (Chairman/Treasurer)
of Hudspeth4SA
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.

Carla G. VonderHaar, Treasurer
(Signature of Chairman/Treasurer)

**STATE OF ILLINOIS
COUNTY OF COOK**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections
Complainant

v.

06 AG 012

Citizens for Ruth Munson
Respondent

S-8396

REPORT OF HEARING EXAMINER

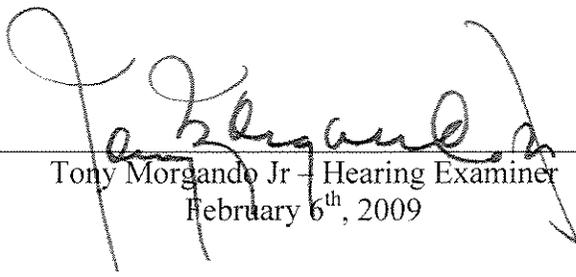
Appeal of Civil Penalty Assessment for the Delinquent Filing of a
Schedule A-1 in conjunction with the 2008 General Election

According to the political committee's Schedule A-1, filed on October 18th, 2008, it received an in-kind contribution during the Schedule A-1 filing period, October 6th, 2008 through and including November 3rd, 2008, from the House Republican Party, dated 10/15/08, in the amount of \$3,013.03, one (1) day late. The political committee has been assessed a civil penalty of \$3,013.03.

Mr. Tim Pajak, Treasurer, filed a Request for Hearing and Appeal Affidavit, on January 15th, 2009, indicating: "Citizens for Ruth Munson, inadvertently made a clerical/data entry error by entering October 15, 2008 as the date of the contribution instead of October 16, 2008".

Hearing in this matter was originally set for Monday, February 2nd, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 10:00 a.m. Subsequent discussions on Friday, February 6th, 2009, at 10:30 a.m., with Mr. Eugene Carpino, Director/House Republican Campaign Committee, would indicate the actual date of the in-kind contribution was October 15th, 2009 (attachment), followed by notification to the Citizens for Ruth Munson.

Based upon a review of the documents/statements submitted in this matter, it is the belief of the Hearing Examiner that notice of the in-kind contribution was received by the political committee after October 15th, 2009, but prior to October 18th, 2009. As such, it is the opinion of the Hearing Examiner that the Schedule A-1 was filed within the 2 business day requirement established by statute. Therefore, it is the recommendation of the Hearing Examiner that the appeal be granted in this matter. The Hearing Examiner also recommends that the political committee file an amended December 2008 Semi-Annual Report to reflect date changes to the receipt addressed in this matter within 30 days of the effective date of the Final Board Order.



Tony Morgando Jr - Hearing Examiner
February 6th, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Citizens for Ruth Munson
Tim Pajak
1144 Dundee Ave
Elgin, IL 60120

S8396

Dear Citizens for Ruth Munson;

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
House Republican Org	10/15/08	\$3013.03	\$3013.03	10/18/08	1

The committee is fined a **total** of \$3013.03 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the second delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$1507.00, (50% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. This amount must be paid (including any previously assessed fines), within 30 days of the issuance of the Order.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. ***If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.*** Notice of Appeal must be filed within 30 days of the mailing of this assessment for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,



Robert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm

State of Illinois)
County of Kane)

Elections
Illinois

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

ATA Jan 15 2009 PM
7:30:11 12:12:34:56

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
Citizens for Ruth Munson)
Respondent(s).)

Case No. 08AG012

APPEAL AFFIDAVIT

I, Tim Pajak, the Treasurer of the
(Name) (Chairman/Treasurer)
Citizens for Ruth Munson
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

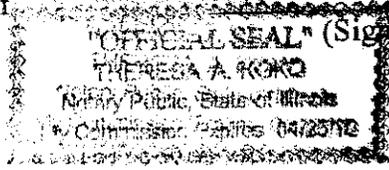
Citizens for Ruth Munson inadvertently made a clerical/
data entry error by entering October 15, 2008 as the
date of the contribution instead of October 16, 2008.

Signed and Sworn to by:

Tim Pajak
before me this 15th Day of
JANUARY, 2009

Tim Pajak
Signature of Chairman/Treasurer

Notary Public



State of Illinois)
County of Kane)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.) Case No. _____)
Citizens for Ruth Munson)
Respondent(s).)

REQUEST FOR HEARING

I, Tim Padak, the Treasurer
(Name) (Chairman/Treasurer)
CITIZENS for Ruth Munson
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.

Tim Padak
(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

08 AG 016

Citizens to Elect Darlene Senger S9722
Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for the Late Filing of
Schedule A-1's in conjunction with the 2008 General Election

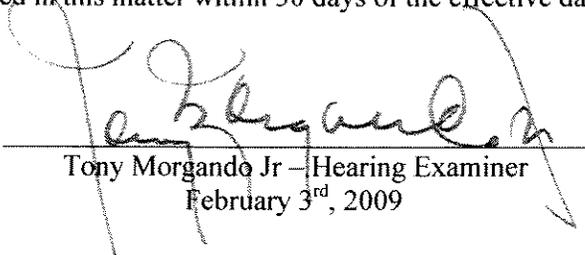
According to the political committee's Schedule A-1, filed on October 28th, 2008, it received in-kind contributions during the Schedule A-1 filing period, October 6th, 2008 through and including November 3rd, 2008, from the Illinois Republican Party, dated 10/6/08, in the amount of \$11,762.30 (13 days late); on 10/10/08, in the amount of \$10,898.11 (9 days late), and on 10/15/08, in the amount of \$21,602.53 (7 days late). The political committee has been assessed a civil penalty totaling \$44,262.94.

Ms. Darlene Senger, Candidate/Chairman, filed a Request for Hearing and Appeal Affidavit, on January 13th, 2009, indicating: "Supplemental information was identified on 10/28/08. Committee upon notice of information immediately filed an addendum to the delinquent report".

Hearing in this matter was set for Monday, February 2nd, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 10:30 a.m.

Ms. Darlene Senger, Mr. Eugene Carpino, Director/House Republican Campaign Committee, and Mr. John G. Fogarty Jr., Counsel, appeared on behalf of the political committee. Ms. Senger indicated that upon review of the number of pieces produced supporting her candidacy, it was noted that the political committee was short three (3) in-kind notification forms. Ms. Senger made inquiry to the staff of the Illinois Republican Party, which after review, mailed the absent notification forms to the political committee's attention. Ms. Senger stated such forms were received by the political committee on October 28th, 2008 (attached), and information contained was immediately submitted on the required Schedule A-1. Mr. Carpino confirmed statements made by Ms. Senger, stating due to the volume of pieces the Illinois Republican Party assumed payment for statewide; it is regretful that notices were misplaced or unintentionally mailed late.

Based upon a review of the documents/statements submitted in this matter, it is the belief of the Hearing Examiner that notice of the in-kind contributions were received by the political committee beyond the five (5) day requirement. The Hearing Examiner feels this mishap was inadvertent and unintentional. Therefore, it is the recommendation of the Hearing Examiner that the appeal be granted in this matter. The Hearing Examiner also recommends that the political committee file an amended 2008 December Semi-Annual Report to reflect date changes to the receipts addressed in this matter within 30 days of the effective date of the Final Board Order.



Tony Morgando Jr - Hearing Examiner
February 3rd, 2009



IN-KIND CONTRIBUTION NOTIFICATION

SEE PAMPHLET "A GUIDE TO CAMPAIGN DISLOSURE" FOR GUIDANCE.

The contributor shall notify the committee of donated goods or services of more than \$50 within five (5) business days.

Do not send this form to the State Board of Elections or the County Clerk.

Full Name, Mailing Address, and Zip Code

If the In-Kind was donated by an individual, and its value exceeded \$500, occupation & employer must be provided.

To:
Citizens to Elect Darlene Senger
598 Whispering Hills Drive
Naperville, IL 60540

From:
Illinois Republican Party
205 W. Randolph Street
Suite 1245
Chicago, IL 60606
Occupation & Employer (if applicable)

In-Kind Contribution

Full Name, Mailing Address and Zip Code of Vendor	Date	Value
Curtis Scott Advertising, Inc. 2100 Clearwater Drive Suite 102 Oak Brook, IL 60523	10/6/2008	\$11,762.30
	Description Mail	

The political committee must report these donations on a Form D-2, Report of Campaign Contributions and Expenditures, Part 5.

Signature of Contributor

Revised 5/12/00

*(2)

IN-KIND CONTRIBUTION NOTIFICATION

SEE PAMPHLET "A GUIDE TO CAMPAIGN DISCLOSURE" FOR GUIDANCE.

The contributor shall notify the committee of donated goods or services of more than \$50 within five (5) business days.

Do not send this form to the State Board of Elections or the County Clerk.

Full Name, Mailing Address, and Zip Code

If the In-Kind was donated by an individual, and its value exceeded \$500, occupation & employer must be provided.

To:

Citizens to Elect Darlene Senger
598 Whispering Hills Drive
Naperville, IL 60540

From:

Illinois Republican Party
205 W. Randolph Street
Suite 1245
Chicago, IL 60606
Occupation & Employer (if applicable)

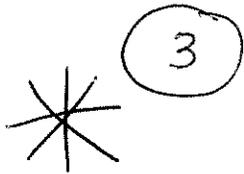
In-Kind Contribution

Full Name, Mailing Address and Zip Code of Vendor	Date	Value
Curtis Scott Advertising, Inc. 2100 Clearwater Drive Suite 102 Oak Brook, IL 60523	10/10/2008	\$10,898.11
	Description Mail	

The political committee must report these donations on a Form D-2, Report of Campaign Contributions and Expenditures, Part 5.

Signature of Contributor

Revised 5/12/00



IN-KIND CONTRIBUTION NOTIFICATION

SEE PAMPHLET "A GUIDE TO CAMPAIGN DISCLOSURE" FOR GUIDANCE.

The contributor shall notify the committee of donated goods or services of more than \$50 within five (5) business days.

Do not send this form to the State Board of Elections or the County Clerk.

Full Name, Mailing Address, and Zip Code

If the In-Kind was donated by an individual, and its value exceeded \$500, occupation & employer must be provided.

To:

Citizens to Elect Darlene Senger
598 Whispering Hills Drive
Naperville, IL 60540

From:

Illinois Republican Party
205 W. Randolph Street
Suite 1245
Chicago, IL 60606
Occupation & Employer (if applicable)

In-Kind Contribution

Full Name, Mailing Address and Zip Code of Vendor	Date	Value
Curtis Scott Advertising, Inc. 2100 Clearwater Drive Suite 102 Oak Brook, IL 60523	10/15/2008	\$21,602.53
	Description Mail	

The political committee must report these donations on a Form D-2, Report of Campaign Contributions and Expenditures, Part 5.

Signature of Contributor

Revised 5/12/00

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Citizens to Elect Darlene Senger
598 S Whispering Hills Dr
Naperville, IL 60540

S9722

Dear Citizens to Elect Darlene Senger;

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
IL Republican Party	10/6/08	\$11762.30	\$11762.30	10/28/08	13
IL Republican Party	10/10/08	\$10898.11	\$10898.11	10/28/08	9
IL Republican Party	10/15/08	\$21602.53	\$21602.53	10/28/08	7

The committee is fined a **total** of \$44262.94 for delinquent filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total *does not* reflect any previously assessed fines.

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$4427.00, (10% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. This amount must be paid (including any previously assessed fines), within 30 days of the issuance of the Order.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. *If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.* Notice of Appeal must be filed within 30 days of the mailing of this assessment for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller". The signature is fluid and cursive, with the first name "Rupert" being particularly prominent.

Rupert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm

cc: Officer(s), Candidate(s)

State of Illinois)
County of _____)

STATE BOARD OF ELECTIONS
09 JAN 13 PM 2:41

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
Citizens to Elect Darlene Senger)
Respondent(s).)

Case No 08 AG-016

APPEAL AFFIDAVIT

I, Darlene Senger, the _____ of the
(Name) (Chairman/Treasurer)
Citizens to Elect Darlene Senger
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

Supplemental information was identified on
10/28/2008. Committee upon notice
of information immediately filed on
addendum to the delinquent report

Signed and Sworn to by:

before me this 13 Day of
January, 2008 ~~2009~~

Darlene Senger
(Signature of Chairman/Treasurer)

Notary Public

Paula O'Brien



State of Illinois)
)
County of _____)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.)
)
Citizens to Elect Darlene Senger)
)
Respondent(s).)

Case No. _____

REQUEST FOR HEARING

I, Darlene Senger, the _____
(Name) (Chairman/Treasurer)
Citizens to Elect Darlene Senger
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.

Darlene Senger
(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 GE 008

Citizens for Hoyle

L 11823

Respondent

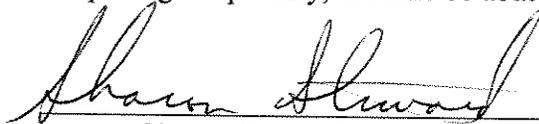
REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Delinquently Filing
The Pre-Election Report for the 2008 General Election

The Report was received October 27, 2008, 5 days late, resulting in a civil penalty assessment of \$500. In addition, this Committee had previously been assessed a \$1950 civil penalty (stayed, not appealed) for delinquently filing the 2006 December Semi-Annual Report. The total assessment is \$2450.

James Hoyle, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Hoyle stated that on October 16, 2008, a Statement of Nonparticipation was electronically filed in error instead of the pre-election report. The individual filing the report misunderstood the type of report to be filed as there had been no committee activity and the candidate was unopposed on the ballot. When staff brought the error to the attention of the Committee, they immediately filed the pre-election report.

I recommend that the appeal be denied for lack of an adequate defense. Despite the fact that the Committee did not intend to violate the law, a Committee is required to file a pre-election report if the candidate it is formed to support is on the ballot, even though the candidate was unopposed and no money was spent. If this recommendation is accepted by the Board, the stay will be lifted from the previously assessed \$1950 civil penalty, and the entire amount of \$2450 will be due and owing. In addition, since this Committee filed a Final Report, I further recommend that should the Committee remain dissolved for a period of 2 years following the date of the Final Order imposing the penalty, the fine be abated.



Sharon Steward – Hearing Examiner
January 22, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Citizens for Hoyle
202 N Lafayette St
Macomb, IL 61455

L11823

Dear Citizens for Hoyle:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Pre-Election Report of Campaign Contribution and Expenditures
Report Period: July 1, 2008 through October 5, 2008
Filing Period: October 6, 2008 through October 20, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on October 27, 2008, 5 day(s) late. As such, this committee has been assessed a fine of \$500.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days of the issuance of a Final Board Order:

<u>Reporting Period</u>	<u>Report Type</u>	<u>Previous Fine Amount</u>
7/1/2006 – 12/31/2006	Semi-annual	\$1950.00
TOTAL AMOUNT NOW DUE		\$2450.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

State of Illinois)
County of McDonough)

STATE BOARD OF ELECTIONS
09 JAN -2 AM 11:06

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
CITIZENS FOR HOYLE)
Respondent(s).)

Case No. 08BE008

APPEAL AFFIDAVIT

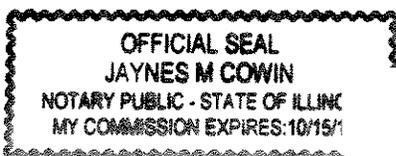
I, James Hoyle, the Chairman of the
(Name) (Chairman/Treasurer)
CITIZENS FOR HOYLE
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

ON OCTOBER 16, 2008 FORM D-2 STATEMENT OF NON-PARTICIPATION
WAS E-FILED IN ERROR INSTEAD OF D-2 PRE-ELECTION REPORT
THE INDIVIDUAL FILING THE REPORT MISUNDERSTOOD THE TYPE OF REPORT
TO BE FILED AS THERE HAD BEEN NO COMMITTEE ACTIVITY AND THE
CANDIDATE WAS UNOPPOSED ON THE BALLOT.

Signed and Sworn to by:
JAYNES COWIN
before me this 30th Day of
December, 2008
Jaynes M Cowin
Notary Public

James L Hoyle
(Signature of Chairman/Treasurer)



She DID NOT REALIZE she HAD E-FILED the WRONG REPORT ON OCTOBER 16, 2008 UNTIL we RECEIVED A LETTER FROM Tom NEWMAN telling us OF the ERROR. She E-FILED the CORRECT REPORT the DAY we RECEIVED the LETTER, OCTOBER 27, 2008.

BECAUSE OF A 1ST VIOLATION IN YEAR 2007, we HAVE MADE SURE the REPORTS ARE E-FILED ON TIME.

we ARE ASKING you TO PLEASE ABATE the CIVIL PENALTY AS this WAS AN HONEST MISTAKE.

THANK YOU

MY CONTACT INFORMATION :

JAN COWIN

COWIN ACCOUNTING & TAX SERVICE

202 N LAFAYETTE ST

MACOMB IL 61455

Tele # 309-837-2888

NOTE: A COPY OF the
LETTER FROM Tom
NEWMAN IS ENCLOSED -

AS PER James Hayle, 12/30/2008 - ALL MAIL AND
CORRESPONDENCE IS BEING SENT TO his OLD ADDRESS. He
HAS NOT BEEN AT THE OLD ADDRESS FOR 5 YEARS.

PLEASE CHANGE TO: James Hayle
258 E HURST ST
BUSHNEIL, IL 61422

THANK YOU

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

20 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141 TTY: 217/782-1518
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago, Illinois 60601
312/814-6440 TTY: 312/814-6431
Fax: 312/814-6485



BOARD MEMBERS
Jesse Smart, Chairman
Wanda Rednour, Vice Chairman
John Keith
William McGuffage
David Murray
Albert Porter
Elaine Roupas
Bryan Schneider

EXECUTIVE DIRECTOR
Daniel W. White

CC

October 22, 2008

Citizens for Hoyle
202 N Lafayette St
Macomb, IL 61455

Re: Pre-Election Report (L-11823)

Dear Committee Treasurer:

We are in receipt of a Statement of Non Participation filed by your committee. However, our records indicate James Hoyle may be a candidate on the ballot for the November 4, 2008 election. Please be aware that if this is the case, your committee must file a Pre-Election Report, instead of a Statement of Non Participation – even if there has been no committee activity or the candidate is unopposed on the ballot.

If you have any questions or if I can be of any assistance please contact me at (217) 782-1558. Thank you for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Newman", is written over a horizontal line.

Tom Newman
Campaign Disclosure Spec

State of Illinois)
)
County of McDonough)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
)
Vs.)
CITIZENS FOR HOYLE)
Respondent(s).)

Case No. _____

WAIVER OF APPEARANCE

I, James Hoyle, the CHAIRMAN of the
(Name) (Chairman/Treasurer)
CITIZENS FOR HOYLE
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee waives personal appearance before the State Board of Elections for hearing on this appeal and agrees that the State Board of Elections may enter its order with respect to this appeal in the absence of a representative of the committee.

James C Hoyle
(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

07 JS 137

Citizens for Catherine Zaryczny L13770
Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for Delinquently Filing the
June 2007 Semi-Annual Report

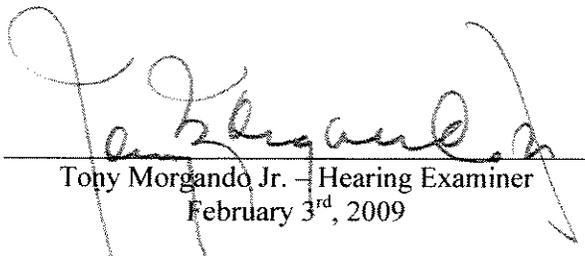
The political committee's June 2007 Semi-Annual Report was received by the State Board of Elections (herein referred to as SBE) on December 8th, 2008, 343 day(s) late. As such, the political committee has been assessed a fine of \$5,000.00. In addition, the political committee was previously assessed a penalty of \$550.00 for the delinquent filing of the December 2006 Semi-Annual Report and a \$1,000.00 penalty for the delinquent filing of the February 2007 Pre-Elections Report. The committee was also assessed a penalty totaling \$1200.00 for failing to comply with a Board Order. The total assessment is \$7,250.00. Since this is a subsequent violation, it will be required to be paid by the political committee within thirty (30) days of the issuance of a Final Board Order.

Ms. Catherine Zaryczny, Candidate/Chairman, filed a Request for Hearing and Appeal Affidavit, on January 14th, 2009, indicating in part: "That on December 16th, 2008, a fine totaling \$6,500.00 was assessed against Citizens for Catherine Zaryczny by the State Board of Elections for untimely filing of two campaign disclosure reports. That as of December 2008, Citizens for Catherine Zaryczny fully complied with all Board of Elections requirements to wit: the two above described reports were filed. That Citizens for Catherine Zaryczny is currently a closed committee with no funds available".

Hearing in this matter was set for Monday, February 2nd, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, Suite 14-100, Chicago, Illinois, at 11:30 a.m. The political committee filed a Final Report on December 8th, 2008.

Ms. Maria Zaryczny, Chairman/Treasurer, appeared on behalf of the political committee. Ms. Zaryczny affirmed statements provided in the Appeal Affidavit and stated as a first time candidate/filer, delinquent reports were unintentional.

Based upon a review of the documents/statements presented in this matter, and consideration of a prior filing delinquency, the Hearing Examiner finds there are no reasonable grounds for the June 30th 2007 Semi-Annual Report to have been filed late. Therefore, it is the recommendation of the Hearing Examiner that the appeal be denied, and the assessed fine of \$7,250.00 be due and owing. The Hearing Examiner further recommends in consideration of the filing of a Final Report, that the assessed civil penalty of \$7,250.00 be abated IF the political committee remains dissolved for a period of two (2) years following the date of the Final Order of the Board imposing the penalty.



Tony Morgando Jr. - Hearing Examiner
February 3rd, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Citizens for Catherine Zaryczny
Maria Zaryczny
920 N Hoyne Ave
Chicago, IL 60622

L13770

Dear Citizens for Catherine Zaryczny;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Semiannual Report of Campaign Contribution and Expenditures
Report Period: January 1, 2007 through June 30, 2007
Filing Period: July 2, 2007 through July 20, 2007

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on December 8, 2008, 343 day(s) late. As such, this committee has been assessed a fine of \$5000.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days:

<u>Reporting Period</u>	<u>Report Type</u>	<u>Previous Fine Amount</u>
7/1/2006 – 12/31/2006	Semi-annual	\$550.00
1/1/2007 – 1/28/2007	Pre-election	\$1000.00
TOTAL AMOUNT NOW DUE		\$6550.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

RECEIVED

JAN 14 2009

State of Illinois)
County of Cook)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

State Board of Elections

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.)
)
Citizens for Catherine Zaroczny)
Respondent(s).)

Case No. _____

APPEAL AFFIDAVIT

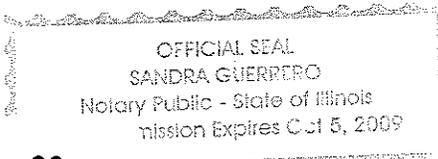
I, Catherine A. Zaroczny, the Chairman of the
(Name) (Chairman/Treasurer)
Citizens for Catherine Zaroczny
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

Please see attached Affidavit.

Signed and Sworn to by:
CATHERINE A. ZAROCZNY
before me this 14 Day of
JANUARY, 2008
Sandra Guerrero
Notary Public

Catherine A. Zaroczny
(Signature of Chairman/Treasurer)



Appeal Affidavit, continued

DEFENSES

Background

1. That my name is Catherine A. Zaryczny and I was a candidate for Alderman of the 32nd Ward, City of Chicago, State of Illinois in February 2007.
2. That I also served as Chairman of the Citizens for Catherine Zaryczny, a committee organized for the purpose of election to the office described in #1 above.
3. That the February 2007 election was my first run for elected office and I have not run in any other election since then.
4. That on December 16, 2008, a fine totaling \$6,550.00 was assessed against Citizens for Catherine Zaryczny by the State Board of Elections for untimely filing of two campaign disclosure reports.
5. That as of December 2008, Citizens for Catherine Zaryczny fully complied with all Board of Elections requirements, to wit: the two above-described reports were filed.
6. That Citizens for Catherine Zaryczny is currently a closed committee with no funds available.

Insufficient Notice

7. That Citizens for Catherine Zaryczny utilized a mailing address of 2038 W. Chicago Av., PMB 132, Chicago, IL. 60622.
8. That shortly after February 2007, the business occupying the location at 2038 W. Chicago, Illinois closed with no provisions for forwarding mail provided to previous customers.
9. That any correspondence sent to Citizens For Zaryczny was not forwarded or received by Candidate Zaryczny
10. That the telephone number provided to the Board of Elections, 773-742-3479, was active at all relevant times and remains so.
11. That no calls from the Board of Elections, informing Catherine Zaryczny of any delinquencies or about any matter whatsoever were ever received.
12. Therefore, in light of the above, it is respectfully suggested that Notices to Catherine Zaryczny of any delinquencies were inadvertently not received and can be deemed insufficient.

Appeal Affidavit, continued

Excessive Scope of the Fine Imposed

13. That the matter of the delinquency of Citizens for Catherine Zaryczny was addressed at the State Board of Elections Meeting of September 15, 2008.
14. That an order was issued that all respondents, including Citizens for Catherine Zaryczny, be compelled to file their reports within 30 days of the Board Order.
15. That the General Counsel in SBE v. Catherine Zaryczny noted " the language will be changed to "**may** result in a fine", and which recommendation passed by a roll call of 8-0. (Emphasis Added.)
16. That prior to the penalty assessment date, Candidate Zaryczny to insure the accuracy requested assistance from the State Board of Elections Chicago office and due to mutual scheduling conflicts, Candidate Zaryczny and Mr. Clinton Jenkins of the Chicago Office were unable to meet and resolve the filing inquiry.
17. That subsequently in December 2008 all reports at issue were filed by Citizens for Catherine Zaryczny and that the campaign committee was closed.
18. That of the \$22,782.60 raised for the campaign, 74.9 % or \$17,082.60 were the personal funds of Catherine Zaryczny, a first time candidate. And, it is respectfully suggested that an imposed fine of \$6,500 imposed on a candidate who has personally expended \$17,082.60 of her own funds constitutes an additional 38.05% imposed on her personally and 28.5% of the total election funds received and expended by Candidate Zaryczny in her first campaign for public office.

WHEREFORE, I, Catherine Zaryczny, for the above stated reasons respectfully request that the \$6,500.00 fine be waived for good cause shown, under the discretion of the Election Board, consistent with the recommendations of the general counsel and approved by the Election Board on September 15, 2008 as reported in the minutes of that meeting.

State of Illinois)
County of Cook)

RECEIVED

JAN 14 2009

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS **State Board of Elections**

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.)
)
Citizens for Catherine Zaryczny)
)
Respondent(s).)

Case No. 07 JS 137

REQUEST FOR HEARING

I, Catherine Zaryczny, the Chairman
(Name) (Chairman/Treasurer)
Citizens for Catherine Zaryczny
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.

(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 GE 012

Friends of James McTague

L 13708

Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment For Delinquently Filing the
Pre-Election Report for the 2008 General Election

The Report was received on October 22, 2008, 2 days late, resulting in a civil penalty assessment of \$200. In addition, this Committee had been previously been assessed a \$700 civil penalty (stayed, not appealed) for delinquently filing the 2007 June Semi-Annual Report. The total assessed penalty is \$900.

Bryan McTague, the Chairman/Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. McTague referenced an attached letter in which he states that he received the pre-election report forms on Sunday, 10/19/08 from his father, James McTague, the property owner of 1100 Cougar Trail, Cary IL 60013. These materials were mailed to this address, even though Mr. McTague states that he had completed a change of address for himself to 3929 N. Keeler, Chicago IL 60641 #3N. The report forms were completed and placed in the mail on 10/19/08. He tried to contact the Board on Monday, 10/20/08, but was unable to get through. On 10/21/08, he was able to contact the Board and then faxed the report.

The Committee address was changed to the Cougar Trail address in June of 2007 and has not been changed since then. This address was reaffirmed as the Committee address on an amended D-1 Statement of Organization filed by the Treasurer in January of 2009. The Board has no record of a North Keeler address. Notification was sent to the address supplied by the Respondent; therefore, I recommend that the appeal be denied for lack of an adequate defense. If this recommendation is accepted by the Board, the stay will be lifted from the previously assessed penalty, and the total amount due and owing will be \$900.



Sharon Steward – Hearing Examiner

January 22, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Friends of James McTague
Bryan McTague
1100 Cougar Trail
Cary, IL 60013

L13708

Dear Friends of James McTague:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Pre-Election Report of Campaign Contribution and Expenditures
Report Period: July 1, 2008 through October 5, 2008
Filing Period: October 6, 2008 through October 20, 2008

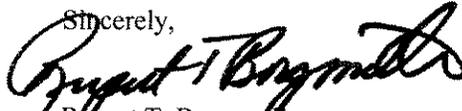
Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on October 22, 2008, 2 day(s) late. As such, this committee has been assessed a fine of \$200.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days of the issuance of a Final Board Order:

<u>Reporting Period</u>	<u>Report Type</u>	<u>Previous Fine Amount</u>
1/1/2007 - 6/30/2007	Semi-annual	\$700.00
TOTAL AMOUNT NOW DUE		\$900.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

STATE BOARD OF ELECTIONS

09.10.16 PM 3:52

State of Illinois)
County of _____)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF:)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
Friends of James McTague)
Respondent(s).)

Case No. 08GE 012

APPEAL AFFIDAVIT

I, Bryan McTague, the Chairman and Treasurer of the
(Name) (Chairman/Treasurer)
Friends of James McTague
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

See attached document.

Signed and Sworn to by:

LETITIA REYNOSO
before me this 14th Day of
JANUARY 2009
Reynoso
Notary Public

Bryan McTague
(Signature of Chairman/Treasurer)



1/14/2009

I received the Pre-election Report forms on Sunday, 10/19/2008 from my father James McTague; the property owner of 1100 Cougar Trail, Cary IL 60013. These materials were mailed to this address even though I had completed a change of address for myself to 3929 N. Keeler, Chicago IL 60641 #3N.

The report materials were completed and placed in the mail on 10/19/2008.

On Monday 10/20/2008 an attempt was made by James McTague to contact a representative at the Illinois State Board of Elections (ISBOE) on this matter, but was unable to get through to anyone.

James McTague, on Tuesday 10/21/2008, was able to contact a representative at the ISBOE and was informed that the Pre-election Report could be faxed in. Copies of the materials completed on 10/19/2008 were then faxed in to the ISBOE office.

Bryan McTague

Bryan McTague
Chairman and Treasurer for Friends of James McTague

Ph: (847) 404-5416
Fax: (847) 516-2510

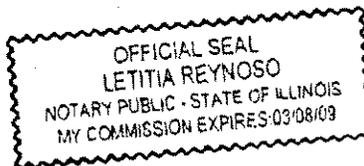
Signed and Sworn to by:

LETITIA REYNOSO

before me this 14th Day of, 2009

Letitia Reynoso

Notary Public



State of Illinois)
)
County of _____)

STATE BOARD OF ELECTIONS
09 JAN 15 AM 9:42

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
)
Vs. Friends of James McTague)
Respondent(s).)

Case No. _____

WAIVER OF APPEARANCE

I, Bryan McTague, the Chairman/Treasurer of the
(Name) (Chairman/Treasurer)
Friends of James McTague
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee waives personal appearance before the State Board of Elections for hearing on this appeal and agrees that the State Board of Elections may enter its order with respect to this appeal in the absence of a representative of the committee.

Bryan McTague
(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

08 JS 256

Committee to Elect Germain Castellanos L14309
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Delinquently Filing the
June 2008 Semi-Annual Report

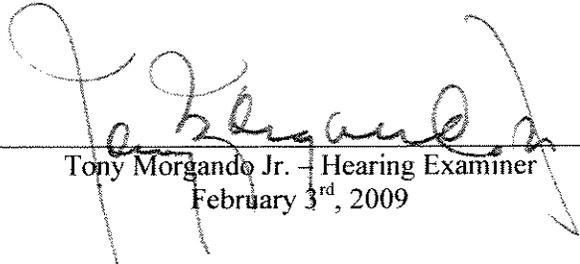
The political committee's June 2008 Semi-Annual Report was received by the State Board of Elections (herein referred to as SBE) on October 31st, 2008, 72 day(s) late. As such, the political committee has been assessed a fine of \$3,600.00. In addition, the political committee was previously assessed a penalty of \$25.00 for the delinquent filing of its 2007 December Semi-Annual Report. The total assessment is \$3,625.00. Since this is a subsequent violation, it will be required to be paid by the political committee within thirty (30) days of the issuance of a Final Board Order.

Mr. Germain Castellanos, Candidate/Chairman, filed a Request for Hearing and Appeal Affidavit, on January 5th, 2009, indicating in part: "Germain Castellanos, served as both the candidate for office and the sole member of the Committee to Elect Germain Castellanos, and having never run for a political office prior to the 2008 election, I did not fully understand my responsibilities for reporting of campaign contributions and expenditures. In retrospect, I now understand the requirements and the process for filing, and take responsibility for my errors".

Hearing in this matter was initially set for Tuesday, February 3rd, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, Suite 14-100, Chicago, Illinois, at 9:30 a.m., held telephonically on Wednesday, January 28th, 2009, at 10:30 a.m. The political committee filed a Final Report on October 31, 2008.

Mr. Germain Castellanos, spoke on behalf of the political committee. Mr. Castellanos indicated that errors in filing were unintentional and certainly a product of being a 1st time office seeker. Mr. Castellanos acknowledged that the Hearing Examiners recommendation to the Board that the proposed fine be abated due to the filing of a Final report would require that the political committee remain dissolved for a period of two (2) years following the date of the Final Order of the Board imposing the penalty.

Based upon a review of the documents/statements presented in this matter, and consideration of a prior filing delinquency, the Hearing Examiner finds there are no reasonable grounds for the June 30th 2008 Semi-Annual Report to have been filed late. Therefore, it is the recommendation of the Hearing Examiner that the appeal be denied, and the assessed fine of \$3,625.00 be due and owing. The Hearing Examiner further recommends such assessed fine be abated if the committee remains dissolved for a period of two (2) years following the date of the Final Order of the Board imposing the penalty.



Tony Morgando Jr. - Hearing Examiner
February 3rd, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Committee to Elect Germain Castellanos
Germain Castellanos
523 N Ash St, #2
Waukegan, IL 60085

L14309

Dear Committee to Elect Germain Castellanos;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Semiannual Report of Campaign Contribution and Expenditures
Report Period: January 1, 2008 through June 30, 2008
Filing Period: July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on October 13, 2008, 72 day(s) late. As such, this committee has been assessed a fine of \$3600.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days:

Reporting Period	Report Type	Previous Fine Amount
7/1/07 - 12/31/07	Semi-annual	\$25.00
TOTAL AMOUNT NOW DUE		\$3625.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

09 JAN -5 AM 11:33

State of Illinois)
County of _____)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
COMMITTEE TO ELECT GERMAIN CASTELLANOS)
Respondent(s).)

Case No. 08JS256

APPEAL AFFIDAVIT

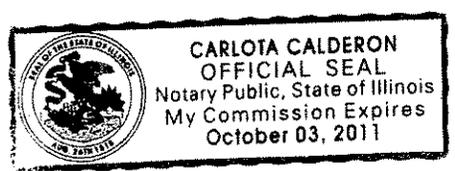
I, GERMAIN CASTELLANOS, the CHAIRMAN of the
(Name) (Chairman/Treasurer)
COMMITTEE TO ELECT GERMAIN CASTELLANOS
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

PLEASE SEE ATTACHED LETTER.

Signed and Sworn to by:
German Castellanos
before me this 31st Day of
December, 2008
Carloa Calderon
Notary Public

German Castellanos
(Signature of Chairman/Treasurer)



December 31, 2008

Illinois State Board of Elections
Attn: Campaign Disclosure
1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708

To whom it may concern,

I am writing to respectfully request that the State Board of Elections re-consider the amount of the Civil Penalty assessed to the Committee to Elect Germain Castellanos in Case No. 08JS256. The following outlines good reason and defense to the assessment of such a civil penalty in this matter.

I, Germain Castellanos, served as both the candidate for office and the sole member of the Committee to Elect Germain Castellanos, and having never run for a political office prior to the 2008 election, I did not fully understand my responsibilities for reporting of campaign contribution and expenditures, nor was I made aware prior to the subject assessment of the extent of the financial penalties. The Schedule of Civil Penalty Assessments was not provided in the information I received in the Guide to Campaign Disclosure.

I filed the first Semi-Annual Report due for my account on 1/22/08 electronically one day late with over-the-phone assistance from a staff member from your office, however, I never received official notice of a \$25 late fee.

My personal life circumstances surrounding the date the second Semi-Annual Report was due on 7/21/08 made it extremely difficult for me to file. In June 2008, I lost my job at a Lake County nonprofit organization; preoccupied with finding another job to support myself and my five-year-old daughter as a single father, I did not file before the due date of 7/21/08. My first day of new employment was the same day the report was due. I could not miss a day or call in sick to my new job and knew that I needed over-the-phone technical support from your staff to complete my Semi-Annual Report and this support was only available during regular business hours.

On 10/30/08, after 3 months of employment at my new job, I was eligible to take a day off and traveled to Springfield to receive the Journey Award from the Illinois Department of Commerce and Economic Opportunity. It was at this time that I went in person to your office and had a staff member walk me through the process of filing the Semi-Annual Report. This staff member understood that I was filing late and advised me to dissolve the Committee because I indicated I would not be receiving any more donations before the next election.

In summary, my intent in running for the Lake County Commissioner in the 9th District was good; my entire professional career has been in service to the community and running for this office was a continuation of that mission. I acted responsibly by forming the Committee to Elect Germain Castellanos even though I was the sole committee member and received no more than \$437 in cumulative donations. By filing late I was not intentionally trying to avoid reporting these donations and did not intend to demonstrate any unethical behavior; it was solely due to my misunderstanding of the filing requirements and process, and the unfortunate life circumstances that made it very difficult for me to access the technical support that I needed to file.

In retrospect, I now understand the requirements and the process for filing, and take responsibility for my error. However, considering that the balance in the account at any one time was no more than \$407, that I was brand new to the process and have closed out my account and no future infractions will occur, I would like to propose that the State Board of Elections reduce my assessment to the cumulative donations to my campaign or \$437. As a single father currently employed at Waukegan School District 60 running a WIA-funded program, I cannot afford to pay a \$3,625 penalty. Please consider my appeal and grant me the privilege of representing the Committee to Elect Germain Castellanos in a hearing before the State Board of Elections in this matter.

Best regards,



Germain Castellanos

State of Illinois)
)
County of _____)

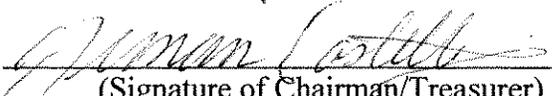
BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 08JS256
)
COMMITTEE TO ELECT GERMAIN CASTELLANOS)
)
Respondent(s).)

REQUEST FOR HEARING

I, GERMAIN CASTELLANOS, the CHAIRMAN
(Name) (Chairman/Treasurer)
COMMITTEE TO ELECT GERMAIN CASTELLANOS
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.


(Signature of Chairman/Treasurer)

**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

08 GE 032

Edgar County Democratic Central Committee S 1338

Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for Delinquently Filing
The Pre-Election Report for the 2008 General Election

The Report was received October 22, 2008, 2 days late, resulting in a civil penalty assessment of \$200.

Robert Lynn Dawson, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Dawson stated that the Committee received the Reminder notice (attached) on 10/18/08; he forwarded it to the Committee Treasurer who received it on 10/20/08, who promptly prepared the report, filed it locally and mailed it to the Board on 10/21/08. He states that this reminder was the first notice the Committee had received regarding this report. He states that because of the lateness of that Reminder Letter, and because of their prompt response, it is submitted that the civil penalty assessment should be rescinded, and not merely stayed.

The letter dated 10/14/08 and received by the Committee 10/18/08 was the reminder letter mailed by the Board midway through the filing period as a courtesy to those committees which had not as yet filed a report. Board records indicate that the original report notification was mailed to the Committee address, the same address to which the reminder was mailed. That packet, which includes a notification letter and the necessary forms, was mailed by the Board to the Committee address on 9/3/08. Therefore, I recommend that the appeal be denied for lack of an adequate defense. As a first violation, the penalty of \$200 is stayed.



Sharon Steward – Hearing Examiner
January 23, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Edgar County Democratic Central Cmte
Robert Dawson
2488 II Highway 1
Paris, IL 61944

S1338

Dear Edgar County Democratic Central Cmte;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Pre-Election Report of Campaign Contributions
Report Period:	July 1, 2008 through October 5, 2008
Filing Period:	October 6, 2008 through October 20, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on October 22, 2008, 2 day(s) late. As such, this committee has been assessed a fine of \$200.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be *stayed*. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Campaign Disclosure

RTB:sm
Enclosure(s): appeal packet

State of Illinois)
County of Edgar)

STATE BOARD OF ELECTIONS
08 DEC 29 AM 8:48

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
EDGAR COUNTY DEMOCRATIC CENTRAL)
COMMITTEE Respondent(s).)

Case No. 08GE032

APPEAL AFFIDAVIT

I, ROBERT LYNN DAWSON, the Chairman of the
(Name) (~~Chairman/Treasurer~~)
EDGAR COUNTY DEMOCRATIC CENTRAL COMMITTEE
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

SEE ATTACHMENT: which is here
incorporated and made a part of
this Appeal Affidavit.

Signed and Sworn to by:

Robert Lynn Dawson
before me this 29th Day of
December 2008

x [Signature]
(Signature of Chairman/Treasurer)

Kay A. Humphrey
Notary Public
OFFICIAL SEAL
KAY A. HUMPHREY
Notary Public, State of Illinois
My Commission Expires 07-24-09

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141 TTY: 217/782-1518
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago, Illinois 60601
312/814-6440 TTY: 312/814-6431
Fax: 312/814-6485



BOARD MEMBERS
Albert S. Porter, Chairman
Bryan A. Schneider, Vice Chairman
Patrick A. Brady
John R. Keith
William M. McGuffage
Wanda L. Rednour
Jesse R. Smart
Robert J. Walters

EXECUTIVE DIRECTOR
Daniel W. White

October 14, 2008

Dear Political Committee,

This is a reminder that your committee is obligated to file under the Illinois Act to Regulate Campaign Financing, Public Act 78-1183. As of this date we have not received your **Pre-election Report**.

Report Type: Pre-election Report of Campaign Contributions
Report Period: July 1, 2008 through October 5, 2008.
Filing Period: October 6, 2008 through October 20, 2008.
Election Date: November 4, 2008.

For political committees created during the reporting period, the reporting period begins with the date of creation and continues through the end of the reporting period.

Reports may be filed in either the Springfield or Chicago offices at the addresses above or via electronic filing. The Board must receive this report by 5:00 p.m. when filing on paper or by 11:59:59 p.m. when filing electronically on the last day of filing. Reports that are postmarked **more** than 72 hours prior to the filing deadline will be considered a timely filing even if received after the deadline. Faxed reports will not be accepted. **If your committee is a State&Local or Local committee, you are required to file a copy of this report with the office of the County Clerk in each county in which your Committee is active.** However, if you file this report electronically and your County has opted to participate in the Electronic Filing Waiver Program you will not be required to submit a copy of the report to the County clerk. For a complete listing of all counties that are participating in the Electronic Filing Waiver Program please go to the SBE website at www.elections.il.gov to see if your county is participating.

If the Board does not receive this report on time, the Board will issue an order assessing a civil penalty not to exceed \$5,000. For statewide offices the civil penalty may not exceed \$10,000.

Questions should be directed to the Springfield office at (217) 782-4141 or the Chicago office at (312) 814-6440 in reference to filing this report.

Reminder

Please **do not** include your social security number on any statements, reports or correspondence submitted to the State Board of Elections. If filing electronically, **do not** send a paper copy of your report to the State Board of Elections. Please **do not** staple your reports.

Remember that if at any time during the reporting period you had a balance or an accumulation of contributions of \$10,000 or more, made aggregate expenditures of \$10,000 or more, or received loans in aggregate of \$10,000 or more, you are required to file your report electronically. The State Board of Elections provides software that enables committees to file their reports electronically. This software is available either on CD Rom or diskette upon request or it may be downloaded from the State Board of Elections website at www.elections.il.gov

Sincerely,


Rupert T. Borgsmiller
Director, Campaign Disclosure



STATE BOARD OF ELECTIONS
 PO Box 4187
 1020 S Spring St
 Springfield, IL 62708-4187



Edgar County Democratic Central Comm
 c/o Robert Lynn Dawson
 2488 IL Hwy 1
 Paris, IL 61944-6947

6194466947 R004



ATTACHMENT TO:

**APPEAL AFFIDAVIT of Robert Lynn Dawson
Regarding Edgar County Democratic Central Committee**

1. The SBE's letter to me concerning the Pre-Election Report filing details was dated 10/14/08, post marked 10/15/08 and not received by me until Saturday 10/18/08; the Committee's Treasurer, who got it on Monday 10/20/08 (the due date), then promptly prepared the report, filed it locally and mailed it to the SBE on 10/21/08.
2. That SBE 10/14/08 letter was the first letter from the SBE advising me of the required Pre-Election Report and the filing dates; the matter was diligently and promptly handled upon receipt of that letter.
3. I am new to the County Chair position as of 3/5/08.
4. Attached are copies of that 10/14/08 letter and its envelope post marked 10/15/08.
5. Because of the lateness of that 10/14/08 SBE letter, and because of our prompt response, it is submitted that the civil penalty assessment should be rescinded, and not merely stayed.
6. If there are any follow-up questions or needs, please address them through our legal advisor:

John A. Piper, Esq.
PIPER LAW OFFICES
308 N. Central Ave.
P.O. Box 246
Paris, IL 61944-0246
Telephone: 217-463-7473

State of Illinois)
)
County of Edgar)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
)
Vs.) Case No. _____)
EDGAR COUNTY DEMOCRATIC CENTRAL)
COMMITTEE Respondent(s).)

WAIVER OF APPEARANCE

I, ROBERT LYNN DAWSON, the Chairman of the
(Name) (Chairman/Treasurer)
EDGAR COUNTY DEMOCRATIC CENTRAL COMMITTEE
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee waives personal appearance before the State Board of Elections for hearing on this appeal and agrees that the State Board of Elections may enter its order with respect to this appeal in the absence of a representative of the committee.

x 
(Signature of Chairman/Treasurer)

**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

08 GE 039

Il Association of Mortgage Brokers PAC

S 5063

Respondent

REPORT OF HEARING EXAMINER

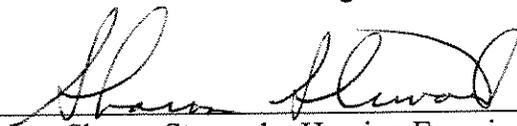
Appeal of Civil Penalty Assessment For Delinquently Filing
The Pre-Election Report for the 2008 General Election

The Report was received on 11/3/08, 10 days late, resulting in a civil penalty assessment of \$2000. In addition, the Committee had previously been assessed a \$160 (not appealed, reduced, stayed) for failing to file a Schedule A-1 for the 2006 General Election. The total assessment is \$2160.

William Grant, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Grant stated that the report in question was completed and sent, but not by the deadline, because they were switching staff who submitted the reports, and this new person did not submit this report because of timing and communication breakdown. They did not intend to nor did they look to violate the requirements. They have implemented procedures to eliminate this from happening in the future.

I recommend that the appeal be denied for lack of an adequate defense. A communication problem within the organization does not constitute a valid defense. If this recommendation is accepted by the Board, the stay will be lifted from the previous assessment and the total amount of \$2160 will be due and owing.



Sharon Steward – Hearing Examiner

February 2, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

II Association of Mortgage Brokers PAC
350 W 22nd St, Ste 104
Lombard, IL 60148

S5063

Dear II Association of Mortgage Brokers PAC:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Pre-Election Report of Campaign Contribution and Expenditures
Report Period: July 1, 2008 through October 5, 2008
Filing Period: October 6, 2008 through October 20, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on November 3, 2008, 10 day(s) late. As such, this committee has been assessed a fine of \$2000.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days of the issuance of a Final Board Order:

Reporting Period	Report Type	Previous Fine Amount
10/9/2006 - 11/6/2006	Schedule A-1	\$160.00
TOTAL AMOUNT NOW DUE		\$2160.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

State of Illinois)
County of DuPAGE)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.)
)
IL ASSOCIATION OF MORTGAGE BROKERS PAC)
Respondent(s).)

Case No. 08GE039

APPEAL AFFIDAVIT

I, WILLIAM GRANT, the TREASURER of the
(Name) (Chairman/Treasurer)
ILLINOIS ASSOCIATION OF MORTGAGE BROKERS PAC
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

THE REPORT IN QUESTION WAS COMPLETED AND SENT
BUT NOT BY THE DEADLINE, BECAUSE WE WERE
SWITCHING STAFF THAT SUBMITTED THE REPORTS
AND THE NEW PERSON DID NOT SUBMIT THIS
REPORT BECAUSE OF TIMING AND COMMUNICATION
BREAKDOWN. WE DO NOT INTEND TO OR DID WE

Signed and Sworn to by: WILLIAM GRANT WE HAVE IMPLEMENTED PROCEDURES TO ELIMINATE THIS
FROM HAPPENING IN THE FUTURE
before me this 12 Day of JANUARY, 2008 (Signature of Chairman/Treasurer)
Sarah M Bryar
Notary Public



State of Illinois)
County of DuPAGE)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
ILLINOIS ASSOCIATION OF MORTGAGE)
Respondent(s). PROFESSIONALS, PAC)

Case No. _____

WAIVER OF APPEARANCE

I, WILLIAM GRANT, the TREASURER of the
(Name) (Chairman/Treasurer)
ILLINOIS ASSOCIATION OF MORTGAGE BROKERS, PAC
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee waives personal appearance before the State Board of Elections for hearing on this appeal and agrees that the State Board of Elections may enter its order with respect to this appeal in the absence of a representative of the committee.

W Grant
(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 AG 011

Citizens for Noland

S 8157

Respondent

REPORT OF HEARING EXAMINER

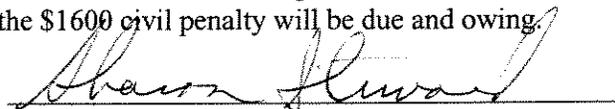
Appeal of Civil Penalty Assessment for Delinquently Filing
A Schedule A-1 for the 2008 General Election

This Committee received one contribution of \$1000 on 10/7/08; one contribution of \$2000 on 10/8/08; one contribution of \$10,000 on 10/8/08; one contribution of \$1000 on 10/15/08; one contribution of \$1000 on 10/15/08; and one contribution of \$1000 on 10/15/08, and filed them delinquently on a Schedule A-1 on 10/21/08, resulting in a total civil penalty assessment of \$1600.

Rich L. Jacobs, the Treasurer of the Committee, filed a Waiver of Appearance, and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Jacobs stated that any violation was absolutely unintentional and due solely to excusable error. He as treasurer assumes responsibility, but he misunderstood the reporting time frame and falsely, but in good faith, believed that it did not apply to these circumstances. He states that he self-reported the mistake immediately upon discovering it and fully corrected the error. The Respondent has no prior occurrences of noncompliance and has and will fully comply with the reporting requirements in the future. The Respondent is not engaged in a current campaign; therefore, no votes or voters could have been in any way influenced by the slight delay in reporting. The Respondent respectfully submits that, under all of the circumstances listed, there is no need to impose any penalty or such a significant penalty. The principals and purposes of the campaign financing reporting process will not be advanced or promoted by a civil penalty in this matter.

I recommend that the appeal be denied for lack of an adequate defense. Although the candidate listed on the D-1 as that candidate supported by this Committee was not on the 2008 General Election ballot, the Committee met the definition of participation by contributing more than \$500 to candidates on the November 4th ballot. Therefore, contributions in excess of \$500 received by this Committee during the 30 days prior to the election had to be reported within two business days. However, since there is no indication that these violations were anything other than inadvertent and unintentional, I also recommend that the penalty be reduced to 10% of the original assessment or \$1600. If this recommendation is accepted by the Board, the \$1600 civil penalty will be due and owing.



Sharon Steward – Hearing Examiner

January 22, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

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100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Citizens for Noland
Rich Jacobs
891 Douglas Ave
Elgin, IL 60120

S8157

Dear Citizens for Noland;

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
AT&T IL Employees PAC	10/15/08	\$1000.00	\$1000.00	10/21/08	2
II Hospital Assoc PAC	10/8/08	\$2000.00	\$2000.00	10/21/08	6
II State Medical Society PAC	10/7/08	\$1000.00	\$1000.00	10/21/08	7
IVCA PAC	10/15/08	\$1000.00	\$1000.00	10/21/08	2
Senate Democratic Victory Fund	10/8/08	\$10000.00	\$10000.00	10/21/08	6
Friends of A J Wilhelmi	10/15/08	\$1000.00	\$1000.00	10/21/08	2

The committee is fined a **total** of \$16000.00 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

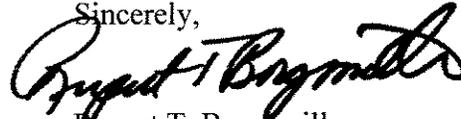
Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$1600.00, (10% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. This amount must be paid (including any previously assessed fines), within 30 days of the issuance of the Order.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. *If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.* Notice of Appeal must be filed within 30 days of the mailing of this assessment for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,



Rupert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm *

cc: Officer(s), Candidate(s)

09 JAN -2 AM 11:02

State of Illinois)
County of Kane)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
CITIZENS FOR NOLAND)
Respondent)

Case No. 08AG011

APPEAL AFFIDAVIT

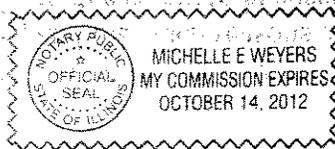
I, Rich L. Jacobs, the Treasurer of the Citizens for Noland Committee (the "Committee"), first being duly sworn, deposes and states that the Committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are: 1) any violation was absolutely unintentional and due solely to excusable error (as Treasurer of the Committee; and the person responsible for forwarding the information needed to report the donations at issue, I misunderstood the reporting time frame and falsely but in good faith believed that it did not apply to the circumstances presented); 2) the respondent self-reported the mistake immediately upon discovering it and fully corrected the error; 3) the respondent has no prior occurrences of noncompliance and has and will fully comply with the reporting requirements in the future; 5) the respondent is not engaged in a current campaign, therefore, no votes or voters could have been in any way influenced by the slight delay in reporting here. Accordingly, respondent respectfully submits that, under all of the circumstances, there is no need to impose any penalty or such a significant penalty. The principles and purposes of the campaign financing reporting process will not be advanced or promoted by a civil penalty in this matter.

Signed and Sworn to by:

Before me this 30th Day of December, 2008

Rich L Jacobs
(Signature of Treasurer)

Michelle E Weyers
Notary Public



**STATE OF ILLINOIS
COUNTY OF COOK**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections
Complainant

v.

08 JS 263

Chicago Latino 100
Respondent

S8634

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for Delinquently Filing the
June 2008 Semi-Annual Report

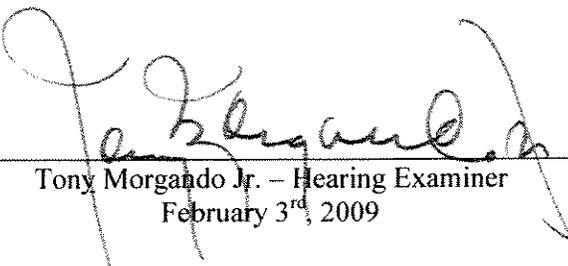
The political committee's June 2008 Semi-Annual Report was received by the State Board of Elections (herein referred to as SBE) on October 8th, 2008, 56 days late. As such, the political committee has been assessed a fine of \$4,200.00. In addition, the political committee was previously assessed a penalty of \$500.00 for the delinquent filing of the June 2006 Semi-Annual Report, a penalty of \$3,200.00 for the delinquent filing of the June 2007 Semi-Annual Report, and a penalty of \$2,200.00 for the delinquent filing of the December 2007 Semi-Annual Report. The total assessment is \$10,100.00. Since this is a subsequent violation, it will be required to be paid by the political committee within thirty (30) days of the issuance of a Final Board Order.

Mr. Homero Tristan, Chairman, filed a Request for Hearing and Appeal Affidavit, on January 14th, 2009, indicating in part: "(1) We immediately contacted the committee's accountant to assist us in gathering financial information, preparing and filing these reports; (2) We attempted to file the reports electronically, however we were unable to obtain electronic access. As a result, we could not initially file the reports; (3) The committee does not have much, if any, amounts of activity to report, and, (4) The committee did not ignore the reporting requirements set forth by the State Board of Elections. The committee has respected and upheld the spirit and the intent of the reporting requirements and regulations of the State of Illinois". The Hearing Examiner notes, such Appeal Affidavit is verbatim for prior Requests for Hearing submitted by the political committee.

Hearing in this matter was set for Tuesday, February 3rd, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 10:00 a.m.

Mr. Robert Mancilla, Counsel, appeared on behalf of the Respondent. Mr. Mancilla indicated filing delinquencies have been rooted in internal communications problems between political committee officers. Mr. Mancilla stated it was the intent of the political committee to continue as an active organization, filing future reports in a timely fashion. Mr. Mancilla indicated the December 2008 Semi-Annual Report, and the present Pre-Election Report for the February Consolidated Primary were filed in a timely manner.

Based upon a review of the statements/documents presented in this matter, and consideration of the continued filing delinquency of the political committee, it is the opinion of the Hearing Examiner that the appeal be denied, and the total assessed fine of \$10,100.00 is due and owing.



Tony Morgando Jr. – Hearing Examiner
February 3rd, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Chicago Latino 100
Homero Tristan
11 E Adams St, Ste 1100
Chicago, IL 60603

S8634

Dear Chicago Latino 100;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Semiannual Report of Campaign Contribution and Expenditures
Report Period: January 1, 2008 through June 30, 2008
Filing Period: July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on October 8, 2008, 56 day(s) late. As such, this committee has been assessed a fine of \$4200.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days:

Reporting Period	Report Type	Previous Fine Amount
1/1/06 – 6/30/06	Semi-annual	\$500.00
1/1/07 – 6/30/07	Semi-annual	\$3200.00
7/1/07 – 12/31/07	Semi-annual	\$2200.00
TOTAL AMOUNT NOW DUE		\$10100.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

09 JAN 14 AM 9:14

State of Illinois)
)
County of Cook)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS)
)
Complainant,)
)
v.)
)
CHICAGO LATINO 100,)
)
Respondent.)

8 JS 263

APPEAL AFFIDAVIT

I, HOMERO TRISTAN, the Chairman of CHICAGO LATINO 100, first being duly sworn, deposes and states that he represents that the said Committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

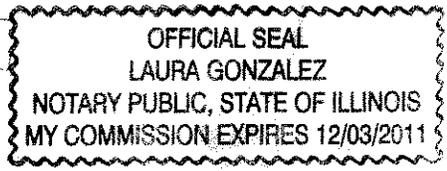
1. We immediately contacted the committee's accountant to assist us in gathering financial information, preparing and filing these reports.
2. We attempted to file the reports electronically; however we were unable to obtain electronic access. As a result, we could not initially file the reports.
3. The committee does not have much, if any, amounts of activity to report. Upon gathering all financial information the reports were filed immediately.
4. The committee did not ignore the reporting requirements set forth by the State Board of Elections. The committee has respected and upheld the spirit and the intent of the reporting requirements and regulations of the State of Illinois.

FURTHER AFFIANT SAYETH NOT.

SUBSCRIBED and SWORN TO
Before Me This 2 day of January 2009


Homero Tristan

Laura Gonzalez
Notary Public



State of Illinois)
County of COOK)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

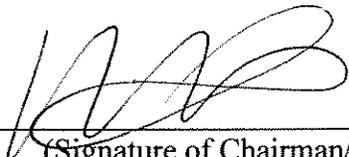
IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
Chicago Latino 100)
Respondent(s).)

Case No. 586 34

REQUEST FOR HEARING

I, Homero Tristan, the Chairman
(Name) (Chairman/Treasurer)
Chicago Latino 100
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.


(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

08 AP 067

Citizens for Judy Cates S9466
Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for Failure to File
Schedule A-1's in conjunction with the 2008 General Primary Election

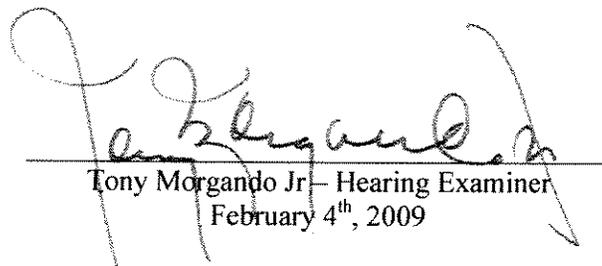
According to the political committee's June 2008 Semi Annual Report, it received contributions during the Schedule A-1 filing period, January 1st, 2008 through February 4th, 2008, which failed to be reported as required by statute: Jack Scoville, dated January 16th, 2008, in the amount of \$500.00; Robin Short, dated January 31st, 2008, in the amount of \$10,000.00, and four (4) donations from Cates Law Firm, all dated January 2nd, 2008 in the amounts of \$500.00, \$24.55, \$25.00 and \$38.84. The political committee is assessed a total penalty of \$11,338.50

Ms. Lisa Waligorski, Treasurer, filed a Request for Hearing and Appeal Affidavit, on October 20th, 2008, indicating: "This was my first effort at reporting contributions for this committee. I repeatedly called the Board of Elections, asking questions, to insure I was complying with the law. I misunderstood the directions given me. The failure to file was not intentional, as evidenced by my repeated conversations with John Levin and Sharon Steward".

Hearing in this matter was set for Friday, December 19th, 2008, to be conducted telephonically via conference call, at 10:00 a.m.

Ms. Waligorski, spoke on behalf of the political committee. Ms. Waligorski indicated the in-kind contribution of Robin Short in the amount of \$10,000.00 was for the services of a campaign worker, paid to Goldenberg Heller Antognoli Rowland & Short. Ms. Waligorski stated she was unaware if such payment was lump sum, or paid periodically. Ms. Waligorski also indicated in-kind contributions provided by the Cates Law Firm, were actually payments charged to the law firm's credit card, which may have been incurred in December 2007, but reported as stated on the January 2008 billing statement. Ms. Waligorski stated this was her first use of the IDIS program, which entailed a 99 page filing. Ms. Waligorski indicated any errors were strictly unintentional.

Based upon a review of the documents/statements submitted in this matter, it is the opinion of the Hearing Examiner, that no reasonable grounds exist for the political committee's failure to file Schedule A-1's, as required by statute. Therefore, it is the recommendation of the Hearing Examiner that the appeal in this matter be denied. Since this is the first delinquent filing of a Schedule A-1 by the political committee, the assessed civil penalty is reduced 10% or \$1134.00 and is now due and owing.


Tony Morgando Jr. - Hearing Examiner
February 4th, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
October 2, 2008

Citizens for Judy Cates
216 West Pointe Dr, ste A
Swansea, IL 62226

S9466

Dear Citizens for Judy Cates;

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
Jack Scoville	1/16/08	\$750.00	\$750.00	*not filed	11
Robin Short	1/31/08	\$10000.00	\$10000.00	*not filed	1
Cates Law Firm	1/2/08	\$500.00	\$500.00	*not filed	7
Cates Law Firm	1/2/08	\$24.66	\$24.66	*not filed	21
Cates Law Firm	1/2/08	\$25.00	\$25.00	*not filed	21
Cates Law Firm	1/2/08	\$38.84	\$38.84	*not filed	21

The committee is fined a **total** of \$11338.50 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

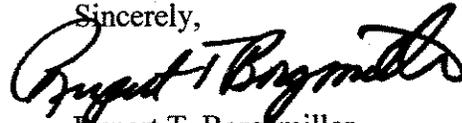
Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$1134.00, (10% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. This amount must be paid (including any previously assessed fines), within 30 days of the issuance of the Order.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. ***If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.*** Notice of Appeal must be filed within 30 days of the mailing of this assessment for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,



Rupert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm

cc: Officer(s)

* This contribution was reported on the June 2008 Semi-annual Report but should have been reported on a Schedule A-1 Report of Campaign Contributions of more than \$500.00, within 2 business days of receipt.

** This contribution did not, by itself, necessitate filing of a Schedule A-1. No fine was assessed for this contribution – it is listed for informational purposes only. A subsequent contribution, when aggregated with this contribution, exceeded the "more than \$500.00" threshold and was used as the basis for the fine assessment.

State of Illinois)
County of St. Clair)

STATE BOARD OF ELECTIONS

08 OCT 20 PM 2:52

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
CITIZENS FOR JUDY CATES,)
Respondent(s).)

Case No. 08 AP 067

APPEAL AFFIDAVIT

I, Lisa Waligorski, the Treasurer of the
(Name) (Chairman/Treasurer)
Citizens for Judy Cates
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

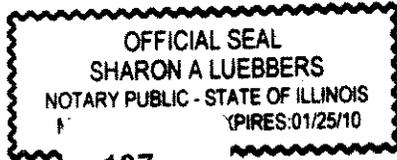
This was my first effort at reporting contributions for this committee. I repeatedly called the Board of Elections, asking questions, to insure I was complying with the law. I misunderstood the direction given me. The failure to file was not intentional, as evidenced by my repeated conversations with John Levin and Sharon Steward.

Signed and Sworn to by:

Lisa Waligorski
before me this 15th Day of
October, 2008

Lisa A Waligorski
(Signature of Chairman/Treasurer)

Sharon A Luebbers
Notary Public



State of Illinois)
)
County of St. Clair)

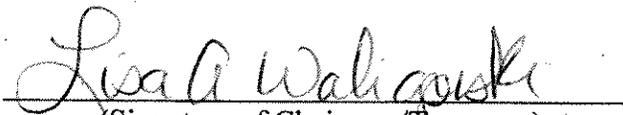
BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. _____)
)
CITIZENS FOR JUDY CATES,)
)
Respondent(s).)

REQUEST FOR HEARING

I, Lisa Waligorski, the Treasurer
(Name) (Chairman/Treasurer)
Citizens For Judy Cates
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.


(Signature of Chairman/Treasurer)

STATE OF ILLINOIS

COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS

STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 MA 011

Committee for Ed Smith

L 822

Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty for Delinquently Filing the 2006 December Semi-Annual Report, the 2007 June Semi-Annual Report, the 2007 December Semi-Annual Report, the Pre-Election Report for the 2006 General Election, the Pre-Election Report for the 2007 Consolidated Election, failure to report 15 contributions on a Schedule A-1 for the 2006 General Election, and failure to report 3 contributions on a Schedule A-1 for the 2008 General Primary Election

The 2006 December Semi-Annual Report was received on April 20, 2008, 303 days late, resulting in a civil penalty assessment of \$5000; the 2007 June Semi-Annual Report was received on April 20, 2008, 185 days late, resulting in a civil penalty assessment of \$5000; the 2007 December Semi-Annual Report was received on April 20, 2008, 62 days late, resulting in a civil penalty assessment of \$5000; the Pre-Election Report for the 2006 General Election was received April 20, 2008, 11 days late, resulting in a civil penalty assessment of \$1100; the Pre-Election Report for the 2007 Consolidated Election was received April 20, 2008, 11 days late, resulting in a civil penalty assessment of \$4400. Penalties were also assessed totaling \$25,550 for contributions exceeding \$500 which were not listed on Schedule A-1s for the 2006 General Election and penalties totaling \$4001 for contributions exceeding \$500 which were not listed on Schedule A-1s for the 2008 General Primary Election. The total assessment is \$50,051.

Respondent's Case

Emma Robinson, the Treasurer of the Committee, filed an Appeal Affidavit and Request for Hearing. The hearing was originally scheduled for 1:00 PM November 21, 2008, but was continued to 10:00 AM December 2, 2008. Attorney Michael Kasper appeared on behalf of the Respondent.

The Respondent does not contest the penalties for failure to file the Schedule A-1 reports, except for the \$1000 contribution received from Friends of Roosevelt Coats on 2/2/08. This Contribution was reported in error as a \$1000 contribution; testimony and a submitted copy of the check verify that the check was

for \$100, rather than \$1000. The Respondent does not contest any other Schedule A-1 violations as long as the penalties are reduced as stated in the notification to the Respondent.

The Respondent does contest that portion of the complaint addressing the failure to file the three semi-annual reports and the two pre-election reports. He states that the Committee had filed the required reports. The Board is treating these reports as though they had not been filed. There is no dispute that the Committee filed all the reports and no dispute that the Committee filed incomplete reports. The Committee has since filed amendments to all of these reports. The Respondent finds it troubling that the Board has assessed the maximum fines against this Committee when it never assesses penalties against any other Committee filing amended reports. Although these reports may be more incomplete than others, they were timely filed. The Respondent concedes that the Committee failed to file all its contributions, but to treat them differently than a Committee that filed half its contributions, or two-thirds of its contributions, or all but one contribution, he feels that the Board does not have the authority to do that. He states that nowhere in Section 9-10 or in any other Section of the Act, is the Board given the authority regarding incomplete reports. The verification attested to by the Committee references language in Section 5/9-26, which reads in part: "Willful failure to file or willful filing of false or incomplete information required by this Article shall constitute a business offense subject to a fine of up to \$5,000..." The Respondent states that in this case the Board is exceeding its statutory authority. Section 5/9-10 gives the Board the authority to determine if a report is filed; Section 5/9-26 is outside of the jurisdiction of the Board and is enforced by the State's Attorney.

Recommendation

The Respondent argues that the reports were filed on time pursuant to Section 5/9-10 of the Act, and that the Board exceeded its authority by assessing penalties for the reports in question. He makes the point that the original filings, although incomplete, were timely filed. He argues that committees file amended reports all of the time, and no penalties are assessed and he questions why this Committee is being singled out.

In formulating my recommendation, I considered Section 100.10(d) of Board Rules and Regulations. The definition of 'Filing' reads as follows: " 1) To constitute a "filing" as used in the Election Code and this Part, the statement, report or document must be in apparent and substantial conformity with the requirements of the Election Code. "Apparent and substantial conformity" requires that the filing contain the following: (A) The signature of the person making the filing, (B) Completion of all applicable sections of the report; and (C) Attachment of all appropriate schedules. 2) Inadvertent error or omission of a de minimus nature in the completion of report, statement or document shall not be deemed to a "willful failure to file or a willful filing of false or incomplete information" pursuant to Section 9-26 of the Election Code.

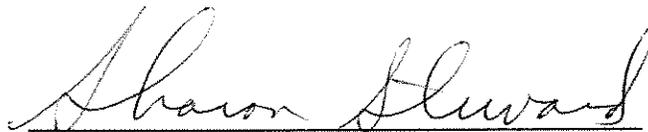
I certainly cannot and would not attempt to determine why the Committee submitted reports with all zeros, but I do not believe that they would meet the definition of 'filing' as defined in Section 100.10(d) of Board Rules. What I can do is point out that when amended reports were filed as the result of a complaint filed against this Committee, several thousands of dollars in receipts and expenditures were reported, which did not appear on the original filings. All original filings in question showed only a beginning and ending balance with all zeroes in their receipts and expenditures sections on the D-2 forms. Breaking down each report, the amended 2006 December Semi-Annual Report showed approximately \$71,000 in receipts and \$43,000 in expenditures which were not reported on the original report; the amended 2007 June Semi-Annual Report showed approximately \$71,000 in receipts and \$68,000 in expenditures which were not reported on the original report; the amended 2007 December

Semi-Annual Report showed approximately \$62,000 in receipts, and \$79,000 in expenditures, which were not reported on the original report. The same pattern is reflected in the pre-election reports, even the one for which the Committee was not assessed a penalty, the pre-election report filed for the 2007 Consolidated Primary, an election in which the candidate appeared on the ballot. All of this information remained unreported for months, and was only filed with the Board after a complaint was filed against the Committee. My concern is that if such reports are considered to be valid filings not subject to civil penalties, what is to prevent other committees from filing similar reports.

I therefore recommend that the appeal in regards to the failure to file the three semi-annual reports and the two pre-election reports be denied. The original filings by this Committee were nothing more than pieces of paper with no information on them. The law requires that Reports of Campaign Contributions be filed for each election and Reports of Campaign Contribution and Expenditures be filed semi-annually. No information was reported by the Committee on any of the filings in question. These filings did not reflect any of the activity that took place during each particular reporting period.

In regards to the 15 Schedule A-1 violations resulting from failure to file such reports in connection with the GE 2006 general election, I recommend the appeal be denied, as these were uncontested by the Respondent. However, since this election was the first during which Schedule A-1 violations occurred, I also recommend that the penalty be reduced to 10% of the original assessment, or \$2550. In regards to the 3 Schedule A-1 violations resulting from failure to file such reports in connection with the 2008 General Primary Election, the appeal is granted regarding the one \$1000 contribution from Friends of Roosevelt Coats, which attached documentation has shown that this was actually a \$100 contribution, and did not need to be reported on a Schedule A-1. In regards to the two remaining contributions, the Respondent did not contest either of them; therefore I recommend that the appeal be denied. However, I also recommend that since this is the second election for which such penalties have been assessed, the penalties be reduced to 50% of the original amount, or \$1500.

If these recommendations are accepted by the Board, the amount due and owing for the Schedule A-1 violations is \$4,050. The amount due and owing for the failure to file the three semi-annual reports and the two pre-election reports is \$20,500. The total amount due and owing is \$24,550. I further recommend that the Committee file an amended 2008 June Semi-annual Report within thirty days to accurately reflect the correct amount of the contribution incorrectly reported on the Schedule A-1 Report.

A handwritten signature in cursive script, reading "Sharon Steward". The signature is written in black ink and is positioned above a horizontal line.

Sharon Steward – Hearing Examiner

February 3, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



EXECUTIVE DIRECTOR
Daniel W. White
October 2, 2008

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Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

Committee for Ed Smith
261 N. Pulaski Rd.
Chicago, IL 60624

L822

Dear Committee for Ed Smith;

As you have been previously notified, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2006 through December 31, 2006
Filing Period:	January 2, 2007 through January 31, 2007

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on April 20, 2008, 303 day(s) late. As such, this committee has been assessed a fine of \$5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	January 1, 2007 through June 30, 2007
Filing Period:	July 2, 2007 through July 20, 2007

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on April 20, 2008, 185 day(s) late. As such, this committee has been assessed a fine of \$5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
Argent Real Estate Development Corp	11/4/06	\$2500.00 ✓	\$2500.00	*not filed	1
Argent Real Estate Development Corp	11/4/06	\$2500.00 ✓	\$2500.00	*not filed	1
Corporate Aviation Group	11/4/06	\$2500.00 ✓	\$2500.00	*not filed	1
Haddad Food & Liquors	11/3/06	\$1000.00 ✓	\$1000.00	*not filed	1
Sandra & Demain LaPointe	11/4/06	\$1000.00 ✓	\$1000.00	*not filed	1
Adriana & Michael Markese	11/4/06		**500.00		
Adriana & Michael Markese	11/4/06	\$500.00 ✓	\$500.00	*not filed	1
Metropolitan Chicago Corp	11/4/06	\$2500.00 ✓	\$2500.00	*not filed	1
Par Family Limited Partnership	11/4/06	\$2500.00 ✓	\$2500.00	*not filed	1
Personal Food & Liquors	11/4/06	\$2500.00 ✓	\$2500.00	*not filed	1
Redevelopment Enterprises Inc	11/4/06	\$1500.00 ✓	\$1500.00	*not filed	1
Denia Sanetra	11/4/06	\$1000.00 ✓	\$1000.00	*not filed	1
William & Rose Schreiber	11/4/06	\$1000.00 ✓	\$1000.00	*not filed	1
Seaton Trucking	11/4/06	\$1000.00 ✓	\$1000.00	*not filed	1
Select Environmental Services	11/4/06	\$2500.00 ✓	\$2500.00	*not filed	1
Michael Wsol	11/4/06	\$1000.00 ✓	\$1000.00	*not filed	1

The committee is fined a total of \$25,550.00 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total *does not* reflect any previously assessed fines.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalties have been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice.

If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment. If the above listed violations are not appealed they will be required to be paid by the committee within 30 days:

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,



Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
cc: Officer(s), Candidate(s)
Enclosure(s) appeal documents

* This contribution was reported on your Semi-Annual Report but should have been reported on a Schedule A-1 Report of Campaign Contributions of more than \$500.00, within 2 business days of receipt.

** This contribution did not, by itself, necessitate filing of a Schedule A-1. No fine was assessed for this contribution - it is listed for informational purposes only. A subsequent contribution, when aggregated with this contribution, exceeded the "more than \$500.00" threshold and was used as the basis for the fine assessment.

State of Illinois)
County of Cook)

CHICAGO

NOV -3 AM 11:44

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

STATE
BOARD OF ELECTIONS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
vs.)
Committee for Ed Smith)
Respondent(s).)

No. 08 MA 011

APPEAL AFFIDAVIT

I, Emma J. Robinson, the Treasurer of the
(Name) (Chairman/Treasurer)
Committee for Ed Smith
(Name of the Committee)

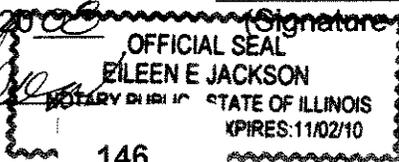
Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are: The violation was committed unintentionally.

Subscribed and Sworn to Before me

This 31 Day of October, 2008

[Signature]
NOTARY PUBLIC

Emma J. Robinson
(Signature of Chairman/Treasurer)



State of Illinois)
County of Cook)

CHICAGO

777 NOV -3 AM 11:44

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

STATE
BOARD OF ELECTIONS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
vs.)
Committee for Ed Smith)
Respondent(s).)

No. _____

REQUEST FOR HEARING

I, Emma J. Robinson, the Treasurer
(Name) (Chairman/Treasurer)
Committee for Ed Smith
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.

Emma J. Robinson
(Signature of Chairman/Treasurer)

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

In the Matter of:

ISBE
Complainant(s),

Vs. Committee for
Ed Smith
Respondent(s)

Case No. 6822

APPEARANCE

The undersigned enters the appearance of (check one):

COMPLAINANT(S) or RESPONDENT(S)

Committee for Ed Smith

(Insert name)

Check one: Attorney Pro Se

Name: MICHAEL J. KASPER

Address: 222 N. LA SALLE # 300

City/State/ZIP Chicago IL 60601

Telephone: 773 754 3852

FAX No.: 312 368 4944

EMAIL: _____

Will you accept service of documents via FAX transmissions? Check one: Yes No

Signature

STATE BOARD OF ELECTIONS
1020 South Spring Street
Springfield, Illinois 62704
217/782-4141

Rupert T. Borgsmiller

Director, Campaign Disclosure

To: Members of the Board, Daniel W. White, Executive Director, Steve Sandvoss, General Counsel

Re: Civil Penalty Assessments Necessitating a Final Board Order

Date: 2/2/2009

Listed below are committees that have been assessed a civil penalty for delinquently filing the D1 Statement of Organization, the June 2008 Semi-annual report, Schedule A-1's in conjunction with the February 2008 election, the November 2008 Pre-election report, Schedule A-1's in conjunction with the November 2008 election and "multi - assessments". These violations were not appealed & should be issued a Final Board Order.

D-1 Statement of Organization			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Citz to Elect Kevin Parker States Attorney **	L14869	\$325.00	None
Southern IL Republican Caucus	S9814	\$250.00	None
Friends of Champaign County Democrats	S9823	\$450.00	None
June 2008 Semi-annual Report			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
22 nd Ward Independent Political Org.	L595	\$1350.00	None
Committee to Elect Monica Jones	L10648	\$1575.00	None
Citizens to Elect Robert Bank **	L12089	\$2750.00	1 semi
Citizens for Cass School District 63	L13582	\$4000.00	1 semi
Citizens for Carey **	L14195	\$1325.00	None
Harwood Heights Residents Awareness Group **	L14305	\$1925.00	None
Committee to Re-elect Mike Slape	S1900	\$5000.00	1 semi
Coalition for Quality Vocational Education **	S5927	\$1825.00	None
Acorn PAC	S6184	\$5000.00	1 semi
Citizens for April Troope	S8056	\$5000.00	1 semi
IL New Party Political Committee	S8209	\$4000.00	1 semi
Friends of Ron David **	S9273	\$2800.00	1 semi, 1 pre
Citizens for Judge Carmen Goodman	S9449	\$3100.00	None
Friends of Terry Hunt	S9568	\$3200.00	None
People for John Nelson **	S9707	\$2750.00	None
November 2008 Pre-election Report			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Committee to Elect John Hoscheit	L7096	\$200.00	None
Citizens to Retain a Physician as Coroner **	L7459	\$400.00	None
Citizens for Ed Schock	L7832	\$1000.00	None
Kendall County Democratic Party	L10681	\$500.00	None
Matt Wilzbach for States Attorney	L11979	\$100.00	2 semi (pd)
Citizens for Michael Jacobs	L12177	\$200.00	None
Committee to Elect David Evans	L13749	\$200.00	2 semi
Friends to Elect Pearson	L14625	\$200.00	None
Ryner for Sheriff **	L14738	\$100.00	None
Greenville Growth & Opportunity Cmte **	L14756	\$500.00	none

November 2008 Pre-election Report			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Curtis P Newport for Boone County Treasurer	L14773	\$200.00	None
Citizens for Spencer **	L14782	\$1100.00	None
Renew It! Now	L14803	\$500.00	None
Mascoutah Citizens for Excellence **	L14831	\$500.00	None
Friends of Mark Fumagalli **	L14847	\$1100.00	None
Montgomery County Democratic Central Cmte	S285	\$200.00	None
Marion County Democratic Central Cmte	S692	\$500.00	None
Clay County Republican Central Cmte	S727	\$100.00	None
Boone County Democratic Central Cmte	S845	\$2000.00	None
Winnebago County Democratic Central Cmte	S898	\$200.00	None
Macon County Republican Central Cmte	S937	\$500.00	None
INA-PAC	S1623	\$400.00	None
Citizens for Arthur Turner	S1841	\$2000.00	3 pre, 1 semi, a-1's (pd)
Plumbers LU 93 Political Fund	S2676	\$2000.00	None
Boone County Republican Central Cmte	S4297	\$400.00	None
Committee for Retention of Judges in Cook Co	S4928	\$500.00	None
Kankakee Federation of Labor	S5607	\$400.00	1 pre
Citizens for Colvin	S7940	\$500.00	None
Meeks for Senate	S8290	\$200.00	None
Friends for Susana Mendoza	S8758	\$100.00	None
Cmte to Elect John Steele Appellate Ct Judge **	S9467	\$1100.00	None
Citizens for an Independent Judiciary **	S9488	\$100.00	1 semi
Cmte to Elect Judge Maureen Ward Kirby **	S9556	\$400.00	None
Cmte to Elect Tom Tedeschi Circuit Judge **	S9571	\$400.00	None
Citizens to Elect Patrick J Sherlock	S9616	\$1100.00	1 semi
Friends of Harper	S9627	\$200.00	None
Friends of Cheryl Graff	S9716	\$500.00	None
Joan Solms Election Campaign **	S9807	\$200.00	None
Citizens for the Library Referendum **	S9812	\$500.00	None
Multi-Assessments			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
New Libraries Now	L14749	\$6500.00	None
Southern IL Citizens for Equal Justice	S9813	\$2200.00	None
Schedule A-1 (February '08 election)			
Cmte Name	Cmte No	Amt of Fine	Percentage Reduction
Rosemont Voters League	L748	\$575.00	\$58.00
Friends of Dorothy Brown	L8922	\$4250.00	\$4250.00 (100%)
Friends of John Corrigan	S9443	\$3000.00	\$300.00
Schedule A-1 (November '08 election)			
Cmte Name	Cmte No	Amt of Fine	Percentage Reduction
Citizens for Suarez	L2769	\$1375.00	\$138.00
Cmte for election of Gary Webber **	L14659	\$600.00	\$60.00
LaSalle County Democratic Central Cmte	S127	\$1672.41	\$168.00
New Trier Republican Org.	S369	\$1500.00	\$150.00
Friends of Dan Hynes	S6929	\$1675.00	\$168.00
Friends for Anita Forte Scott	S9694	\$9854.42	\$986.00

(** - DENOTES COMMITTEES THAT HAVE FILED A FINAL REPORT)

STATE BOARD OF ELECTIONS

**1020 South Spring Street
Springfield, Illinois 62704
217/782-4141**

Rupert T. Borgsmiller

Director, Campaign Disclosure

To: Daniel W. White, Executive Director, Members of the Board

Re: Payment of Civil Penalties - Informational

Date: February 4, 2009

The following committees have made payment of outstanding civil penalties for the period of 1/8/2009 - 2/4/2009:

- § Concerned Citizens for Diane Jones - \$505.00
- § Citizens for Rod Drobinski - \$100.00
- § Friends of Jay Paul Deratany - \$2730.00
- § Citizens for Curry - \$50.00
- § Citizens for Andre B Ashmore - \$225.00
- § Friends of Judy Stearns - \$359.50
- § Citizens to Elect Dini - \$336.00

Total Amount Paid for this Period- \$4305.50

Year to Date:

1/8/09 – 2/4/09 \$4305.50

**STATE OF ILLINOIS
COUNTY OF COOK**

**BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS**

Illinois State Board of Elections
Complainant

Vs. Board File No: 08 CD 046

16th Ward Regular Democratic Organization L3161
Respondent

REPORT OF HEARING EXAMINER
Report of Public Hearing For
Failure to File the June 2007, December of 2007
And June 2008 Semi Annual Report

PROCEDURAL HISTORY

On October 27, 2008 the above referenced Complainant filed a Form D-4, Complaint for violation of the Campaign Disclosure Act wherein it is specifically alleged that pursuant to 10 ILCS 5/9-10, 5/9-13, and 5/9-14 of the Campaign Disclosure Act, the Respondent failed to file Semi Annual Reports for the periods specified above.

On November 10, 2008 a Closed Preliminary Hearing via video conference, was convened in the Springfield Offices of the State Board of Elections. No appearance was entered by the Respondent. As a result, it was the opinion of the Hearing Examiner that the complaint was filed on justifiable grounds, and therefore recommended that a Public Hearing be conducted in this matter.

On December 9, 2008, the Board issued an Order for a Public Hearing to be conducted.

PUBLIC HEARING

On January 13, 2009, after acknowledging receipt of proof of service upon the Respondent, a Public Hearing was conducted. Mr. Tony Morgando, Deputy Director of Campaign Disclosure appeared on behalf of the Complainant. No appearance was entered on behalf of the Respondent. Mr. Morgando testified that the Respondent still had not filed the reports at issue and furthermore noted that the last report filed by the Respondent was a Pre-Election report for the 2007 Consolidated Primary/Election cycle wherein Schedule A-1 reports indicated the receipt of \$160,000 which as of this hearing date has gone unaccounted for. He indicated that this committee was formed to support the candidacy of Alderman Shirley Coleman (Chicago). He further indicated that there has been no contact from the alderman or anyone affiliated with the 16th ward (Respondent).

Mr. Morgando then requested that this Hearing Examiner recommend to the Board that the Board issue an Order directing the Respondent to file the reports at issue within 30 days of the date of such an Order.

CONCLUSIONS AND RECCOMENDATIONS

Given the fact that the Respondent/Committee has yet to file its June and December 2007 Semi Annual Reports, as well as the June 2008 Semi Annual Report, it is my recommendation that pursuant to 10 ILCS 5/9-21, that the Board issue an Order to the Respondent to file said reports forthwith within 30 days of the date of said order.

A handwritten signature in black ink, appearing to read "Mark D. Greben". The signature is written in a cursive style with a large loop at the end.

Mark D. Greben- Hearing Examiner

Dated: January 30, 2009

2. Article Number (Transfer from service label) 7001 1940 0005 8029 9102

3. Service Type

Certified Mail Express Mail

Registered Return Receipt for Merchandise

Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

16th Ward Regular Democratic Org.
 James B Evans
 6127 S Justine
 Chicago, IL 60636

A. Signature Agent Addressee

B. Received by (Printed Name) _____

C. Date of Delivery _____

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below: _____

1. Article Addressed to:

■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.

■ Print your name and address on the reverse so that we can return the card to you.

■ Attach this card to the back of the mailpiece, or on the front if space permits.

SENDER: COMPLETE THIS SECTION **COMPLETE THIS SECTION ON DELIVERY**

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

16th Ward Regular Democratic Org.
 Deborah Turner
 725 W. 60th Pl.
 Chicago, IL 60621

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee

B. Received by (Printed Name) _____

C. Date of Delivery _____

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below: _____

3. Service Type

Certified Mail Express Mail

Registered Return Receipt for Merchandise

Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Article Number (Transfer from service label) 7001 1940 0005 8029 9102

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

In the Matter Of:)
State Board of Elections,)
)
 Complainant(s),)
 vs.) 08 CD 046
)
16th Ward Regular Democratic Org.,))
)
 Respondent(s).)

ORDER

TO: 16th Ward Regular Democratic Org. L3161
 1842 W 50th St
 Chicago, IL 60609

This matter coming to be heard this 5th day of December, 2008, following a Closed Preliminary Hearing of a Complaint filed pursuant to “An Act to Regulate Campaign Financing” (Illinois Compiled Statutes, 10 ILCS 5/9-1 *et seq.*, herein referred to as the “Act”), alleging that the respondent(s) violated 10 ILCS 5/9-10, 5/9-13 & 5/9-14 in that the respondent committee failed to file the June 2007, the December 2007 and the June 2008 Semi-annual report of Campaign Contributions & Expenditures; and the State Board of Elections having read the report of the Hearing Officer and hearing the recommendation of the General Counsel and now being fully advised in the premises,

THE BOARD FINDS:

1. That the complaint was filed on justifiable grounds; and
2. There was no appearance by the Respondent at the Closed Preliminary Hearing, and
3. The reports at issue remain un-filed.

IT IS HEREBY ORDERED:

1. That a public hearing be conducted in this matter; and
2. The effective date of this Order is December 9, 2008, and
3. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 12/9/2008


Albert S. Porter, Chairman

STATE OF ILLINOIS
SS:
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

Illinois State Board of Elections
1020 South Spring Street
Springfield IL 62704

Complainant(s)

No. 08 CD 046

L 3161
16th Ward Regular Democratic Org
1842 W 50th St
Chicago, IL 60609-4858

Respondent(s)

REPORT OF EXAMINER

This hearing was held as a result of a Complaint filed pursuant to “An Act to Regulate Campaign Financing” (Illinois Compiled Statutes, 10 ILCS 5/9-1, et seq., (hereafter referred to as the Act) alleging that the respondent(s) violated “10 ILCS 5/9-10, 5/9-13 & 5/9-14.” Specifically, respondent committee failed to file the June 2007, the December 2007, and the June 2008 Semi-annual Reports of Campaign Contributions and Expenditures, Form D-4 Ill. State Board of Elections v. 16th Ward Regular Democratic Org., see attachment.

STATE’S EXHIBITS

To be made a part of this report, a copy of the D-4, Complaint for Violation of the Campaign Disclosure Act, filed on October 27, 2008, at the Board’s Springfield office, 1020 S. Spring Street, Springfield Ill., 62704; Notice and Summons regarding the Complaint; and Notice of the Closed Preliminary Hearing to be conducted in this matter, Monday, November 10, 2008 at 11:30 am., at the Illinois State Board of Elections Office, 1020 South Spring Street, Springfield, Illinois.

COMPLAINANT’S CASE-IN-CHIEF

It is the position of the Complainant that the political committee failed to timely file three (3) Semi-Annual Reports as required by statute.

RESPONDENT'S CASE-IN-CHIEF

There was no appearance by the Respondent at the Closed Preliminary Hearing. The Semi Annual reports in question, as of the date below, had not been filed.

RECOMMENDATIONS AND CONCLUSIONS

That based upon the failure to timely file the required documents and the Respondent's failure to appear at the November 10, 2008 hearing, it is the opinion of the Hearing Examiner that the complaint was filed on justifiable grounds, and the matter should proceed to a Public Hearing.



JOHN LEVIN
Hearing Examiner
November 10, 2008



FORM D-4	COMPLAINT FOR VIOLATION OF THE CAMPAIGN DISCLOSURE ACT
---------------------	---

COMPLAINANT NAME, ADDRESS, AND TELEPHONE NUMBER:

State Board of Elections
1020 S. Spring Street
Springfield, IL 62704
(217) 782-4141

Vs.

Case No. 08 CD 046

NAME AND ADDRESS OF RESPONDENT:

L3161
16th Ward Regular Democratic Org.
1842 W 50th St
Chicago, IL 60609

Deborah Turner
725 W. 60th Pl.
Chicago, IL 60621

James B Evans
6127 S Justine
Chicago, IL 60636

SECTION 1. HAS RESPONDENT FILED A STATEMENT OF ORGANIZATION AS A POLITICAL COMMITTEE WITH THE STATE BOARD OF ELECTIONS, COUNTY CLERK, OR NONE. IF FILED WITH THE COUNTY CLERK IDENTIFY COUNTY;

SECTION 2. STATUTORY PROVISIONS: STATE THE PORTIONS OF THE CAMPAIGN DISCLOSURE ACT (ARTICLE 9, ELECTION CODE) THAT HAVE BEEN VIOLATED. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

10 ILCS 5/9-10, 5/9-13 & 5/9-14

SECTION 3. STATE THE NATURE OF THE OFFENSE(S) OR VIOLATION(S), IF APPLICABLE. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

Failure to file the June 2007, the December 2007 and the June 2008 Semi-annual report
of Campaign Contributions and Expenditures

SECTION 4. ATTACH ALL STATEMENTS, SCHEDULES, OR OTHER DOCUMENTS REFERRING TO THIS COMPLAINT.

VERIFICATION

I DECLARE THAT THIS COMPLAINT (INCLUDING ANY ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE AND CORRECT COMPLAINT AS REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT THE PENALTY FOR WILLFULLY FILING A FALSE COMPLAINT SHALL BE A FINE NOT TO EXCEED \$500 OR IMPRISONMENT IN A PENAL INSTITUTION OTHER THAN THE PENITENTIARY NOT TO EXCEED 6 MONTHS, OR BOTH FINE AND IMPRISONMENT

October 27, 2008
DATE

See A. McArthur
SIGNATURE OF COMPLAINANT

(IF COMPLAINANT IS A CORPORATION THEN VERIFICATION MUST BE SIGNED BY AN AUTHORIZED OFFICER AND ATTESTED TO BY THE SECRETARY)

PROOF OF SERVICE

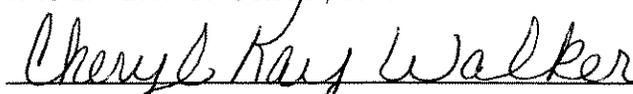
I, Sue A. McArthur HEREBY SWEAR OR AFFIRM THAT I SERVED A COPY OF THE FOREGOING COMPLAINT UPON THE FOLLOWING:

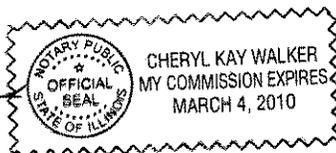
- o) BY PERSONALLY DELIVERING THE SAME ON THE ___ DAY OF _____, 2008 AT ___ O'CLOCK ___ M.

- p) BY PLACING A COPY THEREOF IN THE UNITED STATES POSTAL SERVICES, PROPER POSTAGE PREPAID, TO THE ABOVE INDICATED ADDRESSES, ON THE 27th DAY OF **October, 2008** AT THE MAIL BOX OR POSTAL STATION LOCATED AT: **2105 E. COOK STREET, SPRINGFIELD IL 62703.**


SIGNATURE OF COMPLAINANT OR AGENT

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 27th DAY OF October, 2008


NOTARY PUBLIC



INSTRUCTIONS

1. THIS FORM IS USED TO FILE COMPLAINTS FOR VIOLATIONS ARISING OUT OF AN ACT TO REGULATE CAMPAIGN FINANCING (ILLINOIS REVISED STATUTES, CHAPTER 46, ART. 9-1 ET SEQ.). SEE RULES AND REGULATIONS OF THE STATE BOARD OF ELECTIONS FOR THE FILING AND HEARING OF COMPLAINTS.
2. THE FILING AND HEARING OF COMPLAINTS ARE GOVERNED BY RULES AND REGULATIONS ADOPTED BY THE BOARD. IF A COMPLAINT IS FILED WITHIN 60 DAYS PRIOR TO THE DATE OF AN ELECTION IN REFERENCE TO WHICH THE COMPLAINT IS FILED, THE COMPLAINANT MUST SERVE A COPY OF THE COMPLAINT UPON ALL RESPONDENTS PRIOR TO THE TIME OF FILING. COPIES OF THE RULES AND REGULATIONS ARE AVAILABLE UPON REQUEST.
3. COMPLAINTS MUST BE FILED BY MAIL OR IN PERSON AT EITHER OF THE FOLLOWING LOCATIONS:

STATE BOARD OF ELECTIONS
1020 SOUTH SPRING STREET
SPRINGFIELD, ILLINOIS 62704

STATE BOARD OF ELECTIONS
100 WEST RANDOLPH, SUITE 14-100
CHICAGO, ILLINOIS 60601

**STATE OF ILLINOIS
COUNTY OF COOK**

**BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS**

Illinois State Board of Elections
Complainant

Vs. **Board File No: 08 CD 053**

Friends David Askew
Respondent L13481

REPORT OF HEARING EXAMINER
Report of Public Hearing For
Failure to File Semi June 2008 Annual Report

PROCEDURAL HISTORY

On October 27, 2008 the above referenced Complainant filed a Form D-4, Complaint for violation of the Campaign Disclosure Act wherein it is specifically alleged that pursuant to 10 ILCS 5/9-10, 5/9-13, and 5/9-14 of the Campaign Disclosure Act, the Respondent failed to file Semi a Annual Report for the period specified above.

On November 12, 2008 a Closed Preliminary Hearing via video conference, was convened in the Springfield Offices of the State Board of Elections. No appearance was entered by the Respondent. As a result, it was the opinion of the Hearing Examiner that the complaint was filed on justifiable grounds, and therefore recommended that a Public Hearing be conducted in this matter.

On December 9, 2008, the Board issued an Order for a Public Hearing to be conducted.

PUBLIC HEARING

On December 29, 2008 the Respondent Committee filed the report at issue thereby making it unnecessary to conduct a Public Hearing.

CONCLUSIONS AND RECOMMENDATIONS

Given the fact that the Respondent/Committee has filed its June 2008 Semi Annual Report, it is my recommendation that the Division of Campaign Disclosure assess a civil penalty in an amount to be calculated pursuant to the guidelines set forth by Statute and/or Board Rule.


Mark D. Greben- Hearing Examiner
Dated: February 3, 2009

FORM D-2

REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
Semiannual Report

FOR OFFICE USE ONLY
IDENTIFICATION NO.

L 13481 12

Friends of David Askew
PO Box 12857
Chicago, IL 60612-4759

FILED
12/29/2008 03:19:23 PM

REPORTING PERIOD 7/1/2007 thru 12/31/2007	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD	SECTION B - EXPENDITURES	
	\$ 0.00	6. Transfers Out:	
SECTION A - RECEIPTS		a. Itemized (from Schedule B)	0.00
1. Individual Contributions:		b. Not-Itemized.....	0.00
a. Itemized (from Schedule A)	\$ 0.00	7. Loans made:	
b. Not-Itemized.....	\$ 3,285.69	a. Itemized (from Schedule B)	0.00
2. Transfers In:		b. Not-Itemized.....	0.00
a. Itemized (from Schedule A)	\$ 0.00	8. Expenditures:	
b. Not-Itemized.....	\$ 0.00	a. Itemized (from Schedule B)	\$ 2,352.74
3. Loans Received:		b. Not-Itemized.....	\$ 60.00
a. Itemized (from Schedule A)	\$ 0.00	TOTAL EXPENDITURES (6-8)..	\$ 2,412.74
b. Not-Itemized.....	\$ 0.00	SECTION C - DEBTS AND OBLIGATIONS	
4. Other Receipts:		9. a. Itemized (from Schedule C)...	\$ 0.00
a. Itemized (from Schedule A)	\$ 0.00	b. Not-Itemized.....	\$ 0.00
b. Not-Itemized.....	\$ 0.00	TOTAL DEBTS AND OBLIGATIONS	\$ 0.00
TOTAL RECEIPTS (1-4).....	\$ 3,285.69	SECTION D - CASH BALANCE	
5. In-Kind Contributions:		Funds available at the beginning	\$ 0.00
a. Itemized (from Schedule I)	\$ 0.00	of the reporting period.....	\$ 0.00
b. Not-Itemized.....	\$ 0.00	Total Receipts (Section A).....	\$ 3,285.69
TOTAL IN-KIND.....	\$ 0.00	Subtotal.....	\$ 3,285.69
		Total Expenditures (Section B).....	\$ 2,412.74
		Funds available at the close of	\$ 872.95
		the reporting period.....	\$ 872.95

		Investment Total.....	\$ 0.00

Filed Electronically

SCHEDULE B

PART 8 - EXPENDITURES

ITEMIZED EXPENDITURES FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE OF EXPENDITURE	AMOUNT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
Black Ice Media Group IL Purpose: creation of literature	7/31/2007	\$400.00	\$400.00
		Beneficiary: Friends of David Askew	
Phil Beverly IL Purpose: consulting fee & payment for electronic microtargeting list 5/30/07	7/31/2007	\$800.00	\$800.00
		Beneficiary: Friends of David Askew	
Send Out Cards 1825 W. Research Way Salt Lake City, UT 84119	7/20/2007	\$33.79	\$33.79
Purpose: Thank you cards		Beneficiary: Friends of David Askew	
	8/20/2007	\$33.79	\$67.58
Purpose: Thank you cards		Beneficiary: Friends of David Askew	
	9/20/2007	\$33.79	\$101.37
Purpose: Thank you cards		Beneficiary: Friends of David Askew	
	10/20/2007	\$33.79	\$135.16
Purpose: Thank you cards		Beneficiary: Friends of David Askew	
	11/20/2007	\$33.79	\$168.95
Purpose: Thank you cards		Beneficiary: Friends of David Askew	
	12/20/2007	\$33.79	\$202.74
Purpose: Thank you cards		Beneficiary: Friends of David Askew	
Stephens, Jeanine 2247 W. Monroe Chicago, IL 60612	7/20/2007	\$250.00	\$250.00
Purpose: accounting fees		Beneficiary: Friends of David Askew	

NAME OF POLITICAL COMMITTEE
Friends of David Askew

REPORTING PERIOD
7/1/2007 thru 12/31/2007

FILED
12/29/2008
3:19:23 PM

FOR OFFICE USE ONLY
IDENTIFICATION NO.

L 13481

SCHEDULE B

PART 8 - EXPENDITURES

ITEMIZED EXPENDITURES FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE OF EXPENDITURE	AMOUNT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
Wilson, Audra 6333 S. Kimbark Ave. Chicago, IL 60637	7/31/2007	\$300.00	\$300.00
Purpose: Services rendered	Beneficiary: Friends of David Askew		
	7/31/2007	\$400.00	\$700.00
Purpose: consulting fees	Beneficiary: Friends of David Askew		
TOTAL FOR THIS PART:			\$2,352.74

FORM D-2

REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
Semiannual Report

FOR OFFICE USE ONLY
IDENTIFICATION NO.

12

L 13481

Friends of David Askew
PO Box 12857
Chicago, IL 60612-4759

FILED
12/29/2008 03:19:34 PM

REPORTING PERIOD 1/1/2008 thru 6/30/2008	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD \$ 872.95	SECTION B - EXPENDITURES	
SECTION A - RECEIPTS			
1. Individual Contributions:		6. Transfers Out:	
a. Itemized (from Schedule A)	\$ 0.00	a. Itemized (from Schedule B)	0.00
b. Not-Itemized.....	\$ 0.00	b. Not-Itemized.....	0.00
2. Transfers In:		7. Loans made:	
a. Itemized (from Schedule A)	\$ 0.00	a. Itemized (from Schedule B)	0.00
b. Not-Itemized.....	\$ 0.00	b. Not-Itemized.....	0.00
3. Loans Received:		8. Expenditures:	
a. Itemized (from Schedule A)	\$ 0.00	a. Itemized (from Schedule B)	\$ 0.00
b. Not-Itemized.....	\$ 0.00	b. Not-Itemized.....	\$ 60.00
4. Other Receipts:		TOTAL EXPENDITURES (6-8)..	\$ 60.00
a. Itemized (from Schedule A)	\$ 0.00		
b. Not-Itemized.....	\$ 0.00	SECTION C - DEBTS AND OBLIGATIONS	
TOTAL RECEIPTS (1-4).....	\$ 0.00	9. a. Itemized (from Schedule C)...	\$ 0.00
5. In-Kind Contributions:		b. Not-Itemized.....	\$ 0.00
a. Itemized (from Schedule I)	\$ 0.00	TOTAL DEBTS AND OBLIGATIONS	\$ 0.00
b. Not-Itemized.....	\$ 0.00	SECTION D - CASH BALANCE	
TOTAL IN-KIND.....	\$ 0.00	Funds available at the beginning	\$ 872.95
		of the reporting period.....	
		Total Receipts (Section A).....	\$ 0.00
		Subtotal.....	\$ 872.95
		Total Expenditures (Section B).....	\$ 60.00
		Funds available at the close of	\$ 812.95
		the reporting period.....	

		Investment Total.....	\$ 0.00

Filed Electronically

FORM D-2

REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
FINAL REPORT

FOR OFFICE USE ONLY
IDENTIFICATION NO.

12

L 13481

Friends of David Askew
PO Box 12857
Chicago, IL 60612-4759

FILED
12/29/2008 03:19:46 PM

<p>REPORTING PERIOD 7/1/2008 thru 12/4/2008</p>	<p>CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD \$ 812.95</p>	<p style="text-align: center;">SECTION B - EXPENDITURES</p> <p>6. Transfers Out:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">a. Itemized (from Schedule B)</td> <td style="width: 20%; text-align: right;">\$ 0.00</td> </tr> <tr> <td>b. Not-Itemized.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> </table> <p>7. Loans made:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">a. Itemized (from Schedule B)</td> <td style="width: 20%; text-align: right;">\$ 0.00</td> </tr> <tr> <td>b. Not-Itemized.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> </table> <p>8. Expenditures:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">a. Itemized (from Schedule B)</td> <td style="width: 20%; text-align: right;">\$ 812.95</td> </tr> <tr> <td>b. Not-Itemized.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> <tr> <td>TOTAL EXPENDITURES (6-8)..</td> <td style="text-align: right;"><u>\$ 812.95</u></td> </tr> </table>	a. Itemized (from Schedule B)	\$ 0.00	b. Not-Itemized.....	<u>\$ 0.00</u>	a. Itemized (from Schedule B)	\$ 0.00	b. Not-Itemized.....	<u>\$ 0.00</u>	a. Itemized (from Schedule B)	\$ 812.95	b. Not-Itemized.....	<u>\$ 0.00</u>	TOTAL EXPENDITURES (6-8)..	<u>\$ 812.95</u>																														
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<p>SECTION A - RECEIPTS</p> <p>1. Individual Contributions:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">a. Itemized (from Schedule A)</td> <td style="width: 20%; text-align: right;">\$ 0.00</td> </tr> <tr> <td>b. Not-Itemized.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> </table> <p>2. Transfers In:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">a. Itemized (from Schedule A)</td> <td style="width: 20%; text-align: right;">\$ 0.00</td> </tr> <tr> <td>b. Not-Itemized.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> </table> <p>3. Loans Received:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">a. Itemized (from Schedule A)</td> <td style="width: 20%; text-align: right;">\$ 0.00</td> </tr> <tr> <td>b. Not-Itemized.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> </table> <p>4. Other Receipts:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">a. Itemized (from Schedule A)</td> <td style="width: 20%; text-align: right;">\$ 0.00</td> </tr> <tr> <td>b. Not-Itemized.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> <tr> <td>TOTAL RECEIPTS (1-4).....</td> <td style="text-align: right;"><u>\$ 0</u></td> </tr> </table> <p>5. In-Kind Contributions:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">a. Itemized (from Schedule I)</td> <td style="width: 20%; text-align: right;">\$ 0.00</td> </tr> <tr> <td>b. Not-Itemized.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> <tr> <td>TOTAL IN-KIND.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> </table>		a. Itemized (from Schedule A)	\$ 0.00	b. Not-Itemized.....	<u>\$ 0.00</u>	a. Itemized (from Schedule A)	\$ 0.00	b. Not-Itemized.....	<u>\$ 0.00</u>	a. Itemized (from Schedule A)	\$ 0.00	b. Not-Itemized.....	<u>\$ 0.00</u>	a. Itemized (from Schedule A)	\$ 0.00	b. Not-Itemized.....	<u>\$ 0.00</u>	TOTAL RECEIPTS (1-4).....	<u>\$ 0</u>	a. Itemized (from Schedule I)	\$ 0.00	b. Not-Itemized.....	<u>\$ 0.00</u>	TOTAL IN-KIND.....	<u>\$ 0.00</u>	<p style="text-align: center;">SECTION C - DEBTS AND OBLIGATIONS</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">9. a. Itemized (from Schedule C)...</td> <td style="width: 20%; text-align: right;">\$ 0.00</td> </tr> <tr> <td>b. Not-Itemized.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> <tr> <td>TOTAL DEBTS AND OBLIGATIONS</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> </table> <p style="text-align: center;">SECTION D - CASH BALANCE</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">Funds available at the beginning of the reporting period.....</td> <td style="width: 20%; text-align: right;">\$ 812.95</td> </tr> <tr> <td>Total Receipts (Section A).....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> <tr> <td>Subtotal.....</td> <td style="text-align: right;"><u>\$ 812.95</u></td> </tr> <tr> <td>Total Expenditures (Section B).....</td> <td style="text-align: right;"><u>\$ 812.95</u></td> </tr> <tr> <td>Funds available at the close of the reporting period.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> <tr> <td colspan="2" style="text-align: center;">*****</td> </tr> <tr> <td>Investment Total.....</td> <td style="text-align: right;"><u>\$ 0.00</u></td> </tr> </table>	9. a. Itemized (from Schedule C)...	\$ 0.00	b. Not-Itemized.....	<u>\$ 0.00</u>	TOTAL DEBTS AND OBLIGATIONS	<u>\$ 0.00</u>	Funds available at the beginning of the reporting period.....	\$ 812.95	Total Receipts (Section A).....	<u>\$ 0.00</u>	Subtotal.....	<u>\$ 812.95</u>	Total Expenditures (Section B).....	<u>\$ 812.95</u>	Funds available at the close of the reporting period.....	<u>\$ 0.00</u>	*****		Investment Total.....	<u>\$ 0.00</u>
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Filed Electronically

NAME OF POLITICAL COMMITTEE
Friends of David Askew

REPORTING PERIOD
7/1/2008 thru 12/4/2008

FILED
12/29/2008 03

FOR OFFICE USE ONLY
IDENTIFICATION NO.

L 13481

SCHEDULE B

PART 8 - EXPENDITURES

ITEMIZED EXPENDITURES FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE OF EXPENDITURE	AMOUNT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
Illinois State Board of Elections 100 W Randolph Suite 14-100 Chicago, IL 60601	12/4/2008	\$812.95	\$812.95
Purpose: fine payment	Beneficiary: Friends of David Askew		
TOTAL FOR THIS PART:			\$812.95

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

In the Matter Of:)
State Board of Elections,)
))
 Complainant(s),)
 vs.) 08 CD 053
))
Friends of David Askew,)
))
 Respondent(s).)

ORDER

TO: Friends of David Askew L13481
6333 S Kimbark Ave, unit GE
Chicago, IL 60637

This matter coming to be heard this 5th day of December, 2008, following a Closed Preliminary Hearing of a Complaint filed pursuant to “An Act to Regulate Campaign Financing” (Illinois Compiled Statutes, 10 ILCS 5/9-1 *et seq.*, herein referred to as the “Act”), alleging that the respondent(s) violated 10 ILCS 5/9-10, 5/9-13 & 5/9-14 in that the respondent committee failed to file the June 2008 Semi-annual report of Campaign Contributions & Expenditures; and the State Board of Elections having read the report of the Hearing Officer and hearing the recommendation of the General Counsel and now being fully advised in the premises,

THE BOARD FINDS:

1. That the complaint was filed on justifiable grounds; and
2. There was no appearance by the Respondent at the Closed Preliminary Hearing, and
3. The report at issue remains un-filed.

IT IS HEREBY ORDERED:

1. That a public hearing be conducted in this matter; and
2. The effective date of this Order is December 9, 2008, and
3. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 12/9/2008


Albert S. Porter, Chairman

STATE OF ILLINOIS
SS:
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

Illinois State Board of Elections
1020 South Spring Street
Springfield IL 62704

Complainant(s)

vs.

Board File No. 08 CD 053

L 13481
Friends of David Askew
POB 12857
Chicago IL 60612

Audra Wilson
6333 S Kimbark Ave
Unit GE
Chicago IL 60637

Marshall Jackson
7337 S Shore Dr
Unit 1429
Chicago IL 60649

Respondent(s)

REPORT OF EXAMINER

This hearing was held as a result of a Complaint filed pursuant to "An Act to Regulate Campaign Financing" (Illinois Compiled Statutes, 10 ILCS 5/9-1, et seq., (hereafter referred to as the Act) alleging that the respondent(s) violated "10 ILCS 5/9-10, 5/9-13 and 5/9-14. Specifically, respondent "committee failed to file the June 2008 Semi-Annual Report of Campaign Contributions and Expenditures, Form D-4 Ill. State Board of Elections v. Friends of David Askew, see attachment.

STATE'S EXHIBITS

To be made a part of this report, a copy of the D-4, Complaint for Violation of the Campaign Disclosure Act, filed on October 27, 2008, at the Board's Springfield office, 1020 S. Spring Street, Springfield Ill., 62704; Notice and Summons regarding the Complaint; and Notice of the Closed Preliminary Hearing to be conducted in this matter, Wednesday, November 12 at 1:00 pm., at the Illinois State Board of Elections Office, 100 W Randolph, Suite 14-100, Chicago, Illinois.

COMPLAINANT'S CASE-IN-CHIEF

It is the position of the Complainant that the political committee failed to file a Semi-Annual Report as required by statute.

RESPONDENT'S CASE-IN-CHIEF

There was no appearance by the Respondent at the Closed Preliminary Hearing.

RECOMMENDATIONS AND CONCLUSIONS

Based upon the fact that the Respondent did not appear at the November 12, 2008, hearing and that the required 2008 June Semi Annual Report has not been filed, it is the opinion of the Hearing Examiner that the complaint was filed on justifiable grounds, and the matter should proceed to Public Hearing.

A handwritten signature in cursive script, appearing to read "Sharon Steward", is written over a horizontal line.

SHARON STEWARD
Hearing Examiner
November 12, 2008



FORM D-4	COMPLAINT FOR VIOLATION OF THE CAMPAIGN DISCLOSURE ACT
-------------------------------	---

COMPLAINANT NAME, ADDRESS, AND TELEPHONE NUMBER:

State Board of Elections
1020 S. Spring Street
Springfield, IL 62704
(217) 782-4141

Vs. Case No. 08CD053

NAME AND ADDRESS OF RESPONDENT:

L13481 Friends of David Askew POB 12857 Chicago, IL 60612	Audra Wilson 6333 S Kimbark Ave Unit GE Chicago, IL 60637	Marshall Jackson 7337 S Shore Dr, unit 1429 Chicago, IL 60649
--	--	--

SECTION 1. HAS RESPONDENT FILED A STATEMENT OF ORGANIZATION AS A POLITICAL COMMITTEE WITH THE STATE BOARD OF ELECTIONS, COUNTY CLERK, OR NONE. IF FILED WITH THE COUNTY CLERK IDENTIFY COUNTY;

SECTION 2. STATUTORY PROVISIONS: STATE THE PORTIONS OF THE CAMPAIGN DISCLOSURE ACT (ARTICLE 9, ELECTION CODE) THAT HAVE BEEN VIOLATED. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

10 ILCS 5/9-10, 5/9-13 & 5/9-14

SECTION 3. STATE THE NATURE OF THE OFFENSE(S) OR VIOLATION(S), IF APPLICABLE. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

Failure to file the June 2008 Semi-annual report of Campaign Contributions and Expenditures

SECTION 4. ATTACH ALL STATEMENTS, SCHEDULES, OR OTHER DOCUMENTS REFERRING TO THIS COMPLAINT.

VERIFICATION

I DECLARE THAT THIS COMPLAINT (INCLUDING ANY ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE AND CORRECT COMPLAINT AS REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT THE PENALTY FOR WILLFULLY FILING A FALSE COMPLAINT SHALL BE A FINE NOT TO EXCEED \$500 OR IMPRISONMENT IN A PENAL INSTITUTION OTHER THAN THE PENITENTIARY NOT TO EXCEED 6 MONTHS, OR BOTH FINE AND IMPRISONMENT

October 27, 2008
DATE

See A. McArthur
SIGNATURE OF COMPLAINANT

(IF COMPLAINANT IS A CORPORATION THEN VERIFICATION MUST BE SIGNED BY AN AUTHORIZED OFFICER AND ATTESTED TO BY THE SECRETARY)

PROOF OF SERVICE

I, Sue A. McArthur HEREBY SWEAR OR AFFIRM THAT I SERVED A COPY OF THE FOREGOING COMPLAINT UPON THE FOLLOWING:

- c) BY PERSONALLY DELIVERING THE SAME ON THE ___ DAY OF _____, 2008 AT ___ O'CLOCK ___ M.
- d) BY PLACING A COPY THEREOF IN THE UNITED STATES POSTAL SERVICES, PROPER POSTAGE PREPAID, TO THE ABOVE INDICATED ADDRESSES, ON THE 27th DAY OF **October, 2008** AT THE MAIL BOX OR POSTAL STATION LOCATED AT: **2105 E. COOK STREET, SPRINGFIELD IL 62703.**

Sue A. McArthur
SIGNATURE OF COMPLAINANT OR AGENT

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 27th DAY OF October, 2008

Cheryl Kay Walker
NOTARY PUBLIC



INSTRUCTIONS

1. THIS FORM IS USED TO FILE COMPLAINTS FOR VIOLATIONS ARISING OUT OF AN ACT TO REGULATE CAMPAIGN FINANCING (ILLINOIS REVISED STATUTES, CHAPTER 46, ART. 9-1 ET SEQ.). SEE RULES AND REGULATIONS OF THE STATE BOARD OF ELECTIONS FOR THE FILING AND HEARING OF COMPLAINTS.
2. THE FILING AND HEARING OF COMPLAINTS ARE GOVERNED BY RULES AND REGULATIONS ADOPTED BY THE BOARD. IF A COMPLAINT IS FILED WITHIN 60 DAYS PRIOR TO THE DATE OF AN ELECTION IN REFERENCE TO WHICH THE COMPLAINT IS FILED, THE COMPLAINANT MUST SERVE A COPY OF THE COMPLAINT UPON ALL RESPONDENTS PRIOR TO THE TIME OF FILING. COPIES OF THE RULES AND REGULATIONS ARE AVAILABLE UPON REQUEST.
3. COMPLAINTS MUST BE FILED BY MAIL OR IN PERSON AT EITHER OF THE FOLLOWING LOCATIONS:

STATE BOARD OF ELECTIONS
1020 SOUTH SPRING STREET
SPRINGFIELD, ILLINOIS 62704

STATE BOARD OF ELECTIONS
100 WEST RANDOLPH, SUITE 14-100
CHICAGO, ILLINOIS 60601

**STATE OF ILLINOIS
COUNTY OF COOK**

**BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

Vs.

Board File No: 08 CD 070

Citizens for Mike Psak S8892

Respondent

REPORT OF HEARING EXAMINER

Report of Public Hearing For
Failure to File Semi June 2008 Annual Report

PROCEDURAL HISTORY

On October 27, 2008 the above referenced Complainant filed a Form D-4, Complaint for violation of the Campaign Disclosure Act wherein it is specifically alleged that pursuant to 10 ILCS 5/9-10, 5/9-13, and 5/9-14 of the Campaign Disclosure Act, the Respondent failed to file Semi a Annual Report for the period specified above.

On November 13, 2008 a Closed Preliminary Hearing via video conference, was convened in the Springfield Offices of the State Board of Elections. No appearance was entered by the Respondent. As a result, it was the opinion of the Hearing Examiner that the complaint was filed on justifiable grounds, and therefore recommended that a Public Hearing be conducted in this matter.

On December 9, 2008, the Board issued an Order for a Public Hearing to be conducted.

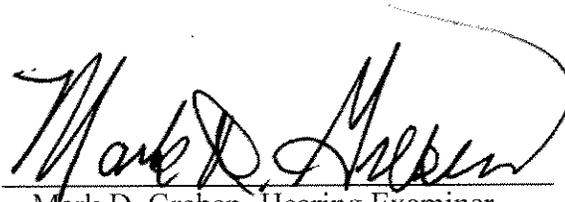
PUBLIC HEARING

A Public Hearing in this matter was scheduled for January 14, 2009. On this date the Respondent requested that the matter be continued until February 6, 2009 for the purpose of having additional time to locate the report in question that he claimed was previously filed timely. The continuance was granted and on February 4, 2009, a copy of the report originally dated July 21, 2008 was faxed and filed at the Chicago offices of the SBE. At this time a copy was submitted to this Hearing Examiner.

Given the fact that this report was submitted to this Hearing Examiner prior to the scheduled hearing date of February 6, 2009, a Public Hearing was unnecessary.

CONCLUSIONS AND RECOMMENDATIONS

Given the fact that the Respondent/Committee has filed its June 2008 Semi Annual Report, it is my recommendation that the Division of Campaign Disclosure assess a civil penalty in an amount to be calculated pursuant to the guidelines set forth by Statute and/or Board Rule.

A handwritten signature in black ink, appearing to read "Mark D. Greben". The signature is written in a cursive style with a large, sweeping flourish at the end.

Mark D. Greben- Hearing Examiner

Dated: February 4, 2009



FORM	REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES (CHECK APPROPRIATE BOXES) (PLEASE TYPE OR PRINT IN BLACK INK)		FOR OFFICE USE ONLY CHICAGO
	D-2	<input type="checkbox"/> Pre-Election Report - Election Date: _____ <input checked="" type="checkbox"/> Semi-Annual Report _____ <input type="checkbox"/> Non-Participation - Election Date: _____ <input checked="" type="checkbox"/> Final Report _____ <input type="checkbox"/> Amendment of Report Indicated Above	

Full name and complete mailing address of Political Committee:
 Citizens for Mike Psak
 PO Box 59709
 Chicago, IL 60659-0709

CHECK IF ADDRESS CHANGE

IDENTIFICATION NO.

REPORTING PERIOD FROM <u>1/1/08</u> THRU <u>6/30/08</u>	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD: \$ <u>389.14</u>	STATE POLITICAL COMMITTEES RETURN TO: STATE BOARD OF ELECTIONS PO BOX 4187 SPRINGFIELD, IL 62708-4187	LOCAL POLITICAL COMMITTEES AND STATE AND LOCAL POLITICAL COMMITTEES RETURN ORIGINAL TO: STATE BOARD OF ELECTIONS AND A COPY TO EACH APPROPRIATE COUNTY CLERK.
SEE PAMPHLET "A GUIDE TO CAMPAIGN DISCLOSURE" FOR GUIDANCE.			

COMPLETE 1-7 FOR PRE-ELECTION REPORTS.

COMPLETE ALL SECTIONS FOR SEMI-ANNUAL AND FINAL REPORTS.

SECTION A - RECEIPTS

1. Individual Contributions:

a. Itemized (from Schedule A)	\$ <u>0</u>	(1a)
b. Not-Itemized	\$ <u>5.86</u>	(1b)

2. Transfers In:

a. Itemized (from Schedule A)	\$ <u>0</u>	(2a)
b. Not-Itemized	\$ <u>0</u>	(2b)

3. Loans Received:

a. Itemized (from Schedule A)	\$ <u>0</u>	(3a)
b. Not-Itemized	\$ <u>0</u>	(3b)

4. Other Receipts:

a. Itemized (from Schedule A)	\$ <u>0</u>	(4a)
b. Not-Itemized	\$ <u>0</u>	(4b)
TOTAL RECEIPTS (1-4)	\$ <u>5.86</u>	

5. In-Kind Contributions:

a. Itemized (from Schedule I)	\$ <u>0</u>	(5a)
b. Not-Itemized	\$ <u>25</u>	(5b)
TOTAL IN-KIND	\$ <u>25</u>	

SECTION B - EXPENDITURES

6. Transfers Out:

a. Itemized (from Schedule B)	\$ <u>0</u>	(6a)
b. Not-Itemized	\$ <u>0</u>	(6b)

7. Loans made:

a. Itemized (from Schedule B)	\$ <u>0</u>	(7a)
b. Not-Itemized	\$ <u>0</u>	(7b)

8. Expenditures:

Itemized (from Schedule B)	\$ <u>0</u>	(8a)
Not-Itemized	\$ <u>395</u>	(8b)
TOTAL EXPENDITURES (6-8)	\$ <u>395</u>	

SECTION C - DEBTS AND OBLIGATIONS

(Include previously reported unpaid debts)

9. a. Itemized (from Schedule C)

\$ <u>0</u>	(9a)
-------------	------

b. Not-Itemized

\$ <u>0</u>	(9b)
-------------	------

TOTAL DEBTS & OBLIGATIONS \$ 0

SECTION D - CASH BALANCE

Funds available at the beginning of the reporting period:	\$ <u>389.14</u>	(A)
Total Receipts (Section A)	\$ <u>5.86</u>	(B)
Subtotal	\$ <u>395.00</u>	(C)
Total Expenditures (Section B)	\$ <u>395.00</u>	(D)
Funds available at the close of the reporting period:	\$ <u>0</u>	(E)
INVESTMENT TOTAL	\$ <u>0</u>	(F)

VERIFICATION
 I DECLARE THAT THIS REPORT OF CAMPAIGN CONTRIBUTIONS OR THIS SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES (INCLUDING ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE, CORRECT AND COMPLETE REPORT AS REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT WILLFULLY FILING A FALSE OR INCOMPLETE REPORT IS A BUSINESS OFFENSE SUBJECT TO A FINE OF UP TO \$5000.

SIGNATURE OF TREASURER OR CANDIDATE
Michael J. Psak

DATE
7-21-08

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

In the Matter Of:)
State Board of Elections,)
)
 Complainant(s),)
 vs.) 08 CD 070
)
Citizens for Mike Psak,)
)
 Respondent(s).)

ORDER

TO: Citizens for Mike Psak S8892
 1220 N State, apt 308
 Chicago, IL 60610

This matter coming to be heard this 5th day of December, 2008, following a Closed Preliminary Hearing of a Complaint filed pursuant to “An Act to Regulate Campaign Financing” (Illinois Compiled Statutes, 10 ILCS 5/9-1 *et seq.*, herein referred to as the “Act”), alleging that the respondent(s) violated 10 ILCS 5/9-10, 5/9-14 & 5/9-14 in that the respondent committee failed to file the June 2008 Semi-annual report of Campaign Contributions & Expenditures; and the State Board of Elections having read the report of the Hearing Officer and hearing the recommendation of the General Counsel and now being fully advised in the premises,

THE BOARD FINDS:

1. That the complaint was filed on justifiable grounds; and
2. There was no appearance by the Respondent at the Closed Preliminary Hearing, and
3. The report at issue remains un-filed.

IT IS HEREBY ORDERED:

1. That a public hearing be conducted in this matter; and
2. The effective date of this Order is December 9, 2008, and
3. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 12/9/2008


Albert S. Porter, Chairman

STATE OF ILLINOIS
SS:
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

Illinois State Board of Elections
1020 South Spring Street
Springfield IL 62704

Complainant(s)

No. 08 CD 070

S 8892
Citizens for Mike Psak
PO Box 59709
Chicago, IL 60659-0709

Respondent(s)

REPORT OF EXAMINER

This hearing was held as a result of a Complaint filed pursuant to “An Act to Regulate Campaign Financing” (Illinois Compiled Statutes, 10 ILCS 5/9-1, et seq., (hereafter referred to as the Act) alleging that the respondent(s) violated “10 ILCS 5/9-10, 5/9-13 & 5/9-14.” Specifically, respondent committee failed to file the June 2008 Semi-annual Report of Campaign Contributions and Expenditures, Form D-4 Ill. State Board of Elections v. Citizens for Mike Psak, see attachment.

STATE’S EXHIBITS

To be made a part of this report, a copy of the D-4, Complaint for Violation of the Campaign Disclosure Act, filed on October 27, 2008, at the Board’s Springfield office, 1020 S. Spring Street, Springfield Ill., 62704; Notice and Summons regarding the Complaint; and Notice of the Closed Preliminary Hearing to be conducted in this matter, Thursday, November 13, 2008 at 3:00 pm., at the Illinois State Board of Elections Office, 1020 South Spring Street, Springfield, Illinois.

COMPLAINANT’S CASE-IN-CHIEF

It is the position of the Complainant that the political committee failed to timely file a Semi-Annual Report as required by statute.

RESPONDENT'S CASE-IN-CHIEF

There was no appearance by the Respondent at the Closed Preliminary Hearing. As of the time of the hearing, the report in question had not been filed.

RECOMMENDATIONS AND CONCLUSIONS

That based upon the failure to timely file the required document, it is the opinion of the Hearing Examiner that the complaint was filed on justifiable grounds, and the matter should proceed to a Public Hearing.



JOHN LEVIN
Hearing Examiner
November 13, 2008



FORM
D-4

COMPLAINT FOR VIOLATION OF THE
CAMPAIGN DISCLOSURE ACT

COMPLAINANT NAME, ADDRESS, AND TELEPHONE NUMBER:

State Board of Elections
1020 S. Spring Street
Springfield, IL 62704
(217) 782-4141

Vs.

Case No. 08 CD 070

NAME AND ADDRESS OF RESPONDENT:

S8892
Citizens for Mike Psak
POB 59709
Chicago, IL 60659

Mike Psak
1220 N State, apt 308
Chicago, IL 60610

Bradley Muth
1341 Scott Ave
Winnetka, IL 60093

SECTION 1. HAS RESPONDENT FILED A STATEMENT OF ORGANIZATION AS A POLITICAL COMMITTEE WITH THE
 STATE BOARD OF ELECTIONS, COUNTY CLERK, OR NONE. IF FILED WITH THE COUNTY
CLERK IDENTIFY COUNTY;

SECTION 2. STATUTORY PROVISIONS: STATE THE PORTIONS OF THE CAMPAIGN DISCLOSURE ACT (ARTICLE 9,
ELECTION CODE) THAT HAVE BEEN VIOLATED. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND
REFER TO THIS SECTION.)

10 ILCS 5/9-10, 5/9-13 & 5/9-14

SECTION 3. STATE THE NATURE OF THE OFFENSE(S) OR VIOLATION(S), IF APPLICABLE. (USE ADDITIONAL PLAIN
SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

Failure to file the June 2008 Semi-annual report of Campaign Contributions and Expenditures

SECTION 4. ATTACH ALL STATEMENTS, SCHEDULES, OR OTHER DOCUMENTS REFERRING TO THIS
COMPLAINT.

VERIFICATION

I DECLARE THAT THIS COMPLAINT (INCLUDING ANY ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN
EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE AND CORRECT COMPLAINT AS
REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT THE PENALTY FOR WILLFULLY FILING A
FALSE COMPLAINT SHALL BE A FINE NOT TO EXCEED \$500 OR IMPRISONMENT IN A PENAL INSTITUTION OTHER
THAN THE PENITENTIARY NOT TO EXCEED 6 MONTHS, OR BOTH FINE AND IMPRISONMENT

October 27, 2008
DATE

See A. McArthur
SIGNATURE OF COMPLAINANT

(IF COMPLAINANT IS A CORPORATION THEN
VERIFICATION MUST BE SIGNED BY AN AUTHORIZED
OFFICER AND ATTESTED TO BY THE SECRETARY)

PROOF OF SERVICE

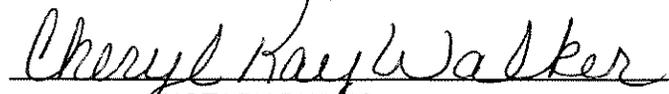
I, Sue A. McArthur HEREBY SWEAR OR AFFIRM THAT I SERVED A COPY OF THE FOREGOING COMPLAINT UPON THE FOLLOWING:

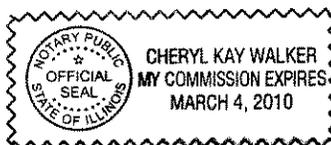
gg) BY PERSONALLY DELIVERING THE SAME ON THE ___ DAY OF _____, 2008 AT ___ O'CLOCK ___ M.

hh) BY PLACING A COPY THEREOF IN THE UNITED STATES POSTAL SERVICES, PROPER POSTAGE PREPAID, TO THE ABOVE INDICATED ADDRESSES, ON THE 27th DAY OF **October, 2008** AT THE MAIL BOX OR POSTAL STATION LOCATED AT: **2105 E. COOK STREET, SPRINGFIELD IL 62703.**


SIGNATURE OF COMPLAINANT OR AGENT

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 27th DAY OF **October, 2008**


NOTARY PUBLIC



INSTRUCTIONS

1. THIS FORM IS USED TO FILE COMPLAINTS FOR VIOLATIONS ARISING OUT OF AN ACT TO REGULATE CAMPAIGN FINANCING (ILLINOIS REVISED STATUTES, CHAPTER 46, ART. 9-1 ET SEQ.). SEE RULES AND REGULATIONS OF THE STATE BOARD OF ELECTIONS FOR THE FILING AND HEARING OF COMPLAINTS.
2. THE FILING AND HEARING OF COMPLAINTS ARE GOVERNED BY RULES AND REGULATIONS ADOPTED BY THE BOARD. IF A COMPLAINT IS FILED WITHIN 60 DAYS PRIOR TO THE DATE OF AN ELECTION IN REFERENCE TO WHICH THE COMPLAINT IS FILED, THE COMPLAINANT MUST SERVE A COPY OF THE COMPLAINT UPON ALL RESPONDENTS PRIOR TO THE TIME OF FILING. COPIES OF THE RULES AND REGULATIONS ARE AVAILABLE UPON REQUEST.
3. COMPLAINTS MUST BE FILED BY MAIL OR IN PERSON AT EITHER OF THE FOLLOWING LOCATIONS:

STATE BOARD OF ELECTIONS
1020 SOUTH SPRING STREET
SPRINGFIELD, ILLINOIS 62704

STATE BOARD OF ELECTIONS
100 WEST RANDOLPH, SUITE 14-100
CHICAGO, ILLINOIS 60601

**STATE OF ILLINOIS
COUNTY OF COOK**

**BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS**

Illinois State Board of Elections
Complainant

Vs.

Board File No: 08 CD 076

25th Ward Democratic Political Alliance
Respondent (S9296)

REPORT OF HEARING EXAMINER

Report of Public Hearing For
Failure To File the June 2008 Semi Annual Report

PROCEDURAL HISTORY

On October 27, 2008 the above referenced Complainant filed a Form D-4, Complaint for violation of the Campaign Disclosure Act wherein it is specifically alleged that pursuant to 10 ILCS 5/9-10, 5/9-13, and 5/9-14 of the Campaign Disclosure Act, the Respondent failed to file Semi Annual Reports for the period specified above.

On November 14, 2008 a Closed Preliminary Hearing via video conference, was convened in the Springfield and Chicago Offices of the State Board of Elections. No appearance was entered by the Respondent. As a result, it was the opinion of the Hearing Examiner that the complaint was filed on justifiable grounds, and therefore recommended that a Public Hearing be conducted in this matter.

On December 9, 2008, the Board issued an Order for a Public Hearing to be conducted.

PUBLIC HEARING

On January 14, 2009, after acknowledging receipt of proof of service upon the Respondent, a Public Hearing was conducted. Mr. Tony Morgando, Deputy Director of Campaign Disclosure appeared on behalf of the Complainant. No appearance was entered on behalf of the Respondent. Mr. Morgando testified that the Respondent still has not filed the report at issue and therefore requested that this Hearing Examiner recommend to the Board that the Board issue an Order directing the Respondent to file the report at issue within 30 days of the date of such an Order.

CONCLUSSIONS AND RECCOMENDATIONS

Given the fact that the Respondent/Committee has yet to file its June 2008 Semi Annual Report, it is my recommendation that pursuant to 10 ILCS 5/9-21, that the Board issue an Order to the Respondent to file said report within 30 days of the date of said order.



Mark D. Greben- Hearing Examiner

Dated: January 30, 2009

2. Article Number
(Transfer from service label)

7001 1940 0005 8029 9010

4. Restricted Delivery? (Extra Fee) Yes

Service Type

Certified Mail Express Mail

Registered Return Receipt for Merchandise

Insured Mail C.O.D.

25th Ward Democratic Political Alliance
 Manuel Acevedo
 2147 W 19th St
 Chicago, IL 60608

1. Article Addressed to:

■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.

■ Print your name and address on the reverse so that we can return the card to you.

■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

D. Is delivery address different from item 1? Yes No

If YES, enter delivery address below:

C. Date of Delivery 2/17

B. Received by (Printed Name) [Signature]

A. Signature [Signature] Agent Addressee

COMPLETE THIS SECTION ON DELIVERY

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature] Agent Addressee

B. Received by (Printed Name) [Signature]

C. Date of Delivery 2/17/08

D. Is delivery address different from item 1? Yes No

If YES, enter delivery address below:

25th Ward Democratic Political Alliance
 Dan Greenman
 3 Pine Tuck Trail
 Riverwoods, IL 60015

Service Type

Certified Mail Express Mail

Registered Return Receipt for Merchandise

Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Article Number
(Transfer from service label) 7001 1940 0005 8029 9027

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

In the Matter Of:)
State Board of Elections,)
)
 Complainant(s),)
 vs.) 08 CD 076
)
25th Ward Democratic Political)
Alliance,)
)
 Respondent(s).)

ORDER

TO: 25th Ward Democratic Political Alliance S9296
 1958 W 21st St.
 Chicago, IL 60608

This matter coming to be heard this 5th day of December, 2008, following a Closed Preliminary Hearing of a Complaint filed pursuant to “An Act to Regulate Campaign Financing” (Illinois Compiled Statutes, 10 ILCS 5/9-1 *et seq.*, herein referred to as the “Act”), alleging that the respondent(s) violated 10 ILCS 5/9-10, 5/9-13 & 5/9-14 in that the respondent committee failed to file the June 2008 Semi-annual report of Campaign Contributions & Expenditures; and the State Board of Elections having read the report of the Hearing Officer and hearing the recommendation of the General Counsel and now being fully advised in the premises,

THE BOARD FINDS:

1. That the complaint was filed on justifiable grounds; and
2. There was no appearance by the Respondent at the Closed Preliminary Hearing, and
3. The report at issue remains un-filed.

IT IS HEREBY ORDERED:

1. That a public hearing be conducted in this matter; and
2. The effective date of this Order is December 9, 2008, and
3. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 12/9/2008


Albert S. Porter, Chairman

STATE OF ILLINOIS
SS:
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

Illinois State Board of Elections
1020 South Spring Street
Springfield IL 62704

Complainant(s)

vs.

Board File No. 08 CD 076

S 9296
25th Ward Democratic Political Alliance
1958 W 21st St
Chicago IL 60608

Manuel Acevedo
2147 W 19th St
Chicago IL 60608

Dan Greenman
3 Pine Tuck Trail
Riverwoods IL 60015

Respondent(s)

REPORT OF EXAMINER

This hearing was held as a result of a Complaint filed pursuant to “An Act to Regulate Campaign Financing” (Illinois Compiled Statutes, 10 ILCS 5/9-1, et seq., (hereafter referred to as the Act) alleging that the respondent(s) violated “10 ILCS 5/9-10, 5/9-13 & 5/9/14. Specifically, respondent “committee failed to file the June 2008 Semi-Annual Report of Campaign Contributions and Expenditures, Form D-4 Ill. State Board of Elections v. 25th Ward Democratic Political Alliance, see attachment.”

STATE’S EXHIBITS

To be made a part of this report, a copy of the D-4, Complaint for Violation of the Campaign Disclosure Act, filed on October 27, 2008, at the Board’s Springfield office, 1020 S. Spring Street, Springfield Ill., 62704; Notice and Summons regarding the Complaint; and Notice of the Closed Preliminary Hearing to be conducted in this matter, Wednesday, November 14 at 1:00 pm., at the Illinois State Board of Elections Office, 100 W Randolph, Suite 14-100, Chicago, Illinois.

COMPLAINANT'S CASE-IN-CHIEF

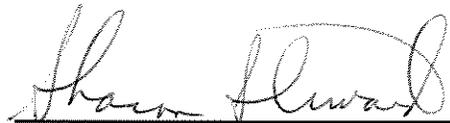
It is the position of the Complainant that the political committee failed to file a Semi-Annual Report as required by statute.

RESPONDENT'S CASE-IN-CHIEF

There was no appearance by the Respondent at the Closed Preliminary Hearing.

RECOMMENDATIONS AND CONCLUSIONS

Based upon the fact that the Respondent did not appear at the November 14, 2008, hearing and that the required 2008 June Semi Annual Report has not been filed, it is the opinion of the Hearing Examiner that the complaint was filed on justifiable grounds, and the matter should proceed to Public Hearing.



SHARON STEWARD

Hearing Examiner

November 14, 2008



FORM D-4	COMPLAINT FOR VIOLATION OF THE CAMPAIGN DISCLOSURE ACT
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COMPLAINANT NAME, ADDRESS, AND TELEPHONE NUMBER:

State Board of Elections
1020 S. Spring Street
Springfield, IL 62704
(217) 782-4141

Vs.

Case No. 08 CD 076

NAME AND ADDRESS OF RESPONDENT:

S9296
25th Ward Democratic Political Alliance
1958 W 21st St.
Chicago, IL 60608

Manuel Acevedo
2147 W 19th St
Chicago, IL 60608

Dan Greenman
3 Pine Tuck Trail
Riverwoods, IL 60015

SECTION 1. HAS RESPONDENT FILED A STATEMENT OF ORGANIZATION AS A POLITICAL COMMITTEE WITH THE
 STATE BOARD OF ELECTIONS, COUNTY CLERK, OR NONE. IF FILED WITH THE COUNTY
 CLERK IDENTIFY COUNTY;

SECTION 2. STATUTORY PROVISIONS: STATE THE PORTIONS OF THE CAMPAIGN DISCLOSURE ACT (ARTICLE 9,
 ELECTION CODE) THAT HAVE BEEN VIOLATED. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND
 REFER TO THIS SECTION.)

10 ILCS 5/9-10, 5/9-13 & 5/9-14

SECTION 3. STATE THE NATURE OF THE OFFENSE(S) OR VIOLATION(S), IF APPLICABLE. (USE ADDITIONAL PLAIN
 SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

Failure to file the June 2008 Semi-annual report of Campaign Contributions and Expenditures

SECTION 4. ATTACH ALL STATEMENTS, SCHEDULES, OR OTHER DOCUMENTS REFERRING TO THIS
 COMPLAINT.

VERIFICATION

I DECLARE THAT THIS COMPLAINT (INCLUDING ANY ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN
 EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE AND CORRECT COMPLAINT AS
 REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT THE PENALTY FOR WILLFULLY FILING A
 FALSE COMPLAINT SHALL BE A FINE NOT TO EXCEED \$500 OR IMPRISONMENT IN A PENAL INSTITUTION OTHER
 THAN THE PENITENTIARY NOT TO EXCEED 6 MONTHS, OR BOTH FINE AND IMPRISONMENT

October 27, 2008

DATE

See A. McArthur

SIGNATURE OF COMPLAINANT

(IF COMPLAINANT IS A CORPORATION THEN
 VERIFICATION MUST BE SIGNED BY AN AUTHORIZED
 OFFICER AND ATTESTED TO BY THE SECRETARY)

PROOF OF SERVICE

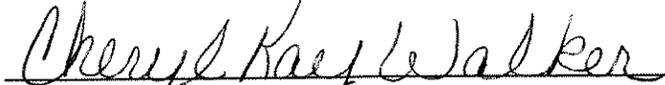
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SIGNATURE OF COMPLAINANT OR AGENT

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 27th DAY OF October, 2008


NOTARY PUBLIC



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SPRINGFIELD, ILLINOIS 62704

STATE BOARD OF ELECTIONS
100 WEST RANDOLPH, SUITE 14-100
CHICAGO, ILLINOIS 60601

4. **Other business.**
5. **Comments from the Chairman and Vice Chairman.**
6. **Comments from the general public.**
7. **Next Board meeting Monday, March 16, 2009 at 10:30 a.m. in Springfield.**
8. **Executive Session.**