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

AGENDA
STATE BOARD OF ELECTIONS
BOARD MEETING

Monday, October 15, 2007
James R. Thompson Center – Room 9-040
Chicago, Illinois
10:30 a.m.

Roll Call

1. Approval of the minutes of the September 14 regular meeting. (pgs.1-7)

2. Report of the Executive Director
   a. Preparations for the February 5, 2008 Primary Election;
      1) Candidate petition filing; (pgs.8-9)
      2) Election judge training schools - informational; (pg.10)
      3) Contingency plan for Election Day; (pgs.11-)
   b. Legislative update – oral report on veto session; (pg.13)
   c. HAVA update; (pgs.14-21)
   d. 2010 redistricting program update; (pg.22)
   e. Fiscal status reports;
      1) FY08 – month ending September 30 – informational; (pgs.23-30)
      2) Help Illinois Vote Fund; (pgs.31-36)
   f. Two year plan of staff activity for the months of October and November - informational. (pgs.37-39)

3. Report of the General Counsel
   a. Campaign Disclosure;
      Rule to show cause
      1) *SBE v. Citizens to Elect Dennis Allen,* L13849, 07CD059; (pg.40)
      2) *SBE v. Committee to Elect John A. Lartz,* S9158, 07CD038; (pg.41)
      Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeals be granted
      3) *SBE v. Citizens for Dorothy Tillman,* L825, 07AE017; (pgs.42-46)
      4) *SBE v. Friends of Vi Daley,* L9229, 07AE003; (pgs.47-55)
      5) *SBE v. Thompson for Sheriff,* L10686, 07JS007; (pgs.56-59)
      6) *SBE v. First CD Victory PAC,* L13868, 07AE008; (pgs.60-65)
      7) *SBE v. Friends of Mattie Hunter,* S8427, 06AG095; (pgs.66-71)
      8) *SBE v. Pellegrino for Illinois,* S9255, 06AG103; (pgs.72-79)
      Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeals be denied
      9) *SBE v. Peoples Party,* L12517, 07AE021; (pgs.80-82)
      10) *SBE v. Tom 4 Forest Preserve,* L13687, 07MA014; (pgs.83-91)
      11) *SBE v. Citizens to Elect Lona Lane,* L13713, 07AC031; (pgs.92-95)
      12) *SBE v. Friends of Denise Brown,* L13905, 07AC033; (pgs.96-98)

13) *SBE v. William Davis for State Representative,* S8040, 07MA015; (pgs.99-102)
14) *SBE v. Citizens to Elect Harold "Noonie" Ward,* S8340, 07CP030; (pgs.103-105)
15) *SBE v. Friends for Levin,* S8797, 07JS053; (pgs.106-108)
16) *SBE v. AARC of Illinois,* S9099, 06DS178; (pgs.109-111)
17) *SBE v. Committee to Elect Carol DiCola,* S9248, 06AG102; (pgs.112-114)
18) *SBE v. Friends for Todd Stroger,* S9283, 06AG072; (pgs.115-134)
    a) Petition for Leave to Intervene in Civil Penalty Assessment Appeal; (pgs.135-143)
    b) Proposed Intervenor's Motion for Reconsideration of the Hearing Examiner's Order Denying Intervention; (pgs.144-168)
    c) Motion to Consolidate; (pgs.169-173)
19) *SBE v. Crete Township Democrats,* S9301, 07JS063; (pgs.174-176)
20) *SBE v. Friends of Joseph Bertrand Jr.,* S9378, 07AE014; (pgs.177-179)

Complaints following public hearings

21) *SBE v. 25th Ward Democratic Political Alliance,* 07CD042; (pgs.180-187)
22) *SBE v. Citizens for Gaughan,* 07CD055; (pgs.188-195)
23) *SBE v. Friends of Don Patterson,* 07CD067; (pgs.196-201)

Other campaign disclosure items

24) Consideration of sharing IDIS 2.0 software; (pg.202)
25) Consideration of mandatory training of political officers; (pg.203)
    a) Revised script for satellite downlink seminar; (pgs.204-207)
26) Assessments/Final Orders; (pg.208-)
27) Payment of civil penalties – informational; (pg.209)

b. Review of executive session minutes. (pg.210)

4. Other business. (pg.211)

5. Comments from the Chairman and Vice Chairman. (pg.211)

6. Comments from the general public. (pg.211)

7. Next Board meeting Monday, November 19, 2007 at 10:30 a.m. in Springfield. (pg.211)

8. Executive Session. (pgs.212-223)

STATE BOARD OF ELECTIONS
Board Meeting
Monday, July 2, 2007
Springfield, Illinois

MINUTES

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

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The regular monthly meeting of the State Board of Elections was called to order at 10:40 a.m. with eight members present.

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

Chairman Porter presented the minutes of the August 20, 2007 regular monthly Board meeting. Director White discussed revisions submitted by Member Keith and minutes reflecting those revisions were distributed to Board members. Member Smart moved to approve the minutes as amended. Member Rednour seconded the motion which passed unanimously.

The Executive Director reported on the Advisory Committee meeting held just prior to the start of the Board meeting this morning. Chairman Porter led the first meeting of the newly reconstituted committee with thirteen election authorities present. Items discussed included legislative activity, pre-primary election plans and a status report on the statewide database. Director White indicated that the Board has been asked for guidance on what to do in the case of inclement weather or other emergency situations. Although the Board may not have any authority to take action on something of this nature staff will look at other states emergency plans. Member McGuffage noted that years ago Board Member Mike Hamlet introduced a bill on that issue but nothing came of it. Director White

noted that he will review other emergency plans and place this on the October agenda for further discussion. The next Advisory Committee meeting is tentatively scheduled for January 22, 2008.

The Executive Director presented an informational update on HAVA funds and noted the steps that are being taken to conform to the federal audit. Letters have been sent or are in the process in collecting interest funds, the Board will seek a supplemental to repay $3,889 of HAVA funds, and the EAC has been sent revised equipment inventories from election jurisdictions.

A legislative update was distributed to the Board in the Board packet. Director White noted that the attorney fees have been paid in full in the *King case*. Staff is waiting to see the disposition in court on what amount of per diem penalties may be due. Cris Cray indicated the omnibus election bill is now on the Governor's desk and he has 60 days to sign. The veto session will begin October 2. Director White indicated HR 811 is still pending in Congress but support of the bill is diminishing. The State Board of Elections FY 08 budget appropriation request was reduced to FY 07 levels. Director White submitted a proposal for a supplemental to restore funding necessary to fulfill agency mandates. A draft letter was presented which would request that a supplemental be reviewed favorably. Discussion was held on the content of the letter with a suggestion to also include language asking the leadership to override the vetoes and if that doesn't happen pass a supplemental for the SBE budget. A suggestion was made to the language in the draft letter that the word "ensure" be replaced with other language. The content of the letter was discussed at length with varying opinions on whether to ask for an override of the veto and a supplemental at the same time and if doing so would hurt the changes of getting either. Vice Chairman Schneider moved to have the Executive Director prepare a letter to the four legislative leaders that will request consideration of our budgetary needs emphasizing the critical nature of our needs with the letter being agnostic to the greatest extent possible concerning any particular mechanism. Member Smart seconded the motion. Member Keith suggested an amendment to specifically authorize the drafting of a supplemental as well. Vice Chairman Schneider and Member Smart accepted the amendment. Discussion continued on the

distribution and intent of the letter. The motion was called and passed by a vote of 8-0. Ms. Cray indicated the letter would be hand delivered on Monday.

Member Keith questioned whether the proposed increases for staff would be better spent in securing one or two new staff members to help with the work load. Director White indicated that by holding vacancies open it allowed for minimal increases. Mike Roate discussed the funding level and increases and at what salary level a new employee could actually be hired. Director White agreed that the small amount of funding would not be enough to bring in quality people. Member Smart indicated that staff have been asked over the last few years to do more and more and could not support this. If a supplemental does pass there will be funds for additional staff. Member Keith wanted to ensure staff was ready with a response should the legislature question this.

The Executive Director presented the final FY 07 fiscal status report indicating approximately $980,000 being returned to the State Treasury. Due to the Governor's budget cuts the FY 08 agency divisional budgets are being reallocated and will be sent under separate cover. In response to questions it was noted that interest accumulated on HAVA funds stay in the HAVA fund. Director White noted in regard to the return of funds, staff was very prudent in spending and there were vacancies that went unfilled and the timing of hiring for vacancies allowed funds to remain. Director White also presented the final FY 07 fiscal report for the Help Illinois Vote Fund and the two year plan of activity for the months of September and October.

The General Counsel presented *SBE v. Phillips for Mayor*, a motion for reconsideration. Mr. Sandvoss reviewed the matter indicating Mr. Phillips was involved in a car accident on his way to the July Board meeting and was unable to appear and offer a defense. The Board approved the motion for reconsideration at the July meeting. Chuck Phillips was present and discussed the circumstances relating to his late filing. The personal circumstances that occurred were not a viable defense although Mr. Sandvoss agreed it was hardship case and did not cast doubt upon the defense. The General Counsel recommended the appeal be denied as the report was 11 days late and a $575 fine be imposed. Member Keith moved to adopt the recommendation of the hearing officer and General

Counsel and deny the appeal. The motion died for lack of a second.

Member Smart then moved to grant the appeal. This motion also died for lack of a second.

Mr. Phillips then asked the Board to accept payment of $287.50 payable in 60 days. Member Schneider moved to accept the offer. Member Rednour seconded the motion which passed by a roll call vote of 5-1-2 with Member Keith voting in the negative and Members Brady and Walters abstaining.

The General Counsel presented appeals of campaign disclosure fines that the hearing officer recommended be granted and noted his concurrence with the recommendation. No one was present in any of these cases. Member Smart moved to accept the recommendation of the hearing officer and General Counsel and grant the appeals in the matters of *SBE v. Matlak 2007 Campaign*, 06AG091; *SBE v. Citizens for Petrelli*, 07AE007; *SBE v. Citizens for Cheryl Axley*, 06AG099; and *SBE v. Neighbors for Naisy Dolar*, 07AE013. Member Brady seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented *SBE v. Vote for Sam Cahnman*, an appeal that the hearing officer recommended be denied. Mr. Sandvoss reviewed the activities of the committee indicating that the committee failed to report in a timely manner two contributions resulting in a fine of $1,000 and a fine of $10,000. The hearing officer has denied the appeal for insufficient defense but recommended the first time violating be reduced to a 10% assessment resulting in a fine of $1,100. Sam Cahnman was present with John Gregorich who submitted an affidavit indicating he had encountered problems with his electronic filing. Mr. Gregorich discussed the problems he experienced when attempting to file. He could not get it filed electronically so he tried to fax and also put one under the SBE door when the building was closed. Mr. Cahnman indicated they made a good faith attempt to timely file his recent reports. If the Board does not grant the appeal he asked the Board to take the same action taken in the matter of *SBE v. Chicago Apartment Association PAC* and in the case of *SBE v. Black Illinois Legislative Lobby* indicating in those matters there were numerous violations in each case. Mr. Sandvoss indicated if the Board were to accept this argument they would be overturning precedent that has been around for almost ten years and indicated he was familiar with

both cases and felt they were distinguishable. Mr. Cahnman has filed reports before so there can be no argument he did not know how to file. Member McGuffage moved to grant the appeal on the $1,000 fine and assess the $100 fine. Member Rednour seconded the motion which failed by a roll call vote of 2-6 with Members Brady, Keith Smart, Walters, Vice Chairman Schneider and Chairman Porter voting in the negative.

Member Smart then moved to accept the recommendation of the hearing officer and General Counsel and deny the appeal. Member Brady seconded the motion which passed by roll call vote of 7-1 with Member McGuffage voting in the negative.

The General Counsel presented agenda items 3.a.6, 7, 8, 9, 10, and 12 and agreed with the hearing officer recommendation that the appeals be denied. Member Smart moved to accept the recommendation of the hearing officer and General Counsel in the matters of *SBE v. Friends of Judy Yeager*, 07CE052; *SBE v. Elect Ruby Lofton*, 07CE059; *SBE v. Highwood 1-2-3 Party,* 07D113; *SBE v. Friends of Diane Jones,* 07D115; *SBE v. Chicagoland Apartment Association PAC,* S8908, 06AG098*SBE v. Friends of Christopher Newhall,* 06AG104. Member Brady seconded the motion which passed by roll call vote of 7-0-1 with Member Keith recusing himself from the vote.

The General Counsel presented *SBE v. Citizens for Joe Moore*, 07AE016 and 07AC038 an appeal of a campaign disclosure fine in which the hearing officer recommended it be granted in part and denied in part. No one was present in this matter. Mr. Sandvoss concurred with the recommendation of the hearing officer. Member Brady moved to accept the recommendation of the hearing officer and General Counsel. Member Smart seconded the motion. The motion was amended to reflect the report would have to be filed in 30 days. The motion called and passed by a vote of 8-0.

The General Counsel presented for Board discussion the issue of mandatory training for officers of political committees and referred to a memo in the Board packet prepared by Rupert Borgsmiller. Member Keith indicated there would be costs involved. Member Smart concurred and felt with the current financial situation perhaps this should be held over. Discussion ensued on different possibilities on conducting training programs and if it should be mandatory and fines

imposed if a committee does not complete the training. Mr. Borgsmiller noted that staff is in the process of revising script based on new legislation. He would take into consideration discussions today and include in the script and bring before the Board at the October meeting. The Board also asked the General Counsel to research current law as to what it will allow the Board to do in terms of mandating training either in advance or as a Board disposition.

The General Counsel presented for informational purposes the payment of outstanding civil penalties and candidates with unpaid fines who face potential ballot forfeiture in 2008.

The General Counsel presented *SBE v. Annual Roosevelt Cocktail Party Committee*, a complaint following closed preliminary hearing. The parties were in the office today working on the report but had left. Mr. Sandvoss felt that the committee should come before the Board and make a statement as to what they are doing to resolve the issues in the complaint. Member Keith moved to continue this matter to the November meeting in Springfield. Member Smart seconded the motion which passed unanimously.

The General Counsel presented a listing of additional judgeships created by the General Assembly. Public Acts 93-1030 and 94-0727 created three additional judgeships in the 12th Judicial Circuit in Will County and allocated them to the 2nd, 3rd and 4th sub circuits within the 12th circuit. Mr. Sandvoss indicated that the judgeships should be designated as Additional Judgeships A in each sub circuit and that the memo was incorrect in designating them as Additional Judgeships A, B and C. The Legislative leadership was contacted and affirmed the positions. These positions are to be filled at the 2008 General Election. Member Schneider moved to declare three additional judgeships designating them as additional judgeships A in each of the three sub circuits. Member McGuffage seconded the motion which passed by roll call vote of 8-0

The General Counsel presented for Board consideration the use of the Department of Revenue's Debt Collection Bureau (DCB) in collecting unpaid civil penalties. Mr. Sandvoss reviewed the conversations Mr. Sturm had with the DCB and requested the Board's feedback to determine if staff should proceed further. The Department of Revenue has indicated that they would not accept

the debt as it was not in the best interests of the State. Discussion ensued as to whether it would be beneficial to take staff time and state funds to follow up on these fines. This will only work with a committee that has funds remaining. Member Keith suggested requesting an informal opinion from the Attorney General. Member McGuffage suggested that staff review Section 9-21 and 9-23 to see if it can be made broader. Mr. Sandvoss indicated he would look at the committees that have fines that are due and owing to see what amounts of fines are out there as well as contact the Attorney General's office and bring back to the Board for further discussion at a later date.

Member Schneider moved to recess to executive session to discuss pending litigation. Member Smart seconded the motion which passed unanimously. Meeting recessed at 1:15 and reconvened at 1:25 p.m.

The next regular meeting of the State Board of Elections will be held on Monday, October 15, 2007 at 10:30 a.m. in Chicago.

With there being no further discussion, Member Walters moved to adjourn. Member McGuffage seconded the motion which passed unanimously. The meeting adjourned at 1:26 p.m.

Respectfully submitted,

Rebecca Hauser

Assistant to Executive Director

Executive Director

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: Candidate Petition Filing Period

DATE: October 4, 2007

For your information, attached please find staff assignments for the first day of candidate petition filing on October 29, 2007. Additional information regarding the entire petition filing period process will be sent under separate cover.

Attachment

Staff Assignments for 2007 Filing Period

First Floor (Area in front of mini board room) Cris Cray

CODERS	DATA ENTRY	RECEIPT HANDLERS
Eric Donnewald	Amy Calvin	Tom Newman
Amy Graham	John Levin	Brent Davis
Gary Nerone	Carole Skaggs	Sharon Steward
Brian Zilm	Pat Bensken	Jason Hinds

First Floor (Board Room) Second Floor Second Floor

CODERS	DATA ENTRY	RECEIPT HANDLERS
Rupert Borgsmiller	Tom Cloonan	Michael Heap
Dianne Felts	Darlene Gervase	Tara Cachur
Rick Fulle	Kelley Gray	Tracey Blackburn
Jane Gasperin	Renee Lonergan	Bruce Brown
Cheryl Hobson	Sue McArthur	Dave Grubb
Kyle Thomas	Tony Morgando	Darcell McAllister
	Mickey Reinders	Tara Lamb
	Rose Rodriquez	Kim Brown

COPY REQUESTS
Rupert Borgsmiller
Amy Calvin
Tom Cloonan
Cris Cray
Eric Donnewald
Jane Gasperin
Becky Glazier
Mark Greben
Cheryl Hobson
Clinton Jenkins
John Levin
Darcell McAllister
Ken Menzel
Tony Morgando
Mark Mossman
Andy Nauman
Gary Nerone
Marc Petrone
Rose Rodriquez
Sharon Steward
Kay Walker

MISCELLANEOUS
Jeff Berry (outside and cross trained on de/rh)
Vera Bolden (front desk)
Becky Glazier (notary/econ.int./board room)
Clinton Jenkins (traffic control or as assigned)
Ken Menzel (outside)
Mike Roate (petitions/traffic control)
Jamye Sims (petitions or as assigned)
Steve Sturm (outside/board room traffic)
Linda Wentz (data entry or as assigned)
Jim Withers (first floor/traffic control)
Jason Kilhoffer (cross trained on de/rh)

CHICAGO STAFF IN SPRINGFIELD
Tara Cachur
Tom Cloonan
Rick Fulle
Darlene Gervase
Clinton Jenkins
Darcell McAllister
Ken Menzel
Tony Morgando
Rose Rodriguez

Judges Schools GP 2008

Date	Jurisdiction	No. of Schools	Attendance	Zone
Thursday, November 15, 2007	McLean	2	0	Three
Friday, November 16, 2007	McLean	1	0	Three
Thursday, November 29, 2007	McLean	2	0	Three
Friday, November 30, 2007	McLean	2	0	Three
Tuesday, December 04, 2007	St Clair	3	0	One
Wednesday, December 05, 2007	St Clair	3	0	One
Thursday, December 06, 2007	St Clair	3	0	One
Wednesday, December 12, 2007	Menard	2	0	Two
Tuesday, December 18, 2007	Edwards	2	0	One
Tuesday, December 18, 2007	Saline	2	0	One
Monday, January 07, 2008	Jackson	2	0	One
Monday, January 07, 2008	Marion	1	0	One
Tuesday, January 08, 2008	Fayette	2	0	One
Tuesday, January 08, 2008	Jackson	2	0	One
Tuesday, January 08, 2008	Marion	2	0	One
Wednesday, January 09, 2008	Lawrence	2	0	One
Wednesday, January 09, 2008	Massac	2	0	One
Thursday, January 10, 2008	Gallatin	2	0	One
Thursday, January 10, 2008	Hamilton		0	One
Thursday, January 10, 2008	Macoupin	3	0	Two
Monday, January 14, 2008	Monroe	4	0	One
Monday, January 14, 2008	Moultrie	2	0	Three
Tuesday, January 15, 2008	Monroe	4	0	One
Tuesday, January 15, 2008	Montgomery	4	0	Two
Wednesday, January 16, 2008	Alexander	2	0	One
Thursday, January 17, 2008	Pulaski	1	0	One
Tuesday, January 22, 2008	Cass	2	0	Two
Tuesday, January 22, 2008	Greene	2	0	Two
Tuesday, January 22, 2008	Williamson	3	0	One
Wednesday, January 23, 2008	Scott	1	0	Two
Wednesday, January 23, 2008	Union	2	0	One
Thursday, January 24, 2008	Christian	3	0	Two
Thursday, January 24, 2008	Hardin	1	0	One
Thursday, January 24, 2008	Pope	1	0	One

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: Contingency Plan for the February Primary Election

DATE: October 4, 2007

At the September Advisory meeting, election officials expressed concern with the Primary Election being advanced to February 5 and the possibility of inclement weather forcing closure of some polling places. The ensuing discussion broadened to include what would happen in the event of a natural disaster or other emergency events that could force postponement of the election.

The election officials expressed a desire for some guidance in the event of the above occurrences and perhaps consideration of a contingency plan should they occur.

At the Board meeting the Board requested staff to gather additional information and report back in October.

We have surveyed other states inquiring if they have in place emergency procedures in the event of a disaster or other emergency causing disruption to election day precinct operations. At the time of this writing we have received a total of 15 responses.

- 11 states have emergency procedures
- 4 states have no emergency procedures

Of the 15 states that currently have emergency procedures in place, they vary widely in authority and scope.

- 5 states have statutory provisions
- 2 states provide guidance by administrative rules
- 4 states provide advisory direction in the form of written guidelines or procedural manuals

Of the 11 states with emergency procedures in place, some provide extensive detail, while others have brief one or two paragraph statements authorizing the governor or chief election official to close impacted polling places.

In addition to reviewing the above, I spoke with McHenry County Clerk Kathy Schultz advising her that this matter would be on the October meeting agenda and asked for any recommendations she might have. Clerk Shultz, who had initially raised the issue at the Advisory meeting indicated that the election officials were looking for any guidance in the event of an emergency and that any form of advisory guidance would be helpful and appreciated.

Of options available to the Board for action at this time, it is very unlikely that legislation could be drafted and passed in time to be effective for the primary and with staff involvement in petition filing and objections, administrative rulemaking poses similar time related obstacles as well. In addition, the General Counsel has also raised questions regarding our authority to regulate the statutory duties of the state's election authorities.

Accordingly, it is my recommendation that staff be directed to draft an advisory memorandum to all election authorities providing general emergency guidelines for the February 5, 2008 primary and subsequent elections. The memorandum will incorporate the best practices and procedures of states surveyed.

The states emergency plans are available from Darlene if you would like a copy.

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: Legislative/Budget Update

DATE: October 4, 2007

At the time the Board packet materials were being assembled the legislature was meeting in veto session.

I will have an oral update at the meeting.

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: HAVA Update

DATE: October 4, 2007

Please find attached a copy of a voucher from Champaign County for $2,436.19 payment in full for outstanding HAVA interest.

Efforts continue to resolve Rock Island and Secretary of State outstanding interest issues. A copy of the letter to Rock Island County Clerk is attached.

Attachments

ACCOUNTS PAYABLE CLEARING
CHAMPAIGN COUNTY
URBANA, ILLINOIS 61802

389858

PAY TO THE ORDER OF

IL STATE BOARD OF ELECTIONS
ATTN BECKY GLAZIER
PO BOX 4187
SPRINGFIELD IL 62708

DATE
9 28 07
MO. | DAY | YR.

THIS PAYMENT OUT OF MONIES IN TREASURY NOT OTHERWISE ENCUMBERED

PAY EXACTLY
*****2,436.19
DOLLARS | CTS

PAY ONLY *****2,436 DOLLARS AND 19 CENTS

VOID IF NOT CASHED WITHIN NINETY DAYS

BY ORDER OF THE COUNTY BOARD

BUSEY BANK
URBANA, ILLINOIS

⑈389858⑈ ⑆071102568⑆ 64176 12⑈

DETACH AND RETAIN THIS STATEMENT

CHAMPAIGN COUNTY
URBANA, ILLINOIS 61802

9/28/07

ACCOUNTS PAYABLE
REMITTANCE STATEMENT

DEPT	DOCUMENT NO	P.O. NO.	DESCRIPTION	NET AMOUNT
ELECTN ASSIST/ACCESSIBLTY	628- 5		EAI GRANT INTEREST	961 56
ELECTN ASSIST/ACCESSIBLTY	628- 5		PPA GRANT INTEREST	1 474 63

IF YOU HAVE ANY QUESTIONS REGARDING THIS PAYMENT, PLEASE CALL
THE CHAMPAIGN COUNTY AUDITOR'S OFFICE (217) 384-3763

389858

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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EXECUTIVE DIRECTOR
Daniel W. White

September 27, 2007

Honorable Dick Liebovitz
Rock Island County Clerk
1504 – 3rd Avenue
Rock Island, IL 61201

Dear Dick:

The State Board of Elections has received the final audit resolution from the U.S. Election Commission (EAC) for the audit conducted in August 2006. The EAC auditors found that your jurisdiction did not timely spend and/or return HAVA funds that were advanced within 30 days of receipt of the funds.

Cash management requirements included in 41 CFR 105-71.120 provide that the time elapsing between the transfer of funds and the subsequent disbursement should be minimized. The State Board of Elections incorporated a provision in the Acceptance Agreements and/or Resolutions that the funds provided should be expended within 30 days.

The EAC has indicated that your jurisdiction must return interest on the funds held over the 30 day period. The SBE has calculated the loss of interest from Rock Island County to be $21,693.75. Attached you will find a breakdown among the grants of interest charges. Please submit this amount no later than October 31, 2007. If you have any questions, please contact Becky Glazier (217)782-1536 or bglazier@elections.il.gov.

Thank you for your cooperation.

Sincerely,

Daniel W. White
Executive Director

cc: Jim Bohnsack, Chairman County Board

Rock Island Interest per grant

Punch Card	$5,033.60
AVE	$7,323.48
Phase II	$8,262.15
AVE - Remainder	$1,074.52
Total	$21,693.75

INTEREST CALCULATIONS FOR UNSPENT GRANT MONIES

ROCK ISLAND COUNTY
Punch Card Grant

Start date:	4/7/06				
Amount:	$275,000.00				
Date	**Percent**		**Monthly Interest Rate**	**Daily Rate**	**Daily Compounded Interest plus Unspent Grant Monies**
4/7/06	4.57		$12,567.50	$34.43	$275,034.43
4/8/06	4.57		$12,569.07	$34.44	$275,068.87
4/9/06	4.57		$12,570.65	$34.44	$275,103.31
4/10/06	4.57		$12,572.22	$34.44	$275,137.75
4/11/06	4.57		$12,573.80	$34.45	$275,172.20
4/12/06	4.57		$12,575.37	$34.45	$275,206.65
4/13/06	4.57		$12,576.94	$34.46	$275,241.11
4/14/06	4.57		$12,578.52	$34.46	$275,275.57
4/15/06	4.57		$12,580.09	$34.47	$275,310.04
4/16/06	4.57		$12,581.67	$34.47	$275,344.51
4/17/06	4.57		$12,583.24	$34.47	$275,378.98
4/18/06	4.57		$12,584.82	$34.48	$275,413.46
4/19/06	4.57		$12,586.40	$34.48	$275,447.95
4/20/06	4.57		$12,587.97	$34.49	$275,482.43
4/21/06	4.57		$12,589.55	$34.49	$275,516.93
4/22/06	4.57		$12,591.12	$34.50	$275,551.42
4/23/06	4.57		$12,592.70	$34.50	$275,585.92
4/24/06	4.57		$12,594.28	$34.50	$275,620.43
4/25/06	4.57		$12,595.85	$34.51	$275,654.94
4/26/06	4.57		$12,597.43	$34.51	$275,689.45
4/27/06	4.57		$12,599.01	$34.52	$275,723.97
4/28/06	4.57		$12,600.59	$34.52	$275,758.49
4/29/06	4.57		$12,602.16	$34.53	$275,793.02
4/30/06	4.57		$12,603.74	$34.53	$275,827.55
5/1/06	4.71		$12,991.48	$35.59	$275,863.14
5/2/06	4.71		$12,993.15	$35.60	$275,898.74
5/3/06	4.71		$12,994.83	$35.60	$275,934.34
5/4/06	4.71		$12,996.51	$35.61	$275,969.95
5/5/06	4.71		$12,998.18	$35.61	$276,005.56
5/6/06	4.71		$12,999.86	$35.62	$276,041.17
5/7/06	4.71		$13,001.54	$35.62	$276,076.80
5/8/06	4.71		$13,003.22	$35.63	$276,112.42
5/9/06	4.71		$13,004.90	$35.63	$276,148.05
5/10/06	4.71		$13,006.57	$35.63	$276,183.68
5/11/06	4.71		$13,008.25	$35.64	$276,219.32
5/12/06	4.71		$13,009.93	$35.64	$276,254.97
5/13/06	4.71		$13,011.61	$35.65	$276,290.62
5/14/06	4.71		$13,013.29	$35.65	$276,326.27
5/15/06	4.71		$13,014.97	$35.66	$276,361.93
5/16/06	4.71		$13,016.65	$35.66	$276,397.59
5/17/06	4.71		$13,018.33	$35.67	$276,433.25
5/18/06	4.71		$13,020.01	$35.67	$276,468.93
5/19/06	4.71		$13,021.69	$35.68	$276,504.60

INTEREST CALCULATIONS FOR UNSPENT GRANT MONIES

ROCK ISLAND COUNTY
Punch Card Grant

Date	Percent	Monthly Interest Rate	Daily Rate	Daily Compounded Interest plus Unspent Grant Monies
5/20/06	4.71	$13,023.37	$35.68	$276,540.28
5/21/06	4.71	$13,025.05	$35.69	$276,575.97
5/22/06	4.71	$13,026.73	$35.69	$276,611.66
5/23/06	4.71	$13,028.41	$35.69	$276,647.35
5/24/06	4.71	$13,030.09	$35.70	$276,683.05
5/25/06	4.71	$13,031.77	$35.70	$276,718.75
5/26/06	4.71	$13,033.45	$35.71	$276,754.46
5/27/06	4.71	$13,035.14	$35.71	$276,790.17
5/28/06	4.71	$13,036.82	$35.72	$276,825.89
5/29/06	4.71	$13,038.50	$35.72	$276,861.61
5/30/06	4.71	$13,040.18	$35.73	$276,897.34
5/31/06	4.71	$13,041.86	$35.73	$276,933.07
6/1/06	4.71	$13,043.55	$35.74	$276,968.81
6/2/06	4.71	$13,045.23	$35.74	$277,004.55
6/3/06	4.71	$13,046.91	$35.74	$277,040.29
6/4/06	4.71	$13,048.60	$35.75	$277,076.04
6/5/06	4.71	$13,050.28	$35.75	$277,111.80
6/6/06	4.71	$13,051.97	$35.76	$277,147.55
6/7/06	4.71	$13,053.65	$35.76	$277,183.32
6/8/06	4.71	$13,055.33	$35.77	$277,219.09
6/9/06	4.71	$13,057.02	$35.77	$277,254.86
6/10/06	4.71	$13,058.70	$35.78	$277,290.64
6/11/06	4.71	$13,060.39	$35.78	$277,326.42
6/12/06	4.71	$13,062.07	$35.79	$277,362.20
6/13/06	4.71	$13,063.76	$35.79	$277,398.00
6/14/06	4.71	$13,065.45	$35.80	$277,433.79
6/15/06	4.71	$13,067.13	$35.80	$277,469.59
6/16/06	4.71	$13,068.82	$35.80	$277,505.40
6/17/06	4.71	$13,070.50	$35.81	$277,541.21
6/18/06	4.71	$13,072.19	$35.81	$277,577.02
6/19/06	4.71	$13,073.88	$35.82	$277,612.84
6/20/06	4.71	$13,075.56	$35.82	$277,648.66
6/21/06	4.71	$13,077.25	$35.83	$277,684.49
6/22/06	4.71	$13,078.94	$35.83	$277,720.32
6/23/06	4.71	$13,080.63	$35.84	$277,756.16
6/24/06	4.71	$13,082.32	$35.84	$277,792.00
6/25/06	4.71	$13,084.00	$35.85	$277,827.85
6/26/06	4.71	$13,085.69	$35.85	$277,863.70
6/27/06	4.71	$13,087.38	$35.86	$277,899.56
6/28/06	4.71	$13,089.07	$35.86	$277,935.42
6/29/06	4.71	$13,090.76	$35.87	$277,971.28
6/30/06	4.71	$13,092.45	$35.87	$278,007.15
7/1/06	5.21	$14,484.17	$39.68	$278,046.83
7/2/06	5.21	$14,486.24	$39.69	$278,086.52
7/3/06	5.21	$14,488.31	$39.69	$278,126.22

INTEREST CALCULATIONS FOR UNSPENT GRANT MONIES

ROCK ISLAND COUNTY
Punch Card Grant

Date	Percent	Monthly Interest Rate	Daily Rate	Daily Compounded Interest plus Unspent Grant Monies
7/4/06	5.21	$14,490.38	$39.70	$278,165.92
7/5/06	5.21	$14,492.44	$39.71	$278,205.62
7/6/06	5.21	$14,494.51	$39.71	$278,245.33
7/7/06	5.21	$14,496.58	$39.72	$278,285.05
7/8/06	5.21	$14,498.65	$39.72	$278,324.77
7/9/06	5.21	$14,500.72	$39.73	$278,364.50
7/10/06	5.21	$14,502.79	$39.73	$278,404.23
7/11/06	5.21	$14,504.86	$39.74	$278,443.97
7/12/06	5.21	$14,506.93	$39.75	$278,483.72
7/13/06	5.21	$14,509.00	$39.75	$278,523.47
7/14/06	5.21	$14,511.07	$39.76	$278,563.23
7/15/06	5.21	$14,513.14	$39.76	$278,602.99
7/16/06	5.21	$14,515.22	$39.77	$278,642.75
7/17/06	5.21	$14,517.29	$39.77	$278,682.53
7/18/06	5.21	$14,519.36	$39.78	$278,722.31
7/19/06	5.21	$14,521.43	$39.78	$278,762.09
7/20/06	5.21	$14,523.50	$39.79	$278,801.88
7/21/06	5.21	$14,525.58	$39.80	$278,841.68
7/22/06	5.21	$14,527.65	$39.80	$278,881.48
7/23/06	5.21	$14,529.73	$39.81	$278,921.29
7/24/06	5.21	$14,531.80	$39.81	$278,961.10
7/25/06	5.21	$14,533.87	$39.82	$279,000.92
7/26/06	5.21	$14,535.95	$39.82	$279,040.74
7/27/06	5.21	$14,538.02	$39.83	$279,080.57
7/28/06	5.21	$14,540.10	$39.84	$279,120.41
7/29/06	5.21	$14,542.17	$39.84	$279,160.25
7/30/06	5.21	$14,544.25	$39.85	$279,200.10
7/31/06	5.21	$14,546.33	$39.85	$279,239.95
8/1/06	5.18	$14,464.63	$39.63	$279,279.58
8/2/06	5.18	$14,466.68	$39.63	$279,319.22
8/3/06	5.18	$14,468.74	$39.64	$279,358.86
8/4/06	5.18	$14,470.79	$39.65	$279,398.50
8/5/06	5.18	$14,472.84	$39.65	$279,438.15
8/6/06	5.18	$14,474.90	$39.66	$279,477.81
8/7/06	5.18	$14,476.95	$39.66	$279,517.47
8/8/06	5.18	$14,479.01	$39.67	$279,557.14
8/9/06	5.18	$14,481.06	$39.67	$279,596.82
8/10/06	5.18	$14,483.12	$39.68	$279,636.50
8/11/06	5.18	$14,485.17	$39.69	$279,676.18
8/12/06	5.18	$14,487.23	$39.69	$279,715.87
8/13/06	5.18	$14,489.28	$39.70	$279,755.57
8/14/06	5.18	$14,491.34	$39.70	$279,795.27
8/15/06	5.18	$14,493.40	$39.71	$279,834.98
8/16/06	5.18	$14,495.45	$39.71	$279,874.69
8/17/06	5.18	$14,497.51	$39.72	$279,914.41

INTEREST CALCULATIONS FOR UNSPENT GRANT MONIES

ROCK ISLAND COUNTY
Punch Card Grant

Date	Percent		Monthly Interest Rate	Daily Rate	Daily Compounded Interest plus Unspent Grant Monies
8/18/06	5.18		$14,499.57	$39.72	$279,954.14
8/19/06	5.18		$14,501.62	$39.73	$279,993.87
8/20/06	5.18		$14,503.68	$39.74	$280,033.60
8/21/06	5.18				
8/22/06	5.18				
8/23/06	5.18				
			Interest Penalty Due	$5,033.60	

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: 2010 U.S. Census Bureau Redistricting Data Program

DATE: October 4, 2007

Before we move into the hectic 2008 election cycle I thought I would take the opportunity now to update the Board on development of a project that began two years ago.

In 2005, the State Board of Elections agreed to coordinate Illinois' participation in the U.S. Census Bureau's 2010 Redistricting Program (we served in a similar capacity prior to the 2000 Census). The four legislative leaders and Office of the Governor agreed to the Board's participation. I was designated main contact person and nonpartisan liaison to work with the Census Bureau on the program.

In September 2005, I convened representatives from all Illinois parties involved and the U.S. Census Bureau in Springfield to initiate participation.

Basically, this is a federal voluntary program that offers each state an opportunity to design census blocks that closely align with state existing voting boundaries. To the extent that this is accomplished, it will assist the General Assembly by providing voting district boundaries and coding information for legislative and congressional district boundaries.

Subsequently, we completed Phase I of the project by providing updated legislative plans, codes and names to the Census Bureau. In turn the Census Bureau verified the information and provided data for post-2000 Census legislative districts.

We now move to Phase II of the program which provides the opportunity to submit our voting districts to the Census Bureau for development of data products by voting district for use in future phases. Included will be Illinois suggestions for correlating precinct boundaries with census block borders using Geographic Information Systems (GIS). By using GIS, demographic data is integrated with maps on a computer system creating a powerful redistricting tool.

The Census Bureau will provide Illinois realigned data from its Master Address File/Topologically Integrated Geographic Encoding and Referencing (MAF/TIGER) system database and provide a copy of the MAF/TIGER Partnership Software (MTPS) for Phase II participation. It is at this point in the program that we will require outside expertise to move forward.

This past legislative session, the General Assembly had included $350,000 in funding for external expert contractual services to complete Phase II. These funds were amendatorally vetoed.

Remaining phases of the project involve subsequent data delivery in 2011, collection of revised state redistricting plans and a post program evaluation.

I will periodically update the Board of our progress with this project.

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: FY07 Fiscal Status Report

DATE: September 5, 2007

We are early into the new fiscal year and the attached report shows little spending. Of course this will change as we move into petition filing and election cycle preparations.

Attachment

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
General Revenue Fund

AGENCY TOTALS MONTH ENDING: September 30, 2007	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$3,338,400.00	$775,672.66	$0.00	$2,562,727.34	23.23%
STATE PAID RETIREMENT	$133,800.00	$30,894.60	$0.00	$102,905.40	23.09%
RETIREMENT	$552,800.00	$128,211.05	$0.00	$424,588.95	23.19%
SOCIAL SECURITY	$255,800.00	$57,178.40	$0.00	$198,621.60	22.35%
CONTRACTUAL SERVICE	$843,700.00	$155,141.66	$360,801.48	$327,756.86	18.39%
TRAVEL	$113,000.00	$10,634.68	$0.00	$102,365.32	9.41%
PRINTING	$43,800.00	$3,625.50	$0.00	$40,174.50	8.28%
COMMODITIES	$31,500.00	$4,817.29	$0.00	$26,682.71	15.29%
EQUIPMENT	$119,500.00	$47,545.24	$1,012.00	$70,942.76	39.79%
TELECOMMUNICATIONS	$112,400.00	$8,056.63	$0.00	$104,343.37	7.17%
OPERATION OF AUTOMOTIVE EQUIPMENT	$3,700.00	$538.38	$0.00	$3,161.62	14.55%
HAVA MAINTENANCE OF EFFORT	$550,000.00	$318,380.00	$231,620.00	$0.00	57.89%
ELECTION CODE BOOKS	$15,000.00	$0.00	$0.00	$15,000.00	0.00%
SUB-TOTAL (OPERATIONS)	**$6,113,400.00**	**$1,540,696.09**	**$593,433.48**	**$3,979,270.43**	**25.20%**
COUNTY CLERK & RECORDER STIPENDS	$806,000.00	$0.00	$0.00	$806,000.00	0.00%
ELECTION JUDGE REIMBURSEMENT	$1,450,000.00	$0.00	$0.00	$1,450,000.00	0.00%
VOTER REGISTRATION TAPES	$20,250.00	$0.00	$0.00	$20,250.00	0.00%
SUB-TOTAL (GRANTS)	**$2,276,250.00**	**$0.00**	**$0.00**	**$2,276,250.00**	**0.00%**
TOTAL APPROPRIATION	**$8,389,650.00**	**$1,540,696.09**	**$593,433.48**	**$6,255,520.43**	**18.36%**

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
General Revenue Fund

BOARD MONTH ENDING: September 30, 2007	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
CONTRACTUAL SERVICE				
1205 Freight Express & Drayage	$2,500.00	$287.90	$2,212.10	11.52%
1221 Repair/Maint. Furn./Office Equipment			$0.00	0.00%
1232 Rental Motor Vehicles	$1,000.00		$1,000.00	0.00%
1239 Rental, NEC			$0.00	0.00%
1243 Book Binding Services			$0.00	0.00%
1266 Court Reporting & Filing Services	$15,000.00	$1,222.00	$13,778.00	8.15%
1274 Reg. Fees & Conf. Expenses (Vendor)	$350.00		$350.00	0.00%
1275 Subscriptions			$0.00	0.00%
1276 Reg. Fees & Conf. Expenses (Employee)	$25.00		$25.00	0.00%
1277 Association Dues			$0.00	0.00%
1280 Copying, Photographic & Printing Services	$25.00		$25.00	0.00%
1286 Travel, Non-State Employee			$0.00	0.00%
1289 Contractual Services, NEC	$100.00		$100.00	0.00%
TRAVEL	$19,100.00	$2,506.83	$16,593.17	13.12%
EQUIPMENT				
1510 Office Furniture & Equipment	$500.00		$500.00	0.00%

BOARD GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	%OF EXPENDITURE
CONTRACTUAL SERVICE	**$19,000.00**	**$1,509.90**		**$17,490.10**	**7.95%**
TRAVEL	**$19,100.00**	**$2,506.83**		**$16,593.17**	**13.12%**
EQUIPMENT	**$500.00**	**$0.00**		**$500.00**	**0.00%**
TOTAL	**$38,600.00**	**$4,016.73**	**$0.00**	**$34,583.27**	**10.41%**

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
General Revenue Fund

ADMINISTRATION MONTH ENDING: September 30, 2007	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$562,300.00	$139,068.00	$423,232.00	24.73%
1129 State Paid Retirement	$22,600.00	$5,576.52	$17,023.48	24.67%
1161 Retirement	$93,100.00	$23,088.60	$70,011.40	24.80%
1170 Social Security	$43,100.00	$10,241.76	$32,858.24	23.76%
CONTRACTUAL SERVICE				
1201 Petty Cash	$500.00		$500.00	0.00%
1205 Freight Express & Drayage	$500.00		$500.00	0.00%
1221 Repair/Maint. Furn./Office Equipment	$15,000.00	$1,124.54	$13,875.46	7.50%
1223 Repair/Maint. Real Property	$200.00		$200.00	0.00%
1230 In-House Repair & Maintenance	$100.00		$100.00	0.00%
1231 Rental, Office Equipment	$31,600.00	$3,141.44	$28,458.56	9.94%
1232 Rental, Motor Vehicles	$4,600.00		$4,600.00	0.00%
1233 Rental, Real Property	$198,300.00	$65,523.44	$132,776.56	33.04%
1234 Rental, Machinery & Mechanical Eqmt				
1239 Rental, NEC	$400.00		$400.00	0.00%
1240 Statistical & Tabulation Services	$9,600.00	$754.44	$8,845.56	7.86%
1248 Building & Grounds Maintenance	$13,000.00	$3,612.52	$9,387.48	27.79%
1251 Gas	$6,700.00	$354.02	$6,345.98	5.28%
1252 Electricity	$34,800.00	$9,793.17	$25,006.83	28.14%
1253 Water	$600.00	$119.38	$480.62	19.90%
1255 Utilities, NEC	$500.00	$91.00	$409.00	18.20%
1261 Postage	$62,000.00	$19,958.00	$42,042.00	32.19%
1266 Court Reporting				
1274 Reg Fees & Conf. Expenses (Vendor)	$800.00		$800.00	0.00%
1275 Subscription & Information Services	$2,500.00	$581.27	$1,918.73	23.25%
1276 Reg.Fees & Conf. Expenses (Employee)	$500.00		$500.00	0.00%
1277 Association Dues	$1,700.00	$445.00	$1,255.00	26.18%
1281 Interviewee Expense - To Vendors				
1285 Taxes, Licenses & Fees	$100.00		$100.00	0.00%
1289 Contractual Services, NEC	$1,500.00		$1,500.00	0.00%
TRAVEL				
1291 In-State	$16,800.00	$1,537.98	$15,262.02	9.15%
1292 Out-of-State	$1,700.00		$1,700.00	0.00%
PRINTING	$10,600.00		$10,600.00	0.00%
COMMODITIES				
1304 Office/Library Supplies	$13,600.00	$355.76	$13,244.24	2.62%
1391 Household & Cleaning Supplies	$1,700.00	$363.17	$1,336.83	21.36%
1394 Office/Library Equip., Not exc. $100	$100.00	$48.47	$51.53	48.47%
1398 Equipment, NEC	$500.00		$500.00	0.00%
1399 Commodities, NEC	$500.00		$500.00	0.00%
EQUIPMENT				
1510 Office Furniture & Equipment	$2,000.00		$2,000.00	0.00%
TELECOMMUNICATIONS				
1710 Repair/Maintenance Telecom				
1721 Rental, Telephone Serv. & Equip.	$45,600.00	$2,753.93	$42,846.07	6.04%
1722 Rental, Data Comm. Serv. & Equip.	$62,300.00	$3,406.35	$58,893.65	5.47%
1728 Videoconferencing	$1,000.00	$564.35	$435.65	56.44%
1729 Rental, Other Comm. Serv. & Equip.	$3,200.00	$1,332.00	$1,868.00	41.63%
1730 Parts & Supplies for Telephone	$300.00		$300.00	0.00%
OPERATION OF AUTO EQUIPMENT				
1893 Repair & Maint., Auto. Equipment	$700.00	$143.50	$556.50	20.50%
1894 Parts & Fittings, Auto Equipment	$100.00	$4.52	$95.48	4.52%
1896 Gasoline, Oil & Antifreeze	$2,600.00	$390.36	$2,209.64	15.01%
1899 Auto. Expenses, NEC	$300.00		$300.00	0.00%

ADMINISTRATION GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	**$562,300.00**	**$139,068.00**		**$423,232.00**	**24.73%**
STATE PAID RETIREMENT	**$22,600.00**	**$5,576.52**		**$17,023.48**	**24.67%**
RETIREMENT	**$93,100.00**	**$23,088.60**		**$70,011.40**	**24.80%**
SOCIAL SECURITY	**$43,100.00**	**$10,241.76**		**$32,858.24**	**23.76%**
CONTRACTUAL SERVICE	**$385,500.00**	**$105,498.22**	**$138,930.98**	**$141,070.80**	**27.37%**
TRAVEL	**$18,500.00**	**$1,537.98**		**$16,962.02**	**8.31%**
PRINTING	**$10,600.00**	**$0.00**		**$10,600.00**	**0.00%**
COMMODITIES	**$16,400.00**	**$767.40**		**$15,632.60**	**4.68%**
EQUIPMENT	**$2,000.00**	**$0.00**		**$2,000.00**	**0.00%**
TELECOMMUNICATIONS	**$112,400.00**	**$8,056.63**		**$104,343.37**	**7.17%**
OPERATION OF AUTO EQUIPMENT	**$3,700.00**	**$538.38**		**$3,161.62**	**14.55%**
TOTAL	**$1,270,200.00**	**$294,373.49**	**$138,930.98**	**$836,895.53**	**23.18%**

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
General Revenue Fund

ELECTIONS MONTH ENDING: September 30, 2007	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$1,422,300.00	$317,521.31	$1,104,778.69	22.32%
1129 State Paid Retirement	$57,000.00	$12,547.26	$44,452.74	22.01%
1161 Retirement	$235,500.00	$52,247.38	$183,252.62	22.19%
1170 Social Security	$108,900.00	$23,500.36	$85,399.64	21.58%
CONTRACTUAL SERVICE				
1145 Contractual Payroll	$2,000.00	$1,739.25	$260.75	86.96%
1205 Freight Express & Drayage	$4,700.00	$42.00	$4,658.00	0.89%
1221 Repair/Maint. Furn./Office Equipment	$200.00		$200.00	0.00%
1231 Rental, Office Equipment				0.00%
1232 Rental, Motor Vehicles				0.00%
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			$0.00	0.00%
1245 Professional & Artistic Services, NEC	$300.00		$300.00	0.00%
1266 Court Reporting & Filing Services				
1273 Advertising				
1274 Reg Fees & Conf. Expenses (Vendor)	$1,350.00		$1,350.00	0.00%
1275 Subscription & Information Services	$2,400.00		$2,400.00	0.00%
1276 Reg. Fees & Conf. Expenses (Employee)	$850.00		$850.00	0.00%
1277 Association Dues	$1,800.00	$50.00	$1,750.00	2.78%
1279 Employee Tuition & Fees	$3,700.00		$3,700.00	0.00%
1280 Copying, Photographic & Printing Services	$1,800.00	$72.50	$1,727.50	4.03%
1285 Operating Taxes, Licenses & Fees			$0.00	0.00%
1289 Contractual Services, NEC	$3,000.00	$90.50	$2,909.50	3.02%
TRAVEL	$43,600.00	$4,476.87	$39,123.13	10.27%
PRINTING	$22,200.00	$487.00	$21,713.00	2.19%
EQUIPMENT				
1510 Office Furniture & Equipment	$3,900.00	$228.24	$3,671.76	5.85%
HAVA - Maintenance of Effort	$550,000.00	$318,380.00	$231,620.00	57.89%
ELECTION CODE BOOKS	$15,000.00		$15,000.00	0.00%

ELECTIONS GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	**$1,422,300.00**	**$317,521.31**		**$1,104,778.69**	**22.32%**
STATE PAID RETIREMENT	**$57,000.00**	**$12,547.26**		**$44,452.74**	**22.01%**
RETIREMENT	**$235,500.00**	**$52,247.38**		**$183,252.62**	**22.19%**
SOCIAL SECURITY	**$108,900.00**	**$23,500.36**		**$85,399.64**	**21.58%**
CONTRACTUAL SERVICE	**$22,400.00**	**$2,094.25**		**$20,305.75**	**9.35%**
TRAVEL	**$43,600.00**	**$4,476.87**		**$39,123.13**	**10.27%**
PRINTING	**$22,200.00**	**$487.00**		**$21,713.00**	**2.19%**
EQUIPMENT	**$3,900.00**	**$228.24**		**$3,671.76**	**5.85%**
HAVA - Maintenance of Effort	**$550,000.00**	**$318,380.00**	**$231,620.00**	**$0.00**	**57.89%**
ELECTION CODE BOOKS	**$15,000.00**	**$0.00**		**$15,000.00**	**0.00%**
TOTAL	**$2,480,800.00**	**$731,482.67**	**$231,620.00**	**$1,517,697.33**	**29.49%**

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
General Revenue Fund

GENERAL COUNSEL MONTH ENDING: September 30, 2007	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$249,500.00	$57,756.35	$191,743.65	23.15%
1129 State Paid Retirement	$10,000.00	$2,310.86	$7,689.14	23.11%
1161 Retirement	$41,300.00	$9,567.54	$31,732.46	23.17%
1170 Social Security	$19,200.00	$4,316.65	$14,883.35	22.48%
CONTRACTUAL SERVICE				
1145 Contractual Payroll				
1205 Freight Express & Drayage	$600.00		$600.00	0.00%
1221 Repair/Maint. Furn./Office Equipment				
1244 Legal Fees	$58,000.00		$58,000.00	0.00%
1245 Professional & Artistic Services, NEC	$2,000.00	$70.00	$1,930.00	3.50%
1266 Court Reporting & Filing Services	$20,000.00	$293.50	$19,706.50	1.47%
1273 Advertising				
1274 Reg Fees & Conf. Expenses (Vendor)	$1,000.00	$720.00	$280.00	72.00%
1275 Subscription & Information Services	$3,000.00		$3,000.00	0.00%
1276 Reg. Fees & Conf. Expenses (Employee)	$500.00	$459.00	$41.00	91.80%
1277 Association Dues	$900.00	$262.00	$638.00	29.11%
1279 Employee Tuition & Fees				
1280 Copying, Photographic & Printing Services	$1,000.00		$1,000.00	0.00%
1284 Computer Software				
1289 Contractual Services, NEC	$3,000.00	$873.60	$2,126.40	29.12%
TRAVEL	$10,300.00	$1,309.62	$8,990.38	12.71%
EQUIPMENT				
1510 Office Furniture & Equipment	$500.00		$500.00	0.00%

GENERAL COUNSEL GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	**$249,500.00**	**$57,756.35**		**$191,743.65**	**23.15%**
STATE PAID RETIREMENT	**$10,000.00**	**$2,310.86**		**$7,689.14**	**23.11%**
RETIREMENT	**$41,300.00**	**$9,567.54**		**$31,732.46**	**23.17%**
SOCIAL SECURITY	**$19,200.00**	**$4,316.65**		**$14,883.35**	**22.48%**
CONTRACTUAL SERVICE	**$90,000.00**	**$2,678.10**	**65,000.00**	**$22,321.90**	**2.98%**
TRAVEL	**$10,300.00**	**$1,309.62**		**$8,990.38**	**12.71%**
EQUIPMENT	**$500.00**	**$0.00**		**$500.00**	**0.00%**
TOTAL	**$420,800.00**	**$77,939.12**	**$65,000.00**	**$277,860.88**	**18.52%**

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
General Revenue Fund

CAMPAIGN DISCLOSURE MONTH ENDING: September 30, 2007	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$692,400.00	$163,486.00	$528,914.00	23.61%
1129 State Paid Retirement	$27,700.00	$6,544.22	$21,155.78	23.63%
1161 Retirement	$114,700.00	$27,095.19	$87,604.81	23.62%
1170 Social Security	$53,100.00	$11,818.87	$41,281.13	22.26%
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	$2,500.00		$2,500.00	0.00%
1245 Professional & Artistic Services, NEC	$4,000.00		$4,000.00	0.00%
1248 Building & Ground Maintenance				
1266 Court Reporting & Filing Services				
1274 Reg Fees & Conf. Expenses (Vendor)	$1,000.00	$910.00	$90.00	91.00%
1275 Subscription & Information Services				
1276 Reg. Fees & Conf. Expenses (Employee)				
1277 Association Dues				
1279 Employee Tuition and Fees	$500.00		$500.00	0.00%
1285 Operating Taxes, Licenses & Fees				
1286 Travel, Non-State Employee				
1289 Contractual Services, NEC				
TRAVEL				
1291 In-State	$6,600.00	$520.67	$6,079.33	7.89%
1292 Out-of-State	$3,300.00		$3,300.00	0.00%
PRINTING	$11,000.00	$3,138.50	$7,861.50	28.53%
EQUIPMENT				
1510 Office Furniture & Equipment	$9,100.00		$9,100.00	0.00%

CAMPAIGN DISCLOSURE GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	**$692,400.00**	**$163,486.00**		**$528,914.00**	**23.61%**
STATE PAID RETIREMENT	**$27,700.00**	**$6,544.22**		**$21,155.78**	**23.63%**
RETIREMENT	**$114,700.00**	**$27,095.19**		**$87,604.81**	**23.62%**
SOCIAL SECURITY	**$53,100.00**	**$11,818.87**		**$41,281.13**	**22.26%**
CONTRACTUAL SERVICE	**$8,100.00**	**$910.00**		**$7,190.00**	**11.23%**
TRAVEL	**$9,900.00**	**$520.67**		**$9,379.33**	**5.26%**
PRINTING	**$11,000.00**	**$3,138.50**		**$7,861.50**	**28.53%**
EQUIPMENT	**$9,100.00**	**$0.00**		**$9,100.00**	**0.00%**
TOTAL	**$926,000.00**	**$213,513.45**	**$0.00**	**$712,486.55**	**23.06%**

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
General Revenue Fund

INFORMATION TECHNOLOGY MONTH ENDING: September 30, 2007	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$411,900.00	$97,841.00	$314,059.00	23.75%
1129 State Paid Retirement	$16,500.00	$3,915.74	$12,584.26	23.73%
1161 Retirement	$68,200.00	$16,212.34	$51,987.66	23.77%
1170 Social Security	$31,500.00	$7,300.76	$24,199.24	23.18%
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				
1225 Repair/Maint. EDP Equipment	$24,000.00	$398.29	$23,601.71	1.66%
1230 In-House Repair of Equipment				
1234 Rental, Machinery and Mech. Equip				
1239 Rental, NEC				
1242 Auditing & Management Services	$25,000.00	$21,133.50	$3,866.50	84.53%
1244 Legal Fees				
1245 Professional & Artistic Services, NEC	$166,050.00	$20,000.00	$146,050.00	12.04%
1271 Surety Bond & Ins. Prem.	$600.00	$264.00	$336.00	44.00%
1272 Travel & Expense Reimbursement (Vendor)				
1274 Reg Fees & Conf. Expenses (Vendor)	$6,000.00		$6,000.00	0.00%
1275 Subscription & Information Services	$3,050.00		$3,050.00	0.00%
1276 Reg. Fees & Conf. Expenses (Employee)				
1277 Association Dues				
1279 Employee Tuition and Fees	$5,000.00		$5,000.00	0.00%
1284 Computer Software	$75,000.00	$530.40	$74,469.60	0.71%
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	$282.71	$5,217.29	5.14%
1292 Out-of-State	$6,100.00		$6,100.00	0.00%
PRINTING				
COMMODITIES				
1304 Office/Library Supplies	$15,100.00	$4,049.89	$11,050.11	26.82%
1332 Industrial & Shop Materials				
1394 Office/Library Equip. under $100				
1398 Equipment, NEC				
1399 Commodities, NEC				
EQUIPMENT				
1510 Office Furniture & Equipment				
1515 EDP Equipment	$103,500.00	$47,317.00	$56,183.00	45.72%

INFORMATION TECHNOLOGY GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	**$411,900.00**	**$97,841.00**		**$314,059.00**	**23.75%**
STATE PAID RETIREMENT	**$16,500.00**	**$3,915.74**		**$12,584.26**	**23.73%**
RETIREMENT	**$68,200.00**	**$16,212.34**		**$51,987.66**	**23.77%**
SOCIAL SECURITY	**$31,500.00**	**$7,300.76**		**$24,199.24**	**23.18%**
CONTRACTUAL SERVICE	**$318,700.00**	**$42,451.19**	**$156,870.50**	**$119,378.31**	**13.32%**
TRAVEL	**$11,600.00**	**$282.71**		**$11,317.29**	**2.44%**
PRINTING	**$0.00**	**$0.00**		**$0.00**	**0.00%**
COMMODITIES	**$15,100.00**	**$4,049.89**		**$11,050.11**	**26.82%**
EQUIPMENT	**$103,500.00**	**$47,317.00**	**$1,012.00**	**$55,171.00**	**45.72%**
TOTAL	**$977,000.00**	**$219,370.63**	**$157,882.50**	**$599,746.87**	**22.45%**

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: FY07 HAVA Fiscal Reports

DATE: October 4, 2007

You will note that this month's HAVA report contains a new report line item under Section 101 Discretionary Funds – Indirect Cost Refunds. We have identified $279,651.98 in FY04 agency costs initially paid by the State General Revenue Fund that may be eligible for partial reimbursement from federal HAVA monies. An Indirect Cost Allocation Plan was submitted and approval given by the EAC to reimburse these partial costs to the State Treasury

Accordingly, as reflected in this report we have returned $279,651.98 to the State Treasury for FY04. Indirect cost rate proposals for FY05 and FY06 are currently pending with the EAC.

Attachment

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

AGENCY TOTALS MONTH ENDING: September 30, 2007	SECTION 101 Discretionary Funds	SECTION 102 Entitlement Payments	SECTION 261 EAID Disbursements	SECTION 251 Requirements	TOTAL Fund Activity
CASH BALANCE AT BEGINNING OF YEAR	**$4,018,074.24**	**$136,049.00**	**$320.40**	**$23,402,364.76**	**$27,556,808.40**
Program Revenues from Federal Govt	$0.00	$0.00		$0.00	$0.00
Miscellaneous Revenues					$0.00
Interest Earned on Comptroller Balances	$44,591.12	$0.00	$0.00	$246,096.88	$290,688.00
TOTAL CASH REVENUES	**$44,591.12**	**$0.00**	**$0.00**	**$246,096.88**	**$290,688.00**
YEAR TO DATE CASH EXPENDITURES					
PERSONAL SERVICE	$12,669.00			$0.00	$12,669.00
STATE-PAID RETIREMENT	$506.76			$0.00	$506.76
RETIREMENT	$2,098.14			$0.00	$2,098.14
SOCIAL SECURITY	$927.60			$0.00	$927.60
GROUP INSURANCE	$4,371.12			$0.00	$4,371.12
CONTRACTUAL SERVICE	$9,732.50			$0.00	$9,732.50
TRAVEL	$153.81			$0.00	$153.81
PRINTING	$0.00			$0.00	$0.00
COMMODITIES	$0.00			$0.00	$0.00
EQUIPMENT	$0.00			$0.00	$0.00
TELECOMMUNICATIONS	$931.85			$0.00	$931.85
OPERATION OF AUTO. EQUIPMENT	$0.00			$0.00	$0.00
INDIRECT COST REFUNDS	$279,651.98				$279,651.98
SUB-TOTAL CASH EXPENDITURES (OPERATIONS)	**$311,042.76**	**$0.00**	**$0.00**	**$0.00**	**$311,042.76**
AWARDS & GRANTS	$10,620.63	$0.00	$0.00	$1,580,556.66	$1,591,177.29
TOTAL CASH EXPENDITURES	**$321,663.39**	**$0.00**	**$0.00**	**$1,580,556.66**	**$1,902,220.05**
CASH BALANCE AT END OF MONTH	**$3,741,001.97**	**$136,049.00**	**$320.40**	**$22,067,904.98**	**$25,945,276.35**

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 101 - DISCRETIONARY FUNDS MONTH ENDING: September 30, 2007	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE
PERSONAL SERVICE	$12,669.00	$12,669.00
1129 State Paid Retirement	$506.76	$506.76
1161 Retirement	$2,098.14	$2,098.14
1170 Social Security	$927.60	$927.60
1180 Group Insurance	$4,371.12	$4,371.12
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	$9,732.50	$9,732.50
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	$153.81	$153.81
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.	$36.00	$36.00
1722 Rental, Data Comm. Serv. & Equip.	$895.85	$895.85
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	$279,651.98	$279,651.98
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)	$10,620.63	$10,620.63
4470 Grants to Local Governments		
4479 Payments to Other State Agencies		

SECTION 101 GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	**$12,669.00**	**$12,669.00**	
STATE PAID RETIREMENT	**$506.76**	**$506.76**	
RETIREMENT	**$2,098.14**	**$2,098.14**	
SOCIAL SECURITY	**$927.60**	**$927.60**	
GROUP INSURANCE	**$4,371.12**	**$4,371.12**	
CONTRACTUAL SERVICE	**$9,732.50**	**$9,732.50**	**$23,642.50**
TRAVEL	**$153.81**	**$153.81**	
PRINTING	**$0.00**	**$0.00**	
COMMODITIES	**$0.00**	**$0.00**	
EQUIPMENT	**$0.00**	**$0.00**	
TELECOMMUNICATIONS	**$931.85**	**$931.85**	
OPERATION OF AUTO EQUIPMENT	**$0.00**	**$0.00**	
INDIRECT COST REFUNDS	**$279,651.98**	**$279,651.98**	
GRANTS	**$10,620.63**	**$10,620.63**	
TOTAL	**$321,663.39**	**$321,663.39**	**$23,642.50**

STATE BOARD OF ELECTIONS
FY08 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 102 - ENTITLEMENT PAYMENTS MONTH ENDING: September 30, 2007	FY08 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	FY08 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
FY08 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 261 - EAID DISBURSEMENTS MONTH ENDING: September 30, 2007	FY08 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		
4458 Services, NEC		
4470 Grants to Local Governments, NEC		

SECTION 261 GRAND TOTAL	FY08 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
FY08 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 251 - REQUIREMENTS MONTH ENDING: September 30, 2007	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE
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		
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		
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		
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		
GRANTS		
4453 Reimbursement to Govt Units (AVE)	$368,735.40	$368,735.40
4453 Reimbursement to Govt Units (Phase II)	$1,127,053.77	$1,127,053.77
4453 Reimbursement to Govt Units (ALA)	$34,452.09	$34,452.09
4453 Reimbursement to Govt Units (EDG)		
4470 Grants to Local Governments (VRS)	$50,315.40	$50,315.40
4479 Payments to Other State Agencies		

SECTION 101 GRAND TOTAL	FY08 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	**$0.00**	**$0.00**	**$2,512,518.00**
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	**$1,580,556.66**	**$1,580,556.66**	
TOTAL	**$1,580,556.66**	**$1,580,556.66**	**$2,512,518.00**

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: October 4, 2007

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

Attachment

Start Date	End Date	Activity	Division
9 /6 /2007		Distribute 2008 CANDIDATE'S GUIDE to State Library Documents Section and to those on our mailing list. (Project began January 16, 2007.) 10 ILCS 5/1A-8 (1, 2, 4, 7, 11)	ET&RD
9 /7 /2007		Begin to update the FEDERAL AND STATE OFFICERS book for the year 2008. Submit for printing by November 5. (Target completion date: December 3, 2007.) 10 ILCS	ET&RD
9 /10/2007		Begin to update the COUNTY OFFICERS book for the year 2008. Submit for printing by November 5. (Target completion date: December 3, 2007.) 10 ILCS 5/1A-8 (1, 2, 4,	ET&RD
9 /14/2007		BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR
9 /17/2007		Complete updating and printing all agency BROCHURES. (Project began July 9, 2007.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
10/1 /2007		Begin planning for the printing and distribution of campaign financing material for political committees for February 5, 2008 General Primary Election.	CAMP DISC
10/1 /2007		Begin planning for the printing and distribution of Campaign Financing materials to political committees for the December 31, 2007 Semi-Annual Report. (Packets to be mailed December 1, 2007.) 10 ILCS 5/9-10	CAMP DISC
10/9 /2007		Call Department of Public Health to obtain LISTING OF FACILITIES licensed or certified under the NURSING HOME CARE REFORM ACT OF 1979. Send listing to election authorities by December 9. 10 ILCS 5/19-12.2	ET&RD
10/15/2007		BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR
10/29/2007		Send to all election authorities a LIST OF FACILITIES licensed or certified pursuant to the NURSING HOME CARE REFORM ACT OF 1979. 10 ILCS 5/19-12.2	ET&RD
10/29/2007	11/5 /2007	Candidate filing period. 10 ILCS 5/7-12	EL INFO
11/1 /2007		Start review and update Military/Overseas booklet. Submit to printer by Nov 29 10 ILCS 5/1A-8 (1,2,3,7,11)	ET&RD
11/4 /2007		Submit COUNTY OFFICERS book for printing. Books should be printed by December 3. 10 ILCS 5/1A-8 (1, 2, 3, 11)	ET&RD

Start Date	End Date	Activity	Division
11/5 /2007		Submit FEDERAL AND STATE OFFICERS book for printing. Books should be printed by December 3. 10 ILCS 5/1A-8 (1, 2, 3, 11)	ET&RD
11/5 /2007		Begin preparation of packet material for Semi-Annual Reports. (Packets to be mailed December 1, 2007.) 10 ILCS 5/9-10	CAMP DISC
11/6 /2007	11/8 /2007	(date subject to change) Veto Session	LEG
11/7 /2007		Civic Organization certification cutoff date prior to the February 5, 2008 General Primary Election. 10 ILCS 5/1A-8 (1, 2, 12) (Board Rule)	ET&RD
11/13/2007	11/15/2007	(date subject to change) Veto Session	LEG
11/13/2007		Deadline for filing objections to petitions of candidates who filed during December 9 - 16, 2007. 10 ILCS 5/10-8	EL INFO
11/16/2007		Notify election authorities of requirement to submit computerized voter registration information in a form prescribed by the SBE.	VRS
11/19/2007		BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR
11/29/2007		Submit Military/Overseas booklet to printers. Project started Nov 1. 10 ILCS 5/1A-8 (1,2,3,7,11)	ET&RD
12/1 /2007		The last date that the State Board of Elections shall notify political committees that have filed a Statement of Organization of their obligation to file a SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. 10 ILCS 5/9-16	CAMP DISC
12/3 /2007		Distribute ELECTION JUDGES' MANUALS OF INSTRUCTION to all the election authorities. (Project began March 7, 2007.) 10 ILCS 5/1A-8 (1, 2, 3, 4, 11)	ET&RD
12/3 /2007		Present to the Board a list of legislative proposals for introduction in the next session.	LEG
12/6 /2007		BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR
12/7 /2007		Begin developing the LIST OF CANDIDATES for the February 5, 2008 Primary Election. 10	EL INFO

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.	)	07 CD 059
	)	
Citizens to Elect Dennis Allen,	)	
Respondent(s).	)	

ORDER

TO: Citizens to Elect Dennis Allen L13849
1240 E 79th St
Chicago, IL 60619

This matter coming to be heard this 20th day of August, 2007 following a Closed Preliminary Hearing 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.*, herein referred to as the "Act"), alleging that the respondent(s) violated 10 ILCS 5/9-10, 5/9-11 & 5/9-12 in that the Respondent failed to file the February 2007 Pre-election report of Campaign Contributions; 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. The complaint was filed on justifiable grounds; and
2. The Respondent appeared at the Closed preliminary hearing and filed a June 2007 Semi-annual Report of Campaign Contributions & Expenditures in lieu of the February 2007 Pre-election report.

IT IS ORDERED:

1. That the committee file the February 2007 Pre-election report of Campaign Contributions within 30 days of the effective date of this Order or face a civil penalty not to exceed $5000.00 pursuant Section 9-23 of the Election Code; and
2. The effective date of this Order is August 22, 2007.

DATED: 8/22/2007

Albert S Porter, Chairman

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.) 07 CD 038
)
Committee to Elect John A Lartz,)
Respondent(s).)

ORDER

TO: Committee to Elect John A Lartz S9158
134 Green Bay Rd.
Winnetka, IL 60093

This matter coming to be heard this 20th day of August, 2007, following a Public 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 failed to file the December 2006 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 Public Hearing, and
3. The report at issue remains unfiled.

IT IS HEREBY ORDERED:

1. That the committee file the required report within 30 days of the effective date of this Order or face a civil penalty not to exceed $5000.00 pursuant Section 9-23 of the Election Code; and
2. The effective date of this Order is August 22, 2007.

DATED: 8/22/2007

Albert S Porter, Chairman

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

Vs. **07 AE 017**

Citizens for Dorothy Tillman L-825
Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for Failure to File a Schedule A-1
For the April 17th, 2007 Consolidated Election.

According to the political committee's June 2007 Semi Annual Report, it received a contribution for the April 17th, 2007, Consolidated Election, during the Schedule A-1 filing period, March 19th, 2007 through and including April 16th, 2007, which failed to be reported as required by statute; Winning Connections, dated 4/12/07, in the amount of $5,500.00. The political committee is fined an assessed civil penalty in the amount of $5,500.00.

Ms. Brenda Ramsey, Treasurer, filed an Appeal Affidavit and a Waiver of Appearance, on September 20th, 2007, indicating in part: "The committee was not made aware of this in-kind contribution until 4/17/07. We have amended our report to note the correction per your representative, Andy Nauman, advice".

Attached to the Affidavit is a fax copy of a In-Kind Notification Form, indicating that the First C.D. Victory PAC '07 Campaign made an expenditure on behalf of the Citizens for Tillman on April 12th, 2007, in the amount of $5,500.00, for Automated Calls, performed by Winning Connections. Such In-Kind Notification Form indicates a faxed receipt date of April 17th, 2007. The Hearing Examiner also notes an amended June 2007 Semi-Annual Report was filed on September 10th, 2007, to reflect the April 17th, 2007 faxed receipt date.

After reviewing the documents in this matter, it is the opinion of the Hearing Examiner that the political committee reported the assessed receipt as of the date the contributor made the expenditure, rather than the date the In-Kind Notification Form was actually received. Taking into consideration the In-Kind Notification Form was received by the political committee on April 17th, 2007, the requirement for a Schedule A-1 to be filed expired. Therefore it is the recommendation of the Hearing Examiner that the appeal be granted.

Tony Morgando Jr. – Hearing Examiner
September 24th, 2007

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

September 4, 2007

Citizens for Dorothy Tillman
Brenda Simmons Ramsey
4410 S Vincennes
Chicago, IL 60653

L825

Dear Citizens for Dorothy Tillman;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Winning Connections	4/12/07	$5500.00	$5500.00	*not filed	

The committee is fined a **total** of $5500.00 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 second delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to $550.00, (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 notice 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)

* This contribution was reported on the December 2006 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)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 07AE017
)
CITIZENS for Dorothy Tillman)
Respondent(s).)

APPEAL AFFIDAVIT

I, Brenda Ramsey (Name), the Treasurer (Chairman/Treasurer) of the CITIZENS for Dorothy Tillman (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 Committee was not made aware of this inkind contribution until 4/17/2007 (see receipt of fax). Although it indicates the inkind contribution took place on 4/12/2007. We have amended our report to note the correction per your representative, Andy Neuman, advice

Signed and Sworn to by:
BRENDA E. SIMMONS-RAMSEY
before me this 20 Day of
09, 2007
Wanda Geanes
Notary Public

"OFFICIAL SEAL"
Wanda Geanes
Notary Public, State of Illinois
My Commission Exp. 06/10/2010

Brenda Ramsey
(Signature of Chairman/Treasurer)
Brenda R. Simmons-Ramsey

First C.D. Victory PAC '07 Campaign
In-Kind
Expenditure

First C.D. Victory PAC
2850 South Michigan Avenue
Chicago, IL 60616

Made an in-kind expenditure on behalf of: Citizens for Tillman

Date: 4/12/07 Amount: $5,500.00

Purpose of the expenditure: Automated Calls

Expenditure Made to: WINNING CONNECTIONS
317 PENNSYLVANIA SE 2E flr
WASHINGTON, DC

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **07 AE 003**

Friends of Vi Daley L 9229

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment
For Delinquently Filing a Schedule A-1 for the 2007 Consolidated Election

This Committee received 1 contribution of $5000 on 4/2/07, and listed it on a Schedule A-1 filed 4/5/07, one day late. The assessed penalty is $5000.

Thomas S. Moore, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Moore stated that the second digit "2" in the date 4/2/07 is obviously an inadvertent "typo" that was in fact a "3" and the stenographer hit the wrong key. Evidence supporting same includes the deposit receipt dated 4/3/07, the deposit ticket with all of the other checks dated 4/3/07 and the Schedule A-1 wherein all the other "date(s) incurred" are 4/3/07. Copies are included.

In addition to this Affidavit and the bank deposit slip dated 4/3/07 which lists this contribution and all of the others reported on the Schedule A-1 filed on 4/5/07 as being received on 4/3/07, the 2007 June Semi-Annual Report also reflects the receipt date of 4/3/07. These submissions do not prove that the receipt date was 4/3/07, rather than 4/2/07, but they show that it is reasonable to assume that the error was a typo and they provide enough documentation to accept such assumption as true. I therefore recommend that the appeal be granted.

Sharon Steward – Hearing Officer
September 27, 2007

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

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

Friends of Vi Daley
Thomas Moore
111 W Washington #1100
Chicago, IL 60602

L9229

Dear Friends of Vi Daley;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Chicago Investments LP	4/2/07	$5000.00	$5000.00	4/5/07	1

The committee is fined a **total** of $5000.00 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total ***does not*** reflect any previously assessed fines.

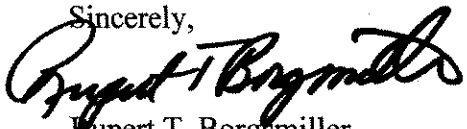
Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 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 $500.00, (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. If your committee has no other civil penalty assessments and only one delinquent Schedule A-1 amount is listed above, the penalty will be ***stayed*** as a first violation and would only become due and owing upon any subsequent delinquent filings by the committee.

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)

* This contribution was reported on the April 2007 Pre-election 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
'07 JUL 26 PM 2:30
STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;

ILLINOIS STATE BOARD OF ELECTIONS,

Complainant

Vs.

Friends of Vi Daley
Respondent(s).

Case No. 07AE023

APPEAL AFFIDAVIT

I, Thomas S Moore, the Chairman of the
(Name) (Chairman/Treasurer)

Friends of Vi Daley
(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 second digit "2" in the date 4/2/2007 is obviously an inadvertant "typo" that was in fact a "3" and the stenographer hit the wrong key. Evidence supporting same include the deposit receipt dated 4/3/2007, the deposit ticket with all of the other checks dated 4/3/2007 and the schedule A-1 wherein all the other "date(s) incurred" are 4/3/2007. (Copies of same enclosed).

Signed and Sworn to by:

Thomas Moore
(Signature of Chairman/Treasurer)

before me this 26th Day of July, 2007

Bylle L Skoczek
Notary Public

OFFICIAL SEAL
BYLLE L SKOCZEK
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:07/19/11

050

[redacted]

CUSTOMER RECEIPT

BUSINESS DEPOSIT #: 1001
04/03/2007 14:34 Eff: 04/03/2007
Br:29 Tell:0003166 Seq:010 Sess:000
Amt:$19,100.00
Let us pay your bills for free-ask me!

140,369.25

AUTOMATIC BILL PAYING

Pay your bills without writing a check. Ask for details.

This receipt is issued subject to the Rules and Regulations of the Bank and any applicable State and Federal Regulations and Laws. Member FDIC

NO. G200035C

051

© DELUXE 93166

DEPOSIT TICKET

70-2277/719

NAME Friends of Vi. Daley

ACCOUNT NO. _____

FIRST AMERICAN BANK

DATE _____

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL

	DOLLARS	CENTS
CURRENCY		
COIN		
CHECKS LIST EACH SEPARATELY		
1		
2		
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		
TOTAL FROM OTHER SIDE OR ATTACHED LIST	19100	00
PLEASE RE-ENTER TOTAL HERE	19100	00

Checks and other items are received for deposit subject to the provisions of the Uniform Commercial Code or any applicable collection agreement.

⑆071922777⑆ 2900915100⑈ 031

FOR DUPLICATE DEPOSIT STYLES USE CARBON PAPER FROM BACK OF PAD TO MAKE COPIES OF ENTRIES ON THIS SIDE

1 E. MURPHY	250	00
2 C. WILSON-SALEMAN	100	00
3 G. HIRSCH	250	00
4 409-911 NORTH	300	00
5 P&C ENGLAND	500	00
6 H&D Co	500	00
7 W. DALEY	1500	00
8 D. HOERR	1000	00
9 T&J. DRANGFIELD	50	00
10 C. WEBBER	500	00
11 LIONS HEAD PUB	200	00
12 CHEO INVESTM	5000	00
13 D. ALBERTSON	100	00
14 M. GLASCOTT	100	00
15 N MELAS	100	00
16 W CROWLEY	200	00
17 METRO HEALTHCO	500	00
18 S&J COUNTRY	100	00
19 D MALONEY	100	00
20 P. COURBOIN	100	00
21 HANIGS	250	00
22 P. NICHOLS	100	00
23 A. CONGLIN	250	00
24 A. BERGMAN	100	00
25 A ZANARINI	250	00
26 D. MATTHEWS	100	00
27 S&D POLO	100	00
28 REST. PAC	250	00
29 1940 N CLARK	250	00
30 PAC SOLUTIONS	500	00
31 JM PERRY	500	00
32 5681-LINCOLN	1000	00
33 KNIGHT PAC	1500	00
34 AUTO TRADE PAC	1500	00
35 BARRETT	1000	00
36		
37		
38		
39		
40		
41		
42		
TOTAL FORWARD TO OTHER SIDE	19100	00

SCHEDULE A-1

REPORT OF CAMPAIGN CONTRIBUTIONS
OF
MORE THAN $500
Consolidated Election - Election Date: 4/17/2007

4/5/2007 12:00:12 AM

FOR OFFICE USE ONLY
IDENTIFICATION NO.
L 9229

Friends of Vi Daley
2038 N Clark St, Ste 379
Chicago, IL 60614-4817

FULL NAME, MAILING ADDRESS, AND ZIP CODE	RECEIPT TYPE	DATE INCURRED	AMOUNT OF EACH RECEIPT
568-5685 N Lincoln Ave LLC 5683 North Lincoln Avenue Chicago, IL 60659	Individual Contribution	4/3/2007	$1,000.00
Barrett, Peter 399 W Fullerton Pkwy Chicago, IL 60614	Individual Contribution Employer: Stein Roe Investment Occupation: Counsel	4/3/2007	$1,000.00
Chicago Investments L.P. 1541 North Wells Chicago, IL 60610	Individual Contribution	4/2/2007	$5,000.00
Hoerr, Douglas 2538 North Burling Chicago, IL 60614	Individual Contribution	4/3/2007	$1,000.00
Knight Partners LLC 221 N LaSalle St Chicago, IL 60601	Individual Contribution	4/3/2007	$1,500.00

4/5/2007 12:00:12 AM

REPORT OF CAMPAIGN CONTRIBUTIONS
OF
MORE THAN $500
Consolidated Election - Election Date: 4/17/2007

FOR OFFICE USE ONLY
IDENTIFICATION NO.
L 9229

Friends of Vi Daley
2038 N Clark St, Ste 379
Chicago, IL 60614-4817

FULL NAME, MAILING ADDRESS, AND ZIP CODE	RECEIPT TYPE	DATE INCURRED	AMOUNT OF EACH RECEIPT
	Transfers In		
Chicago Auto Trade PAC 18W 200 Butterfield Road Oakbrook Terrace, IL 60181		4/3/2007	$1,500.00

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **07 JS 007**

Thompson for Sheriff L 10686

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing the
2007 June Semi-Annual Report

The Report was received on August 6, 2007, 4 days late, resulting in a civil penalty assessment of $100.

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

On the Affidavit, Ms. Sims stated that the semi-annual report was placed in the U.S. Mail on 6/30/07. She has no idea why it was not received by the Board.

Section 100.125(b) of the Board Rules and Regulations reads in part: *"If the envelope containing either of the Reports named in subsection (a) of this Section is not received by the Board,...the report will...be deemed to have not been received.... However, if the political committee is assessed a civil penalty for failing to file or delinquently filing either of the reports and, as part of the committee's appeal of the civil penalty assessment, it is alleged by the treasurer, chairman or candidate on a signed and notarized affidavit verifying that the report was mailed more than 72 hours prior to the filing deadline, and this is the first time the committee has made this claim as part of its appeal, the presumptive date of receipt will be rebutted by the testimony contained in the affidavit and the report will be deemed to have been timely received"* The original report and envelope were never received by the Board. Ms. Sims faxed the report to the Board on 8/6/07, presumably at the instruction of Board staff after she had been contacted for failure to file the Committee's report. Therefore, since Ms. Sims has alleged that the report was mailed 6/30/07, and this is the first time she has used this defense, I recommend that the appeal be granted.

Sharon Steward – Hearing Officer
October 1, 2007

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

September 4, 2007

Thompson for Sheriff
John Thompson
3480 E Spring Creek Rd
Ladd, IL 61329

L10686

Dear Thompson for Sheriff;

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 Contributions 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 by the Board on August 6, 2007, 4 day(s) late. As such, this committee has been assessed a fine of $100.00.

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, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

STATE BOARD OF ELECTIONS
07 SEP -5 PM 2:28

State of Illinois)
)
County of Bureau)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 07 JS 2007
)
John Thompson)
Respondent(s).)

APPEAL AFFIDAVIT

I, Melissa Sim, the Treasurer of the
(Name) (Chairman/Treasurer)
Thompson for Sheriff
(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 semi annual report was placed in the US mail on 9/30/07 I have no idea why it was not received by your office

Signed and Sworn to by:
Cari L. Niederhauser
before me this 5th Day of
Sept., 2007

Melissa Sim
(Signature of Chairman/Treasurer)

Notary Public

OFFICIAL SEAL
CARI L. NIEDERHAUSER
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES 8-31-2007

FORM D-2

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

- [ ] Pre-Election Report - Election Date _____
- [X] Semi-Annual Report
- [ ] Non-Participation - Election Date _____
- [ ] FINAL REPORT
- [X] Amendment of Report indicated above

Full name and complete mailing address of Political Committee

Thompson for Sheriff
3480 East Spring Creek Road

Ladd IL 61329

☐ CHECK IF ADDRESS CHANGE

FOR OFFICE USE ONLY

IDENTIFICATION NO.

REPORTING PERIOD		CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD	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
01/01/2007 FROM	06/30/2007 THRU	$ 431.42		

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) .. $ 0.00 (1a)
   b. Not-Itemized ..... $ 0.00 (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) ..... $ 0.00

* * * * * * * *

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).. $ 0.00 (8a)
   b. Not-Itemized ..... $ 28.00 (8b)
   TOTAL EXPENDITURES (6-8) $ 28.00

SECTION C - DEBTS AND OBLIGATIONS

(Include previously reported unpaid debts)

9. a. Itemized (from Schedule C) . $ 0.00 (9a)
   b. Not-Itemized ..... $ 0.00 (9b)
   TOTAL DEBTS & OBLIGATIONS $ 0.00

SECTION D - CASH BALANCE

Funds available at the beginning of the reporting period	$ 431.42	(A)
Total Receipts (Section A)	$ 0.00	(B)
Subtotal	$ 431.42	(C)
Total Expenditures (Section B) ..	$ 28.00	(D)
Funds available at the close of the reporting period	$ 403.42	(E)

* * * * * * * *

Investment Total ..... $ 0.00 (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.

<NONE/UNKNOWN>
SIGNATURE OF TREASURER OR CANDIDATE

6/30/07
DATE

(THIS FORM MAY BE REPRODUCED)

Printed on Recycled Paper

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **07 AE 008**

First CD Victory PAC L 13868

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing a
Schedule A-1 for the 2007 Consolidated Election

This Committee received two $2500 contributions on 3/13/07, and listed them on a Schedule A-1 filed 3/19/07, 2 days late. The assessed penalty is $5000. In addition, this Committee had previously been assessed a $200 civil penalty for delinquently filing a Pre-Election Report for the 2007 Consolidated Election. The total assessment is $5200.

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

On the Affidavit, Ms. Rhodes stated that there was no error in timely reporting these two contributions because they were not received until March 16, 2007. On March 16, 2007, Ms. Rosie Farmer opened the mail and recorded the checks based on the date of the check, not the date upon which the contributions were received. She submitted a deposit slip which included the checks in question.

I recommend that the appeal be granted, as it appears that the civil penalty should never have been assessed because there was no violation. Whether the checks were received on March 13, 2007, as originally reported on the Schedule A-1 and on the Pre-Election Report, or on March 16, 2007, as reported on the 2007 June Semi-Annual Report, is immaterial. Both the March 13th and the March 16th dates were during the Pre-Election reporting period, not during the 30 days prior to the election, when they would have been required to have been reported on a Schedule A-1. Both were reported on the Pre-Election report as required. The Schedule A-1 period did not being until March 19th; therefore, the Schedule A-1 reporting these two contributions should not have been filed. These penalties were assessed in error; confusion possibly occurring because the Schedule A-1 was received on March 19th.

Sharon Steward – Hearing Officer
October 2, 2007

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

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

First CD Victory PAC
Elzie Higginbottom, Eileen Rhodes
2850 S Michigan Ave
Chicago, IL 60616

L13868

Dear First CD Victory PAC;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Kar Tran LLC	3/13/07	$2500.00	$2500.00	3/19/07	2
Magnum Transportation Inc	3/13/07	$2500.00	$2500.00	3/19/07	2

The committee is fined a **total** of $5000.00 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 $500.00, (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.

State of Illinois)
)
County of _____)

'07 JUL 16 PM 2:13
STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No 07AE008
)
First CD Victory PAC)
Respondent(s).)

APPEAL AFFIDAVIT

I, EILEEN RHODES, the TREASURER of the
(Name) (Chairman/Treasurer)

FIRST CD VICTORY 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:

SEE ATTACHED EXPLANATION

Signed and Sworn to by:
Eileen Rhodes
before me this 13th Day of
July, 2007
Notary Public

OFFICIAL SEAL
WILLIAM M DAVIS
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:04/10/10

EROD
(Signature of Chairman/Treasurer)

There was no error in timely reporting the Kar Tran LLC and Magnum Transportation Inc. contributions because these contributions were not received until March 16, 2007. On March 16, 2007, Ms. Rosie Farmer opened the mail and recorded the checks which had been received. She mistakenly recorded these two checks based on the date on the check, not the date upon which the contributions were received. Thus the error here occurred in the way Ms. Farmer recorded the dates of contribution, not in failing to report the contributions earlier, since they were not received before March 16, 2007. As further proof, please review the attached documents which are business records. These documents confirm deposit of $57,500 on March 16, 2007 into the First C.D. Victory-Pac. Further, one document contains a copy of the campaign committee's deposit slip for March 16, 2007, and a listing of the checks deposited on that day. This listing shows a check number 3306 for $2500 (corresponding to the Magnum Transportation, Inc. check) and a check number 1335 for $2500 (corresponding to the Kar Tan, LLC check.)

Receipt

The transaction represented by this receipt is subject to the rules and regulations of the bank. Always obtain an official receipt when making a transaction.

ColeTaylorBank

03-16-07 14:21 0076
DD Mixed 0892-48583
$57,500.00 912/122

CTB-803S 2/02

3047 10,000 00
3306 2,000 00
1335 2,500 00
4625 15,000 00
1178 10,000 00
11946 17,500 00

57500 00

17,500

FIRST C.D. VICTORY-PAC
2850 S. MICHIGAN AVE.
CHICAGO, IL 60616

CURRENCY	▶	
COIN	▶	
CHECKS	▶	57,500.00
$		57,500.00

DATE 3/16/07
DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL
DEPOSIT TICKET PLEASE ENTER AMOUNT OF CASH AND CHECKS. ATTACH ADDING MACHINE TAPE OR DEPOSIT RECAP.

2-34/710 206

© DELUXE 8028

ColeTaylorBank Chicago, Illinois 60602

⑈5507⑈5999⑆ 0692 48583⑈

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT T ON OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT.

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v. **06 AG 095**

Friends of Mattie Hunter S-8427
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Failure to File Schedule A-1's
For the 2006 General Election

According to the political committee's June 2006 Semi Annual Report, it received contributions during the Schedule A-1 filing period, October 9th, 2006 through and including November 6th, 2006, which failed to be reported as required by statute; ComEd PAC, dated 10/19/06, in the amount of $2,500.00, and the Illinois Hospital Association PAC, dated 10/9/06 and 10/19/06, in the amount of $3,000.00 (aggregate total $6,000.00). The political committee is assessed a civil penalty of $8,500.00.

Ms. Patricia Kates-Collins, Treasurer filed an Appeal Affidavit on August 3rd, 2007, generally indicating: "On 10/20/06 I was in the Chicago office and I entered the ComEd PAC, $2,500, 10/19/06 contribution and the IL Hospital Assoc. PAC on a Schedule A-1. Tom Cloonan assisted me in the upload process and unfortunately the wrong Schedule A-1 was uploaded. A Schedule A-1 from 2004 was submitted. The contribution from IL Hospital Assoc. PAC for $3,000 was entered into the IDIS program twice by mistake. I am going to file an amended semi-annual report to reflect that we only received one contribution".

Attached to the Affidavit is an Illinois Electronic Filing Acknowledgement, indicating a "filing was received and accepted by our system at Fri Oct 20 14:05:29 2006". Attached to such receipt is a Schedule A-1, reflecting two (2) contributions received by the political committee on October 14th, 2004.

Hearing in this matter was scheduled for Friday, September 7th, 2007, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 10:00 a.m.

Ms. Patricia Kates-Collins, Treasurer, appeared on behalf of the political committee. Ms. Kates-Collins indicated a technical error in the uploading of the Schedule A-1 filed a prior schedule, reflecting contributions received by the political committee in October, 2004. The Hearing Examiner's discussion with Mr. Tom Cloonan, Staff Specialist, confirmed the error occurred. Ms. Kates-Collins also indicated an amended December 2006 Semi-Annual Report, filed on August 3rd, 2007, corrected the double-entry of the IL Hospital Association PAC's contribution.

After reviewing the documents in this matter, and discussions with Ms. Kates-Collins, it is the opinion of the Hearing Examiner, that the political committee did incur a technical error in the filing of a Schedule A-1, which was confirmed by a member of the disclosure staff. Therefore it is the recommendation of the Hearing Examiner that the appeal be granted.

Tony Morgando Jr – Hearing Examiner
September 6, 2007

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

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

Friends of Mattie Hunter
Martina Jones
2801 S King Dr #1717
Chicago, IL 60616

S8427

Dear Friends of Mattie Hunter;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
ComEd Pac	10/19/06	$2500.00	$2500.00	*not filed	11
Il Hospital Association PAC	10/9/06	$3000.00	$3000.00	*not filed	19
Il Hospital Association PAC	10/19/06	$3000.00	$3000.00	*not filed	11

The committee is fined a **total** of $8500.00 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 $850.00, (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)

* This contribution was reported on the December 2006 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.

CHICAGO

'07 AUG -3 PM 1:29

STATE BOARD OF ELECTIONS

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.) No. 06AG095
)
Friends of Mattie Hunter)
Respondent(s).)

APPEAL AFFIDAVIT

I, Patricia Kates-Collins, the Treasurer of the
(Name) (Chairman/Treasurer)

Friends of Mattie Hunter
(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 10/20/06 I was in the Chicago office and I entered the ComEd PAC $2,500, 10/19/06 contribution and the IL Hospital Assoc. PAC $3,000, 10/19/06 contribution on a Schedule A-1. Tom Cloonan assisted me in the upload process and unfortunately the wrong Schedule A-1 was uploaded. A Schedule A-1 from 2004 was submitted-please see the attachments. As you can see the receipt was sent to Tom Cloonan's email address and it was not noticed until some time in 2007 that the wrong A-1 was filed.

The contribution from IL Hospital Assoc. PAC for $3,000 was entered into the IDIS program twice by mistake. I am going to file an amended semi-annual report to reflect that we only received one contribution from IL Hospital Assoc. PAC not two.

OFFICIAL SEAL
ANDY NAUMAN
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:12/12/10

Patricia Kates-Collins
(Signature of Chairman/Treasurer)

Subscribed and Sworn to Before me
This 3 Day Of August, 2007

Andy Nauman
NOTARY PUBLIC

Cloonan, Tom

From: Disclose@elections.state.il.us
Sent: Friday, October 20, 2006 2:06 PM
To: Cloonan, Tom
Subject: Illinois Electronic Filing Acknowledgement

DISCLOSE -- Illinois Political Financial Disclosure Filing Acknowledgement

This is to acknowledge the receipt and acceptance of your electronic filing via the DISCLOSE protocol.

Your filing was received and accepted by our system at Fri Oct 20 14:05:29 2006, and was assigned the Filing ID of: IL-69761

Please make a note of this, as it will be necessary to refer to this information in the future.

Thank you for using DISCLOSE.

For your reference, the output of the validation check was as follows:

Illinois PDP File Validator Ver: IL-1.00.17

Developed by NIC Technologies, Inc. 1996-2001

==========

Committee ID: FID2248
Committee Name: Friends of Mattie Hunter
Filing Type: A-1

>>>----> PDP data file PASSED validation! <----<<<

SCHEDULE A-1

REPORT OF CAMPAIGN CONTRIBUTIONS

OF

MORE THAN $500

FILED
10/20/2006 2:05:29 PM

FOR OFFICE USE ONLY
IDENTIFICATION NO.
S8427 02

Friends of Mattie Hunter
11604 S Church St
Chicago, IL 60643-4838

General Election - Election date: 11/2/2004

ITEMIZED RECEIPTS FULL NAME, MAILING ADDRESS, AND ZIP CODE	RECEIPT TYPE	DATE RECEIVED	AMOUNT OF EACH RECEIPT
Chicago Teachers Union PAC 222 Merchandise Mart Plaza Suite 400 Chicago, IL 60654-1016	Transfer In	10/14/2004	$1,000.00
Wine and Spirit Distribution of Illinois PAC 27 East Monroe Street Suite 1200 Chicago, IL 60603	Transfer In	10/14/2004	$1,000.00

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v. **06 AG 103**

Pellegrino for Illinois S 9255
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment
For Delinquently Filing a Schedule A-1 for the 2006 General Election

This Committee received two $1000 contributions on 10/10/06, but failed to list them on a Schedule A-1. The total assessed penalty is $2000.

Richard F. Pellegrino, the Chairman/Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Pellegrino stated that the contribution from Greg Stec was received on October 4, 2006, and not on October 10, 2006, and the contribution from E&M Rentals was received on October 2, 2006, and not on October 10, 2006. He further states that the filed entry date of October 10, 2006, was inadvertently entered on the D-2's in error. October 10, 2006 was actually the date of deposit, not the date of receipt. Both contributions were received outside of the 30 days preceding the November 7, 1006 election.

I contacted Mr. Pellegrino for further clarification and documentation of his defense. He stated that he had his one and only fundraiser on October 1, 2006. The check from E&M Rentals for $1000 dated 10/2/06, was mailed. The check from Greg Stec for $1000 dated 10/4/06 was written out and given to him on 10/4/06. Mr. Pellegrino submitted the 10/10/06 deposit slip as well as copies of all 7 checks that were deposited on that date. That included the 2 checks in question. Check dates of these 7 checks ranged from September 27, 2006 to October 4, 2006. The person doing the data input for him mistakenly entered the deposit date (10/10/06) as the receipt date on all 7 checks.

Admittedly, Mr. Pellegrino has no concrete evidence showing the receipt dates of these two checks. However, it is reasonable to assume that both were received by or mailed around 10/1/06, the date of his one and only fundraiser. This would be prior to the beginning of the Schedule A-1 reporting period, that is, prior to October 9th. I therefore recommend that the appeal be granted and that Mr. Pellegrini be instructed to amend the Pre-Election Report for the 2006 General Election and the 2006 December Semi-Annual Report within 30 days to reflect accurate receipt dates.

Sharon Steward – Hearing Officer
September 28, 2007

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

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

Pellegrino for Illinois
Richard Pellegrino
PO Box 491
Western Springs, IL 60558

S9255

Dear Pellegrino for Illinois;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Greg Stec	10/10/06	$1000.00	$1000.00	*not filed	18
E & M Rentals	10/10/06	$1000.00	$1000.00	*not filed	18

The committee is fined a **total** of $2000.00 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 $200.00, (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.

STATE BOARD OF ELECTIONS
07 AUG -6 PM 2:50

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. 06AC103
)
PELLEGRINO FOR ILLINOIS)
Respondent(s).)

APPEAL AFFIDAVIT

I, RICHARD F. PELLEGRINO, the CHAIRMAN AND TREASURER of the
(Name) (Chairman/Treasurer)

PELLEGRINO FOR ILLINOIS
(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:

1) THAT THE CONTRIBUTION OF GREG STEC WAS RECEIVED ON OCTOBER 4, 2006 AND NOT ON OCTOBER 10, 2006.

2) THAT THE CONTRIBUTION OF E&M RENTALS WAS RECEIVED ON OCTOBER 2, 2006 AND NOT ON OCTOBER 10, 2006.

3) THAT THE FILED ENTRY DATE OF OCTOBER 10, 2006 WAS INADVERTANTLY ENTERED ON THE D2'S IN ERROR. OCTOBER 10, 2006 WAS ACTUALLY THE DATE OF DEPOSIT. BOTH CONTRIBUTIONS WERE RECEIVED OUTSIDE OF 30 DAYS PRECEDING THE NOVEMBER 7, 2006 ELECTION.

Signed and Sworn to by:
RICHARD F. PELLEGRINO
before me this 3RD Day of
AUGUST, 2007

(Signature of Chairman/Treasurer)

Notary Public

OFFICIAL SEAL
THOMAS J BRESCIA
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:08/02/10

TELEPHONE: (708) 246-7667

FAX COVER LETTER

DATE SEPTEMBER 28, 2007

TO MS. SHARON STEWART, STATE OF ILLINOIS

AT FAX NUMBER (217) 782-5959 BOARD OF ELECTIONS

FROM RICHARD F. PELLEGRINO, PELLEGRINO FOR ILLINOIS

RE: APPEAL RE 59255

5 PAGES SENT INCLUDING THIS COVER LETTER.

Important Notice: This message is intended only for the use of the individual or entity to which it is addressed, and may contain information that is attorney work product, privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us by telephone, and return the original message to us at the above address via the United States Postal Service. You will be reimbursed for the telephone and mailing charges you incur. Thank you.

MESSAGE

PER OUR DISCUSSIONS, ATTACHED PLEASE FIND COPY OF OCTOBER 10, 2006 DEPOSIT SLIP AS WELL AS THE CHECKS WHICH COMPRISED THIS DEPOSIT.

THANK YOU FOR YOUR ATTENTION TO THIS MATTER AND FOR YOUR PROFESSIONALISM.

RFP

LaSalle Bank
ABN AMRO

www.lasallebank.com
Member FDIC

136 07796 02203
****
DDA COMMDEP P $3,750.00
****
09:00:16 OCT 10-2006
ACCT# ******7802

CASH IN $0.00
CASH BACK $0.00

PELLEGRINO
FOR
ILLINOIS
COMMITTEE

Thank you.
The transaction for which this receipt is issued is accepted subject to the provisions contained in the Account Agreement and applicable law. Total subject to item verification.

STEPHEN R NAPLETON 03-06

2469
02-427/710

9/29/06
DATE

PAY TO THE ORDER OF Pellegrino for Illinois $ 500

Five Hundred no/100 DOLLARS

DEVON BANK
CHICAGO, IL 60646

FOR Campaign

⑆071004271⑆ ⑈0792137306⑈ 2469

DEPOSIT
10/10/06

FRANK CAPUZI CAMPAIGN FUND
710 NORTH ROCKWELL
CHICAGO, IL 60612

971
70-477/719 587

Sept 29, 2006
DATE

PAY TO THE ORDER OF Pellegrino for Illinois $ 300.00

three hundred 00/ DOLLARS

usbank
usbank.com
Five Star Service Guaranteed

FOR Add.

⑆071904779⑆ 1987915680 19⑈0971

E & M RENTALS
7955 EXECUTIVE COURT
NORRIDGE, IL 60706

2-7095/2710
2008009

1612

DATE 10-2-06

PAY TO THE ORDER OF Pellegrino for Illinois $ 1000.00

One Thousand 00/100 DOLLARS

Labe Bank
Norridge Commons Shopping Center
7040 W Forest Preserve Drive
Norridge, Illinois 60706-3199
(708) 457-0508

LABE BANK

MEMO Donation

Earl J Field

⑆271070953⑆ 200⑈800⑈9⑈ 1612

DO NOT ACCEPT THIS DOCUMENT UNLESS YOU CAN SEE A TRUE WATERMARK AND VISIBLE FIBERS ON BOTH SIDES AND MICRO PRINTING AROUND THE AMOUNT BOX AND MICRO PRINTING ON SIGNATURE LINE.

Austin Bank of Chicago

NO. 94336

SEPT 27,2006

FIVE HUNDRED ONLY

$ 500.00

AUSTIN BK. OF CHICAGO $500 dol's 00 cts Dollars

EXPENSE CHECK

PAY TO THE ORDER OF

PELLEGRINO FOR ILLINOIS

Gary A Stewart

FOR GOLD PAGE AD

AUTHORIZED SIGNATURE

⑈094336⑈ ⑆071001122⑆ 103999893⑈

R.J. Cataldo / C.A. Cataldo

1125

CATALDO FAMILY ENTERPRISES, LLC
1111 PLAZA DR. SUITE 200
SCHAUMBURG, IL 60173

70-2574/719

DATE 10/3/06

PAY TO THE ORDER OF Pellegrino for Illinois $ 250.00

Two hundred fifty & no/100 DOLLARS

Des Plaines National Bank

FOR Donation

C.A. Cataldo

⑈001125⑈ ⑆071925745⑆ 20101255⑈

FC LIGHTING, INC.
775 W. BELDEN AVE. SUITE F
ADDISON, IL 60101
PH. (630) 889-8100

FIFTH THIRD BANK
CHICAGO, ILLINOIS
70-2390/719

32328

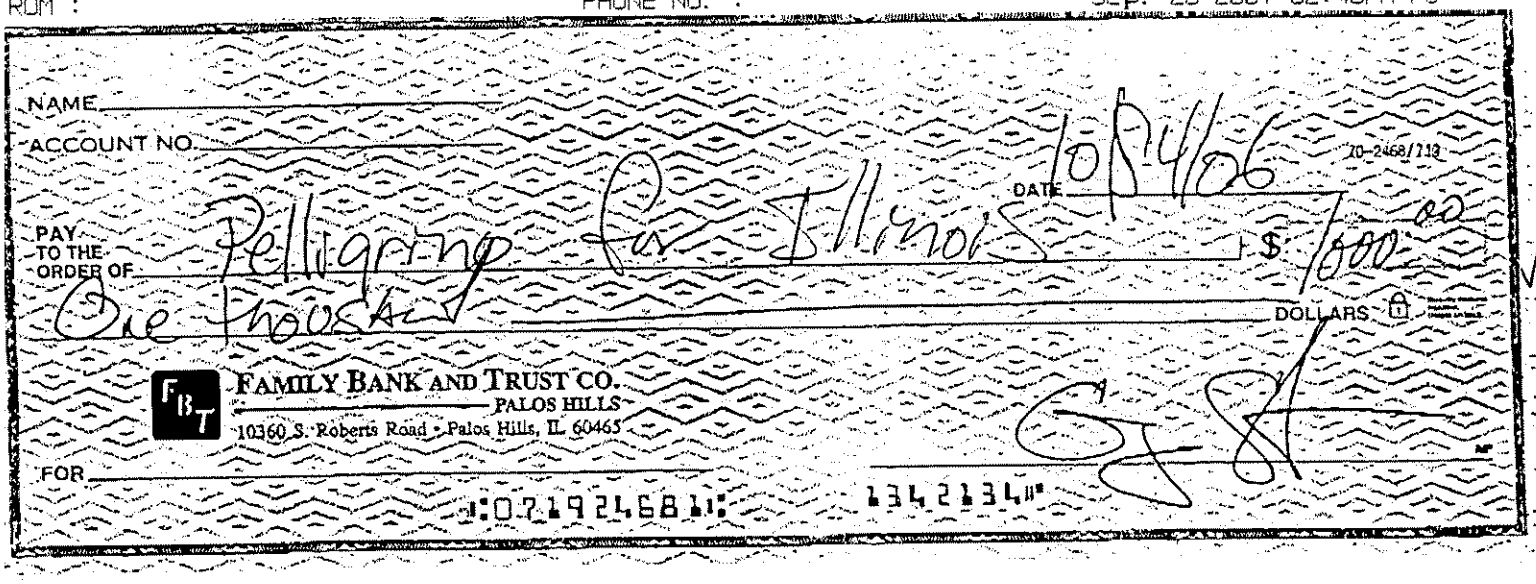
DATE AMOUNT

10/03/2006 0032328 ********$200.00

TWO HUNDRED AND 00/100 DOLLARS

THE ORDER PELLEGRINO FOR ILLINOIS
P.O. BOX 491
WESTERN SPRINGS IL 60558

⑈032328⑈ ⑆071923909⑆ 2230305554⑈



NAME

ACCOUNT NO.

70-2468/713

DATE 10/24/06

PAY TO THE ORDER OF Pelligrino for Illinois $ 1000.00

One thousand DOLLARS

FAMILY BANK AND TRUST CO.
PALOS HILLS
10360 S. Roberts Road • Palos Hills, IL 60465

FOR

⑆071924681⑆ 1342134⑈

GREG STEC
10331 S
84th Ave
Palos Hills,
60465

GREG STEC

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **07 AE 021**

United Peoples Party L 12517

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Failing to File
A Schedule A-1 for the 2007 Consolidated Election

This Committee received 3 contributions on 4/13/07, two from Mario Imbarrato of $350 and $250, and one from Annette Kaptur for $1500. The total penalty assessment is $1750.

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

On the Affidavit, Ms. Kaptur stated that the contribution was not received by the chairman or treasurer until Sunday, April 15, 2007 with the election being April 17, 2007.

Contributions exceeding $500 from one source received during the 30 days prior to an election must be filed on a Schedule A-1 within two business days. According to the 2007 June Semi-Annual Report, these contributions were received on Friday, April 13, 2007; and therefore, would have had to have been filed Tuesday, April 17, 2007. In her affidavit, Ms. Kaptur stated that these contributions were received April 15, 2007, 2 days prior to the April 17th election. Even if received on the 15th rather than the 13th, they would still have had to have been reported on a Schedule A-1 by April 17th. No Schedule A-1 was filed reporting these contributions. Therefore, I recommend that the appeal be denied for lack of an adequate defense. However, since there is no indication that these violations were anything other than inadvertent and unintentional, I also recommend that the penalties be reduced to 10% of the original assessments, or $175. If this recommendation is accepted by the Board, this amount will be due and owing.

Sharon Steward – Hearing Officer
October 2, 2007

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

September 4, 2007

United Peoples Party
John Lynn
1201 W Prospect Ave
Willow Springs, IL 60480

L12517

Dear United Peoples Party;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Mario Imbarrato	4/13/07		**350.00		
Mario Imbarrato	4/13/07	$250.00	$250.00	*not filed	
Annette Kaptur	4/13/07	$1500.00	$1500.00	*not filed	

The committee is fined a **total** of $1750.00 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 $175.00, (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.

STATE BOARD OF ELECTIONS
07 SEP 10 PM 2:47

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. L 13517
)
United Peoples Party)
Respondent(s).)

APPEAL AFFIDAVIT

I, Annette Kaptur, the Treasurer of the
(Name) (Chairman/Treasurer)
United Peoples Party
(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 Contribution was not received by the Chairman or Treasurer until Sunday 4-15-07 with the election being 4-17-07

Signed and Sworn to by:
Pamela J. Smith
before me this 10th Day of
September 2007

Annette M. Kaptur
(Signature of Chairman/Treasurer)

Notary Public
Pamela J. Smith

"OFFICIAL SEAL"
Pamela J. Smith
Notary Public, State of Illinois
My Commission Expires 082 09

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **07 MA 014**

Tom 4 Forest Preserve L 13687

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing a D-1 Statement of Organization and a Schedule A-1 for the 2006 General Election

This Committee crossed the $3000 filing threshold on 9/25/06 and filed a D-1 Statement of Organization on 10/30/06, 14 days late, resulting in a civil penalty assessment of $350. In addition, this Committee received 1 in-kind contribution of $867 on 10/15/06, but failed to list it on a Schedule A-1, resulting in a civil penalty assessment of $867. The total assessment is $1217.

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

On the Affidavit, Mr. Grimston referenced two letters under his signature, one addressing the delinquently filed D-1 Statement of Organization and the other addressing the un-filed Schedule A-1 for the 2006 General Election.

In his first letter regarding the delinquently filed D-1 Statement of Organization, Mr. Grimston outlines his work as a clerk in the DuPage County Circuit Court, where he has worked for more than 8 years. He was a first-time candidate, enjoys helping fellow citizens with their basic filing needs and is committed to them understanding the process. He admits that he did not understand his obligations in regards to the D-1 Statement of Organization. Not having read the statute, he failed to understand that contributions, in-kind contributions and expenses were added together, and when he filed the D-1, he reported the date of creation as 10/24/06 when it was actually 9/25/06. His inexperience, he believes, led him to inadvertently miscalculate when the $3000 threshold was met. He makes no excuse for not understanding the rules, but states that as a one-man committee, he focused almost entirely on the environmental needs of the people of DuPage County and how to achieve them for the community. He intends to run for office of Forest Preserve Commission again in 2010 and he assures the Board that he understands his mistakes and that they will not happen in the future.

In regards to the Schedule A-1 violation, on or about January 25, 2007, he was informed by word of mouth from the DuPage County Democratic Central Committee that his disclosure files should note an in-kind donation from the Central Committee. The Central Committee had printed and mailed a multi-candidate brochure with his photograph on it on October 15, 2006. Although he had heard some discussion of this brochure, he did not participate in the decision-making process for this piece and was unaware of its details and value until approximately January 25, 2007.

In regards to the civil penalty for the delinquently filed D-1 Statement of Organization, I recommend that the appeal be denied for lack of an adequate defense. He admits that he had not read the statute and did not understand what counted towards the $3000 threshold figure, but his lack of

understanding of the law does not constitute a valid defense. The civil penalty assessment for this violation is $350.

In regards to the civil penalty for the failure to file the Schedule A-1, I also recommend that the appeal be denied for lack of an adequate defense. Section 100.120(c) of Board Rules and Regulations reads in part: *"...An in-kind contribution of goods or services, possession of which is not actually obtained by the recipient committee, shall be deemed to be received 2 days after the date the certificate required by subsection(a) of this Section is received, or if no certificate has been received, 2 days after the date information comes into the possession of the candidate, Chairman or Treasurer of the recipient committee..."* Mr. Grimston had knowledge of the mailing at the time it was sent, and therefore was required to report it, even though he, did not receive an in-kind contribution notification form, was not involved in the decision making process, and did not know the exact value of the in-kind until late January when advised by the DuPage County Democratic Central Committee. Therefore, I recommend that the appeal be denied for lack of an adequate defense. However, since there is no indication that this violation was anything other than inadvertent and unintentional, and since this is the Committee's first Schedule A-1 violation, I also recommend that the penalty be reduced to 10% of the original assessment or $87.

The total penalty assessment is $437. In addition, since this Committee has 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 Officer
October 1, 2007

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

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

Tom 4 Forest Preserve
Tom Grimston
815 N Stoddard Ave
Wheaton, IL 60187

L13687

Dear Tom 4 Forest Preserve;

This letter is to inform you that this committee failed to file its' D-1 Statement of Organization during the requisite 10-day filing period.

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-3 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 20, 2006, 14 day(s) late. As such, this committee has been assessed a fine of $350.00.

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Dupage County Democratic Central Cmte	10/15/06	$867.00	$867.00	*not filed	15

The committee is fined a **total** of $867.00 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 $87.00, (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 10 ILCS 5/9-3 of the Election Code 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 you have 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 packet

State of Illinois)
)
County of DuPage)

STATE BOARD OF ELECTIONS
07 AUG -8 PM 2:12

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF:

ILLINOIS STATE BOARD OF ELECTIONS.

Complainant,

07 MA 014

vs.

TOM 4 FOREST PRESERVE

Respondent.

APPEAL AFFIDAVIT

I, Tom Grimston, the Chairman/Treasurer of the TOM 4 FOREST PRESERVE Committee, first being duly sworn deposes and states that he represents the said committee and 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

Tom L. Grimston
Tom Grimston

Signed and Sworn to by:
Tom Grimston
before me this 7th Day of
August, 2007

Ann F. Kardas
Notary Public

"OFFICIAL SEAL"
ANN F. KARDAS
NOTARY PUBLIC, STATE OF ILLINOIS
COUNTY OF DuPAGE
MY COMMISSION EXPIRES 06-14-2011

Rupert Borgsmiller
Director of Campaign Disclosure Division
Illinois State Board of Elections
1020 S. Spring St.
Springfield, Il. 62704

Re: Tom 4 Forest Preserve, 10/15/07 In-kind Donation

Dear Mr. Borgsmiller

I write this letter of explanation after having received a letter from the State Board of Elections July 9th, 2007 on disclosure penalties incurred and after a subsequent conversation with your office about general guidelines.

On January 25, 2007 or very close to that I was informed by the word of mouth from the DuPage County Democratic Central Committee that my disclosure filings sent to the Illinois State Board of Elections Springfield (received October 20, 2006) should note an in-kind donation from the DuPage County Democratic Central Committee. The committee had printed and mailed a multi-candidate brochure with my photograph on it on October, 15, 2006. Although I heard some discussion of this brochure, I did not participate in the decision-making process for this piece and was unaware of its details and value (an $867 in-kind contribution to my campaign) until approx. January 25th 2007 per central committee.

In short, lacking notice I inadvertently made a honest mistake but seeking to correct my record January 29th 2007 I filed an amended version noting correctly the in-kind contribution. (See attached)

Please accept this letter of explanation for my inability to report in a timely manner this in-kind contribution of which I was unaware until January 2007 and thus not able to report it within the two-business-day pre-election requirement.

If you have any questions about this letter of the in-kind donation in question, please feel free to contact me at (630) 605-4397

Sincerely

Tom Grimston

FORM **D-2**

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

- ☐ Pre-Election Report - Election Date: _____
- ☒ Semi-Annual Report
- ☐ Non-Participation - Election Date: _____
- ☒ Final Report
- ☐ Amendment of Report Indicated Above

FOR OFFICE USE ONLY

FILED

JAN 29 2007

Full name and complete mailing address of Political Committee:
Tom 4 Forest Preserve
815 N Stoddard Ave
Wheaton, IL 60187-4449

AMENDED REPORT

☐ CHECK IF ADDRESS CHANGE

POLITICAL COMMITTEE
L 13687 12
DuPage County Clerk

IDENTIFICATION NO.

REPORTING PERIOD FROM	REPORTING PERIOD THRU	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD: $	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.
7-1-06	12-31-06	0		

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) $ 2,725.64 (1a)
   - b. Not-Itemized $ 175.00 (1b)
2. Transfers In:
   - a. Itemized (from Schedule A) $ _____ (2a)
   - b. Not-Itemized $ _____ (2b)
3. Loans Received:
   - a. Itemized (from Schedule A) $ _____ (3a)
   - b. Not-Itemized $ _____ (3b)
4. Other Receipts:
   - a. Itemized (from Schedule A) $ _____ (4a)
   - b. Not-Itemized $ _____ (4b)
   - TOTAL RECEIPTS (1-4) $ 2,900.64

****

5. In-Kind Contributions:
   - a. Itemized (from Schedule I) $ 1184.00 (5a)
   - b. Not-Itemized $ _____ (5b)
   - TOTAL IN-KIND $ 1184.00

SECTION B – EXPENDITURES

6. Transfers Out:
   - a. Itemized (from Schedule B) $ _____ (6a)
   - b. Not-Itemized $ _____ (6b)
7. Loans made:
   - a. Itemized (from Schedule B) $ _____ (7a)
   - b. Not-Itemized $ _____ (7b)
8. Expenditures:
   - Itemized (from Schedule B) $ 2539.80 (8a)
   - Not-Itemized $ 360.84 (8b)
   - TOTAL EXPENDITURES (6-8) $ 2900.64

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 $ 0 (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.

Thomas L Grimston — 1-29-2007

SIGNATURE OF TREASURER OR CANDIDATE — DATE

(THIS FORM MAY BE REPRODUCED)

Rupert Borgsmiller 1
Director of Campaign Disclosure Division
Illinois State Board of Elections
1020 S. Spring St.
Springfield, Il. 62704

Re: Tom 4 Forest Preserve, Statement of Organization

Dear Mr. Borgsmiller

I write this letter of explanation after having received a letter from the State Board of Elections July 9th, 2007 on disclosure penalties incurred and after a subsequent conversation with your office about general guidelines.

As you may not know I was a first time candidate. I had never considered running for any political office before being approached by the DuPage County Democratic Central Committee to run for DuPage Forest Preserve Commissioner. Being an active member of the Wheaton Environmental Comm. (volunteer) and known for my environmental passion I must have seemed a good option.

I believe in public serve, for I am a clerk at the DuPage Co. Circuit Court now over 8 years. Serving the environment and society at a higher level seemed like a great idea.

My career experiences at the Circuit Court have been very rewarding helping my fellow citizens with their basic filing needs. I am committed to them understanding the process. But my understanding of timely filings and rules seems to have failed me in the case of 10 ILCS 5/9-3 – D-1 Statement of Organization.

Not having read the statute I failed to understand that contributions, in-kind contributions and expenses were added together. My inexperience I believe, lead me inadvertently to miscalculate when the $3,000.00 qualifier was meet.

I know there is no excuse for not understanding the rules. But as a one man committee I focused almost entirely on the environmental needs of the people of DuPage County and how to achieve them for the community.

The office for Forest Preserve Commissioner is up in 2010 and I am considering a run again. And assure you I understand my mistakes and they will not happen in the future.

So I pray the election commission to consider a waiver of the $350.00 penalty. If not would please seriously consider a reduction, in my first time candidacy.

If you have any questions about this letter of the in-kind donation in question, please feel free to contact me at (630) 605-4397

Sincerely

Tom Grimston

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

vs. **07 AC 031**

Citizens to Elect Lona Lane L-13713
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Failure to File Schedule A-1's
For the 2007 Consolidated Primary Election

According to the political committee's June 2007 Semi Annual Report, it received a contribution during the Schedule A-1 filing period, January 29th, 2007 through and including February 26th, 2007, which failed to be reported as required by statute. A total of six (6) contributions were deemed late. The political committee has been assessed a civil penalty of $6,275.00.

Ms. Lona Lane, Candidate/Chairman/Treasurer, filed a Request for Hearing and Appeal Affidavit, on August 7th, 2007, indicating in part: "As a new Alderman and first time candidate for public office, I was not aware of the specific reporting requirement for an A-1. I was under the impression that I had two business days to report any donations prior to an election. The donations in question were received on 2/26/07 and the election was held on 2/27/07, just one day later. Using the two business day theory, it was assumed that we did not have to file an A-1 once Election Day had passed. I would respectfully ask for leniency from the Board for this violation".

Hearing in this matter was scheduled for Thursday, September 6th, 2007, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 10:30 a.m.

Ms. Lona Lane, Candidate/Chairman/Treasurer, and Ms. Susan Lombard, Asst. Treasurer, appeared on behalf of the political committee. It was the contention of the Respondent(s) that the contributions assessed were received one (1) day prior to the election, and by implementing the 48-hour rule, such Schedule A-1's would have been submitted after the election, therefore not required.

After reviewing the documents in this matter, and discussions with Ms. Lane and Ms. Lombard, it is apparent the Respondent(s) unintentionally misinterpreted the Schedule A-1 requirements, and failed to file such reports. Therefore, it is the recommendation of the Hearing Examiner that the appeal be denied. Since this is the first delinquent Schedule A-1 filing, it is the recommendation of the Hearing Examiner that the assessed civil penalty be reduced 10% or $628.00 and be due and owing.

Tony Morgando Jr – Hearing Examiner
September 6, 2007

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

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

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

Citizens to Elect Lona Lane
Lona Lane
2711 W 83rd St
Chicago, IL 60652

L13713

Dear Citizens to Elect Lona Lane;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Gery Chico	2/26/07	$1000.00	$1000.00	*not filed	1
DLA Piper	2/26/07	$1500.00	$1500.00	*not filed	1
Il Fire Sprinkler Contractors	2/26/07	$1000.00	$1000.00	*not filed	1
James McLean	2/26/07	$1000.00	$1000.00	*not filed	1
Quaker Oats Co	2/26/07	$750.00	$750.00	*not filed	1
American Campaigns	2/26/07	$1025.00	$1025.00	*not filed	1

The committee is fined a **total** of $6275.00 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 $628.00, (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.

State of Illinois)
)
County of Cook)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

STATE BOARD OF ELECTIONS
07 AUG -7 PM 12:37

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 07AC031
)
LONA LANE)
Respondent(s).)

APPEAL AFFIDAVIT

I, LONA LANE, the CHAIRMAN/TREASURER of the
(Name) (Chairman/Treasurer)

CITIZENS TO ELECT LONA LANE
(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 -

Signed and Sworn to by:
LONA LANE
before me this 6TH Day of
AUGUST, 2007
Susan A. Lombard
Notary Public

"OFFICIAL SEAL"
Susan A. Lombard
Notary Public, State of Illinois
My Commission Exp. 01/27/2010

Lona Lane
(Signature of Chairman/Treasurer)

As a new Alderman and first time candidate for public office I was not aware of the specific reporting requirement for an A-1. I was under the impression that I had two business days to report any donations prior to an election. The donations in question were received on 2/26/07 and the election was held on 2/27/07, just one day later. Using the two business day theory, it was assumed that we did not have to file an A-1 once election day had passed.

I have been advised that if the donations were received one day later, I would not have had to file an A-1. I would respectfully ask for leniency from the Board for this violation.

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

vs. **07 AC 033**

Friends of Denise Brown L-13905
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Failure to File Schedule A-1's
For the 2007 Consolidated Primary Election

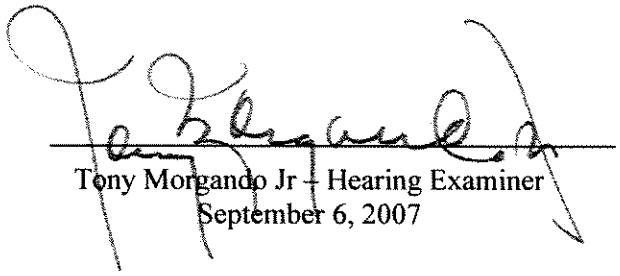
According to the political committee's Final Report, covering the period January 2nd, 2007 through February 28th, 2007, it received contributions during the Schedule A-1 filing period, January 29th, 2007 through and including February 26th, 2007, which failed to be reported as required by statute. A total of four (4) contributions were deemed late. The political committee has been assessed a civil penalty of $4,200.00.

Ms. Gwendolyn Ealy, Treasurer, filed a Request for Hearing and Appeal Affidavit, on July 19th, 2007, indicating in part: "As a newly formed campaign committee, we were not aware that the A-1 report was to be submitted two days after receipt of $500.00 or more. We thought the A-1 report submitted with other campaign reports were all that was required".

Hearing in this matter was scheduled for Thursday, September 6th, 2007, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 11:00 a.m. The political committee filed a Final Report on April 2nd, 2007, terminating it campaign activity.

Ms. Gwendolyn Ealy, Treasurer, and Ms. Denise Brown, Candidate, appeared on behalf of the political committee. The Respondent(s) indicated that the filing of their Statement of Organization (Form D-1) and their Pre-Election Report for the 2007 February Consolidated Primary were submitted in a timely fashion. It was the contention of the Respondent(s) that confusion existed over the distinction of filing Schedule A's versus Schedule a-1's. The Respondent(s) indicated no intent to violate any procedural requirements of the Disclosure statute.

After reviewing the documents in this matter, and discussions with Ms. Ealy and Ms. Brown, it is the opinion of the Hearing Examiner that the political committee failed to file required Schedule A-1's in the 2007 February Consolidated Primary Election. Therefore, it is the recommendation of the Hearing Examiner that the appeal be denied. Since this is the first delinquent filing of Schedule A-1's by the political committee, and a Final Report has been filed, it is recommended that the assessed civil penalty be reduced 10% or $420.00, and such penalty 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
September 6, 2007

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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Springfield, Illinois 62708
217/782-4141
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Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485

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

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

Friends of Denise Brown
Bishop Peecher
5848 S Princeton Ave
Chicago, IL 60621

L13905

Dear Friends of Denise Brown;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Joseph Massie	2/2/07	$1000.00	$1000.00	*not filed	13
Edward Peecher	1/30/07	$700.00	$700.00	*not filed	16
Edward Peecher	2/4/07	$1000.00	$1000.00	*not filed	13
Michael Thomas	2/1/07	$1500.00	$1500.00	*not filed	14

The committee is fined a **total** of $4200.00 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 $420.00, (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.

State of Illinois)
)
County of _____)

STATE BOARD OF ELECTIONS
07 JUL 19 AM 10: 15

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
vs.) No. 07 AC 033
)
Friends of Denise Brown)
Respondent(s).)

APPEAL AFFIDAVIT

I, Gwendolyn Ealy (Name), the Treasurer (Chairman/Treasurer) of the Friends of Denise Brown (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:

As a newly formed campaign committee, we were not aware that the A-1 report was to be submitted two days after receipt of $500.00 or more. We thought the A-1 report submitted with other campaign reports were all that was required. A review of reports that we were aware of, will reflect that we always submitted on or before the deadline. Thank you so very much for your consideration of a one time waiver of the civil penalty assessment for the Friends of Denise Brown committee.

New mailing address:

Friends of Denise Brown
c/o Gwendolyn Ealy
637 E. Woodland Park Ave., #607
Chicago, IL 60616
773-454-1090

Subscribed and Sworn to Before me
This 16 Day Of July, 2007

Eurthia Lee
NOTARY PUBLIC

Gwendolyn Ealy 7/16/07
(Signature of Chairman/Treasurer)

OFFICIAL SEAL
EURTHIA LEE
098 NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:10/26/10

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

vs. **07 MA 015**

William Davis for State Representative S8040
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Delinquently Filing a
December 2006 Semi-Annual Report; Failure to File
Schedule A-1's for the November, 2006 General Election

The political committee's December 2006 Semi-Annual Report was received by the State Board of Elections (herein referred to as SBE) on June 27th, 2007, 101-day(s) late. As such, the political committee has been assessed a civil penalty of $5,000.00. In addition, the political committee failed to disclose four (4) contributions received in excess of $500 during the Schedule A-1 filing period, October 9th, 2006 through and including November 6th, 2006, as required by statute. The political committee is assessed a civil penalty of $14,000.00 for its failure to file Schedule A-1 reports.

Mr. William Davis, Candidate, filed a Request for Hearing and Appeal Affidavit, on August 8th, 2007, indicating as an offer of reason or defense to the assessment "To be presented at Hearing".

Hearing in this matter was set for Friday, September 7th, 2007, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 9:00 a.m.

Mr. William Davis, Candidate, appeared on behalf of the political committee. Mr. Davis indicated that prior filings were prepared by the accounting firm of Bax & Associates. Mr. Davis stated such firm was subsequently placed under new management and renamed Kitchner Financial Services. It is the contention of Mr. Davis that Kitchner Financial Services failed to file the December 2006 Semi-Annual Report, and Schedule A-1's as required by statute. Mr. Davis also indicated the four (4) contributions assessed for failure to be reported on a Schedule A-1 within 2-business days, were actually duplicates (same amounts and dates), which were corrected on an amended Semi-Annual Reported filed on Tuesday, September 11th, 2007. Such amendment reduces the initial $14,000.00 assessment in half or $7,000.0.

The Hearing Examiner can sympathize with the Respondent for the alleged failure of the accounting firm to fulfill their financial obligations, but the disclosure statute is specific that the "treasurer of a political committee shall be responsible for keeping the records and filing the statements and reports required", 10 ILCS 5/9-2. Therefore, it is the recommendation of the Hearing Examiner that the appeal be denied, and the total assessed civil penalty of $12,000.00 is due and owing.

Tony Morgando Jr. – Hearing Examiner
September 12th, 2007

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

EXECUTIVE DIRECTOR
Daniel W White

July 9 2007

William Davis for State Representative
Paul Bax
12354 Western Ave
Blue Island, IL 60406

S8040

Dear William Davis for State Representative;

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:	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 June 27, 2007, 101 day(s) late. As such, this committee has been assessed a fine of $5000.00.

In addition, 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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
IPACE	10/17/06	$5000.00	$5000.00	*not filed	13
IPACE	10/17/06	$5000.00	$5000.00	*not filed	13
IL Trial Lawyers Assoc	10/16/06	$2000.00	$2000.00	*not filed	14
IL Trial Lawyers Assoc	10/16/06	$2000.00	$2000.00	*not filed	14

The committee is fined a **total** of $14,000.00 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.

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.

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

* This contribution was reported on the December 2006 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 BOARD OF ELECTIONS
07 AUG -8 PM 3:10

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. 07 MA 015
)
William Davis for State Rep)
Respondent(s).)

APPEAL AFFIDAVIT

I, William Davis (Name), the Candidate (Chairman/Treasurer) of the William Davis for State Representative (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:
Wm. Davis
before me this 8th Day of
August, 2007
Cristina D. Cray
Notary Public

William Davis
(Signature of Chairman/Treasurer)

OFFICIAL SEAL
CRISTINA D. CRAY
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 1-10-2010

102

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

Vs. **07 CP 030**

Citizens to Elect Harold "Noonie" Ward S8340
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for the Failure to File the
2007 Pre-Election Report for the 2007 Consolidated Primary

According to the Illinois State Board of Elections Disclosure Division, it received a Pre-Election Report for the 2007 Consolidated Primary Election, from the Citizens to Elect Harold "Noonie" Ward, on June 11th, 2007. Such Pre-Election Report was filed ten (10) days late requiring an assessed penalty of $1,000.00.

Mr. Harold "Noonie" Ward, Candidate/Chairman, filed a Request for Hearing and Appeal Affidavit, on July 30th, 2007

Hearing in this matter was scheduled for Friday, September 7th, 2007, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 9:30 a.m.

Mr. Harold "Noonie" Ward, Candidate/Chairman, appeared on behalf of the political committee. It was Mr. Ward's contention that due to personal issues, the delinquent report was unintentionally filed late. Mr. Ward stated all prior filings were submitted in a timely fashion.

Based upon a review of the documents/statements submitted in this matter, the Hearing Examiner finds that there are no reasonable grounds for the 2007 Consolidated Primary Election Pre-election Report to have been filed late. Therefore it is the recommendation of the Hearing Examiner that the appeal in this matter be denied. The Hearing Examination further recommends considering this a first violation, that the assessed fine of $1,000.00 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
September 10th, 2007

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
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Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

Citizens to Elect Harold "Noonie" Ward
Tonia Davis
13242 S Ellis
Chicago, IL 60827

S8340

Dear Citizens to Elect Harold "Noonie" Ward;

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:	January 1, 2007 through January 28, 2007
Filing Period:	January 29, 2007 through February 13, 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 by the Board on June 11, 2007, 10 days(s) late. As such, this committee has been assessed a fine of $1000.00.

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 Cook)

STATE BOARD OF ELECTIONS
07 JUL 30 AM 8:54

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 07 CP030
Citizens to Elect)
Harold "Noonie" Ward)
Respondent(s).)

APPEAL AFFIDAVIT

I, HAROLD NOONIE WARD, the Chairman of the
(Name) (Chairman/Treasurer)

Citizens to Elect Harold "Noonie" Ward
(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:

Signed and Sworn to by:
Harold Noonie Ward
before me this 26 Day of
07, 2007
Edith Newbon
Notary Public

Harold Noonie Ward
(Signature of Chairman/Treasurer)

OFFICIAL SEAL
EDITH NEWBON
NOTARY PUBLIC - STATE OF ILLINOIS
MY C N EXPIRES:11/04/08

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **07 JS 053**

Friends for Levin S 8797

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing the
2007 June Semi-Annual Report

The Report was received on August 6, 2007, 4 days late, resulting in a civil penalty assessment of $200. In addition, the Committee had previously been assessed a $200 civil penalty (not appealed, paid) for delinquently filing the Pre-Election Report for the 2005 Consolidated Election, and a $225 civil penalty (appealed, denied, paid) for delinquently filing the 2006 December Semi-Annual Report. As both previously assessed penalties have been paid in full, the total assessment is $200.

David A. Levin, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Levin stated that the Committee had paid the previous fine and had explained to the Board that this Committee was submitting its Semi-Annual Report for 1/1/07-6/30/07 as well as a Final Report. Both were received by the Board on the 6th of August. No funds are left in the account, which was brought to $0.

I recommend that the Appeal be denied for lack of an adequate defense. The total assessment is $200. In addition, since this Committee also filed a Final Report on August 6, 2007, 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 Officer
October 2, 2007

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
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Fax: 312/814-6485

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Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White

September 4, 2007

Friends for Levin
David Levin
3201 36th Ave.
Rock Island, IL 61201

S8797

Dear Friends for Levin;

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 August 6, 2007, 4 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 it 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 Rock Island)

STATE BOARD OF ELECTIONS
07 SEP 12 AM 9:38

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 07JS053
)
Friends for Levin)
58797 Respondent(s).)

APPEAL AFFIDAVIT

I, David A. Levin, the Chairman of the
(Name) (Chairman/Treasurer)

Friends for Levin
(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 Committee paid the stated fine last quarter and it was explained to the Board that we were submitting our Semi-Annual Report (1/1/07 – 6/30/07) as well as Final Report. Both were recived by the Dept on the 6th of August. No funds are left in the Account which was brought to ($0)

Signed and Sworn to by:
Marlene Baltazor
before me this 10th Day of
September, 2007
Marlene Baltazor
Notary Public

(Signature of Chairman/Treasurer)

MARLENE BALTAZOR
Commission Number 221655
My Commission Expires
3/16/08

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

Vs. **06 DS 178**

AARC of Illinois S9099
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Delinquently Filing a
December 31st, 2006 Semi-Annual Report

The political committee's December 2006 Semi-Annual Report was received by the State Board of Elections (herein referred to as SBE) on June 6th, 2007, 86 day(s) late. As such, the political committee has been assessed a fine of $4,300.00. Since this is a subsequent violation, the previous assessment of $225.00, for the political committee's failure to file its June 30th, 2006, shall be incorporated.

Mr. Will McNeil, Treasurer, filed a Request for Hearing and Appeal Affidavit, on August 7th, 2007 indicating; "We are a small organization with a very small membership and an even smaller budget. We want to continue to participate in the political process. It is our intent to adhere to all policies of the Il State Board of Elections. As an organization we have had some turnover at the treasurer role and it has made it difficult for us to file on a timely basis. Will McNeil has continued to operate as the interim treasurer until we can find a replacement, which we hope to do in the very near future. We are asking for leniency in this matter as we work through our organizational challenges".

Hearing in this matter was scheduled for Friday, September 7th, 2007 to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 11:00 a.m.

There was no appearance by an officer, representative or legal counsel on behalf of the political committee.

It is the opinion of the Hearing Examiner based upon a review of the documents presented in this matter, and consideration of a prior filing delinquency it is the recommendation of the Hearing Examiner that the appeal be denied, and the total assessed fine of $4,525.00 is due and owing.

Tony Morgando Jr. – Hearing Examiner
September 10th, 2007

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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312/814-6440
Fax: 312/814-6485

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

EXECUTIVE DIRECTOR
Daniel W White

July 9, 2007

AARC of Illinois
Eric Wallace
4209 Oakwood Ln
Matteson, IL 60443

S9099

Dear AARC of Illinois;

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:	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 June 6, 2007, 86 day(s) late. As such, this committee has been assessed a fine of $4300.00.

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 the Final Board Order:

Reporting Period	Report Type	Previous Fine Amount
1/1/2006 – 6/30/3006	Semi-annual	$225.00
TOTAL AMOUNT NOW DUE		**$4525.00**

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

CHICAGO

'07 AUG -7 PM 12: 20

STATE BOARD OF ELECTIONS

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.) No. 07 DS178
)
AARC of IL)
Respondent(s).)

APPEAL AFFIDAVIT

I, Will McNeil, the Treasurer of the
(Name) (Chairman/Treasurer)

AARC of IL
(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:

We are a small organization with a very small membership and an even smaller budget. We want to continue to participate in the political process. It is our intent to adhere to all policies of the IL State Board of Elections. As an organization we have had some turnover at the treasurer role and it has made it difficult for us to file on a timely basis. Will McNeil has continued to operate as the interim treasurer until we can find a replacement, which we hope to do in the very near future.

We are asking for leniency in this matter as we work through our organizational challenges.

"OFFICIAL SEAL"
DENELLA M. HAWKINS
NOTARY PUBLIC, STATE OF ILLINOIS
COMMISSION EXPIRES JUNE 01, 2010

Subscribed and Sworn to Before me
This 4th Day Of August, 2007

Denella M. Hawkins
NOTARY PUBLIC

(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. **06 AG 102**

Committee to Elect Carol DiCola S 9248

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment
For Delinquently Filing a Schedule A-1 for the 2006 General Election

This Committee received 1 contribution of $867 on 10/13/06, but failed to list it on a Schedule A-1. The assessed penalty is $867.

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

On the Affidavit, Ms. DiCola stated that the DuPage County Democratic Central Committee informed candidates that a mailing sent out on their behalf was divided among all as an in-kind contribution. This was done verbally and in late December or early January after the listed date of the in-kind contribution.

I contacted Karol Sole, the Treasurer, by phone and asked whether or not the Committee was aware of the mailing. (Ms. Sole's was the only contact number available for the Committee.) She stated that they were aware that the DuPage County Democrats were putting together a mailing for all candidates, but that they believed it was a party activity that needed only to be reported by the party and not the candidates. I left my phone number with Ms. Sole in the event that Ms. DiCola wished to add anything further.

Section 100.120(c) reads in part: "*...An in-kind contribution of goods or services, possession of which is not actually obtained by the recipient committee, shall be deemed to be received 2 days after the date the certificate required by subsection(a) of this Section is received, or if no certificate has been received, 2 days after the date information comes into the possession of the candidate, Chairman or Treasurer of the recipient committee...*" Based upon Ms. DiCola's affidavit and my conversation with Ms. Sole, it seems clear that this Committee did not intentionally violate the law. The Committee had knowledge of the mailing at the time it was sent, but was unaware that they were required to report it as a contribution, and, as a result, did not file the required Schedule A-1 reporting this contribution. Therefore, I recommend that the appeal be denied for lack of an adequate defense. However, since there is no indication that this violation was anything other than inadvertent and unintentional, I also recommend that the penalty be reduced to 10% of the original assessment, or $87. As a first violation, the penalty will be stayed.

Sharon Steward – Hearing Officer
September 28, 2007

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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Springfield, Illinois 62708
217/782-4141
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Chicago Illinois 60601
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Fax: 312/814-6485

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

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

Committee to Elect Carol DiCola
Carol DiCola
8100 Woodglen Ln
Downers Grove, IL 60516

S9248

Dear Committee to Elect Carol DiCola;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
DuPage County Democratic Central Cmte	10/15/06	$867.00	$867.00	*not filed	15

The committee is fined a **total** of $867.00 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 $87.00, (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. If your committee has no other civil penalty assessments and only one delinquent Schedule A-1 amount is listed above, the penalty will be ***stayed*** as a first violation and would only become due and owing upon any subsequent delinquent filings by the committee.

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.

State of Illinois)
)
County of DuPage)

STATE BOARD OF ELECTIONS
07 JUL 20 AM 11:29

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 06 AG 102
)
Carol DiCola)
Respondent(s).)

APPEAL AFFIDAVIT

I, Carol DiCola (Name), the Chairman (Chairman/Treasurer) of the Committee To Elect Carol DiCola (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 DuPage County Democratic Central Committee informed candidates that a mailing sent out on our behalf was divided among all as an in-kind contribution. This was done verbally and in late December or early January, after the listed date of in-kind contributions. Thank you.

Signed and Sworn to by:
CAROL DI COLA
before me this 18th Day of July, 2007
Loretta LaVere
Notary Public

"OFFICIAL SEAL"
LORETTA LAVERE
Notary Public, State of Illinois
My Commission Expires 7-25-2009

Carol DiCola
(Signature of Chairman/Treasurer)

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
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Patrick A. Brady
John R. Keith
William M. McGuffage
Wanda L. Rednour
Jesse R. Smart
Robert J. Walters

EXECUTIVE DIRECTOR
Daniel W. White

MEMORANDUM

TO: Chairman Albert S. Porter
Vice Chairman Bryan A. Schneider
Members of the Board
Executive Director Dan White

From: Steve Sandvoss, General Counsel

Re: SBE v. Friends for Todd Stroger 06 AG 72, Recommendation
Petition to Intervene Order, Recommendation

Date: August 30, 2007

I have reviewed the Recommendation of the Hearing Examiner in the above matters and concur with his recommendation and Order.

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

vs. **06 AG 072**

Friends for Todd Stroger for President
Of the Cook County Board of Commissioners S9283
Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for Failure to File Schedule A-1's
for the 2006 General Election

According to the political committee's December 2006 Semi Annual Report, it received contributions during the Schedule A-1 filing period, October 9th, 2006 through November 6th, 2006, which failed to be reported within 2 business days of receipt as required by statute. A total of seventy-eight (78) contributions were deemed late. The political committee was assessed a civil penalty in the amount of $255,816.58.

Ms. Freddrenna Lyle, Treasurer, filed a Request for Hearing and Appeal Affidavit, on April 24th, 2007, indicating in part: "Many of the contributions were not tendered to the Treasurer of the campaign on the date of the fundraising event or the date on the check. The Treasurer, when tendered the checks immediately reported the amounts and names to the auditors retained by the Committee who filed the appropriate A-1 report within two (2) business days of the Treasurer's receipt".

Hearing in this matter was originally set for Thursday, May 24th, 2007, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 9:30 a.m. The hearing was subsequently continued to Monday, July 30th, 2007, at 9:00 a.m.

Ms. Freddrenna Lyle, Treasurer, and Mr. Burt Odelson, counsel, appeared on behalf of the political committee. Counsel for the Respondent filed an Appeal of Civil Penalties Assessed in Error (referred hereafter as Respondents Exhibit #1), which described an intake procedure for processing contributions through a Competence Group which purportedly hosted and ran the fundraising events, and provided vetting and/or a clearing house for contributions. It was the contention of the Respondent that (a) checks received at the front desk of the Stroger campaign headquarters by support staff were held until the Competence Group vetted checks, (b) Checks received by mail at the Stroger headquarters or elsewhere were brought to the campaign headquarters and held until vetted by the Competence Group, (c) Checks that were cleared by the Competence Group were deposited and notice given to the Treasurer, and (d) The Treasurer would notify the campaign that funds were cleared and available for use two (2) days after checks were cleared. The Respondent indicated that such process was initiated to minimize any ethical or statutory violations regarding acceptance of campaign contributions. It is the contention of the Respondent that the "campaign knowingly received funds only after the Treasurer knowingly had knowledge of the funds that had been vetted by the firm charged with that process. The Treasurer's first knowledge would have been when the deposit slips and/or list of contributors were tendered to her by the staff of the campaign", Respondents Exhibit #1. The Respondent stipulates that contributions received on October 10th (Wilson $1,000), October 16th (Thomas Medley $1,000 and the 49th 'Ward Democratic Party $1,000), October 17th (Simon & Griseta $1,000), and October 19th (LeRoy $750), "were deposited on October 20th with notice to the Treasurer on October 23rd and thus in violation of the two day reporting requirement", Respondents Exhibit #1.

The Hearing Examiner made a prior request to review the political committees financial records related to the assessed campaign contributions, which the Treasurer produced at the appeals hearings (Respondents Exhibit #2, attached). An examination by the Hearing Examiner with the presence and assistance of Ms. Freddrenna Lyle, Treasurer, was conducted on Monday, August 27th, 2007. The Hearing Examiner noted the date the check was issued, date deposited and date reported on its December 2006 Semi-Annual Report of Campaign Contributions and Expenditures*. It is the opinion of the Hearing Examiner, for purpose of consistent application, the statutory requirement that contributions of more than $500 be reported within two (2) business days, will be calculated based on the date of deposit. It should be noted these "days late" are estimates, since **no actual Schedule A-1's were filed by the political committee**. As such, it is the recommendation of the Hearing Examiner, that assessed fines be considered as follows:

Name	Amt	Check Issued	Check Deposited	2006 Semi Date	Days Late	Purposed Fine
Alan Berry	$1,000	10/27	10/31	10/30	3	$1,000
Jennifer Brown	$1,000	11/1	11/3	11/3	1	$1,000
Center Construction	$3,000	10/27	10/31	10/30	3	$3,000
Chgo Medical Equip.	$1,500	10/26	10/31	10/30	3	$1,500
Cicero Food Inc	$1,000	10/23	10/31	10/30	3	$1,000
Frank Clark	$1,500	10/25	11/1	11/1	2	$1,500
Patricia Curtner	$1,000	10/25	10/31	10/30	3	$1,000
Thomas Dart	$1,000	9/26	10/31	10/30	3	$1,000
Timothy Dart	$2,500	10/1	10/31	10/30	3	$2,500
Louis Dineff	$5,000	11/1	11/3	11/3	1	$5,000
Distilled Spirits	$1,000	10/6	11/3	11/3	1	$1,000
Clarence English	$1,700	10/28	10/31	10/30	3	$1,700
Flowers Comm.	$1,000	10/27	10/31	10/30	3	$1,000
Kevin Forde	$1,000	10/20	10/31	10/30	3	$1,000
Govt Payment Service	$1,500	10/25	10/31	10/30	3	$1,500
Brian Harms	$1,000	11/1	11/3	11/3	1	$1,000
Mellody Hobson	$25,000	10/23	10/31	10/30	3	$25,000
Thomas Hynes	$1,500	10/26	10/31	10/30	3	$1,500
Matthew Hynes	$1,500	10/25	10/31	10/30	3	$1,500
JKD Consulting	$2,500	10/10	10/31	10/30	3	$2,500
Camille Julmy	$1,000	10/27	10/31	10/30	3	$1,000
Katten, Munchen, LLP	$1,500	9/14	10/31	10/30	3	$1,500
Michael Kamys	$1,000	10/21	10/31	10/30	3	$1,000
Simon & Griseta	$1,000	(Stipulated)		10/17	13	$1,000
Louis Jones	$2,000	10/31	11/3	11/3	1	$2,000
Judd Malkin	$1,000	9/21	10/31	10/30	3	$1,000
Timothy McGree	$1,000	10/25	10/31	10/30	3	$1,000
Michael Leroy Ltd	$750	(Stipulated)		10/19	11	$750
Mickeys Auto & Truck	$1,000	10/16	10/31	10/30	3	$1,000
Motorola	$1,000	10/19	11/3	11/3	1	$1,000
Jason Palmero	$1,000	10/31	11/3	11/3	1	$1,000
Renaissance Hospital	$1,500	11/1	11/3	11/3	1	$1,500
Richton Sq. Apartments	$2,000	10/31	11/3	11/3	1	$2,000
Grady Rivers Jr.	$1,000	10/24	11/3	11/3	1	$1,000
Robbins Auto Salvage	$1,000	10/12	10/31	10/30	3	$1,000

John Rogers Jr.	$25,000	10/24	10/31	10/30	3	$25,000
SV Construction	$1,500	10/25	10/31	10/30	3	$1,500
Raymond Scannell	$1,000	9/30	10/31	10/30	3	$1,000
Thurman Simpson Medley	$1,000	(Stipulated)		10/16	14	$1,000
Gary Snodgrass	$1,500	10/27	11/1	11/1	2	$1,500
Take 5 Entertainment	$1,300	10/6	10/31	10/30	3	$1,300
Trench-It Inc.	$1,500	10/20	10/31	11/1	3	$1,500
Tropical Optical Corp.	$1,500	10/27	10/31	10/30	3	$1,500
V3 Companies of IL	$1,500	10/10	10/31	10/30	3	$1,500
Vincent R. Wms. & Assoc.	$500 $250	10/11 10/31	10/20 11/1	10/17 11/1	2	$250
Wildman Harrold Allen & Dixon LLP	$3,000	10/30	11/3	11/3	1	$3,000
William F. Dart Ltd	$3,000	10/19	10/31	10/30	3	$3,000
Mary Wilson	$1,000	(Stipulated)		10/10	18	$1,000
Robert Wislow	$1,500	10/27	10/31	10/30	3	$1,500
Susan Wislow	$1,000	10/26	10/31	10/30	3	$1,000
Scott Wylie	$1,500	11/1	11/3	11/3	1	$1,500
38th Wd Reg. Dem. Org	$2,000	10/30	11/3	11/3	1	$2,000
AFSCME Council 31	$5,500	10/30	11/3	11/3	1	$5,500
AFSCME Council 31	$10,000	10/30	11/3	11/3	1	$10,000
Citz for Tom Allen	$2,000	10/30	11/3	11/3	1	$2,000
Bloom Twsp Dem. Org	$2,500	11/1	11/3	11/3	1	$2,500
Friends of Dorothy Brown	$1,000	10/25	10/31	10/30	3	$1,000
Friends of Walter Burnett	$10,000	11/1	11/3	11/3	1	$10,000
Citz for Del Valle	$1,000	10/23	10/31	10/30	3	$1,000
Dem. Org. of Lyons Twsp	$2,500	11/1	11/3	11/3	1	$2,500
49th Ward Dem Party	$1,000	(Stipulated)		10/16	14	$1,000
Supporters of Jack Franks	$1,000	10/26	10/31	10/30	3	$1,000
Citz for Giannoulias	$1,000	10/24	10/31	10/30	3	$1,000
Citz for Hynes	$1,500	10/26	10/31	10/30	3	$1,500
Friends of Dan Hynes	$10,000	10/27	10/31	10/30	3	$10,000
Friends of Ted Lechowicz	$1,000	11/1	11/3	11/3	1	$1,000
Local 150 IUOE	$10,000	10/31	11/3	11/3	1	$10,000
Local 134 Int'l	$1,500	10/25	11/3	11/3	1	$1,500
Citz for Lisa Madigan	$15,000	11/2	11/3	11/3	1	$15,000
Mexican Am. Dem Org.	$7,000	10/27	11/3	11/3	1	$7,000
Friends of Bobbie Steele	$3,000	10/24	10/31	10/30	3	$3,000
W. Monroe St. Good Govt	$1,500	10/25	10/31	10/30	3	$1,500

Friends of Clayborne	$25,000	10/17	10/23	10/23	9	$25,000

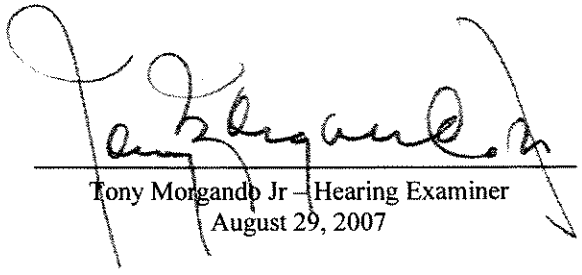
The following In-Kind Contributions are noted as the date the donation of goods and services were made, and the fax transmission date**. The Hearing Examiner attributed two (2) business days to the transmission date for purposes of Schedule A-1 reporting.

SEIU IL PAC	$5,128.80	10/25	10/30 (fax) 11/1	10/25	2	$5,128.80
SEIU IL PAC	$2,485.00	10/26	10/30 (fax) 11/1	10/26	2	$2,485.00
SEIU IL PAC	$5,470.40	10/27	10/30 (fax) 11/1	10/27	2	$5,470.40
SEIU IL PAC	$6,732.38	11/2	11/3 (fax) 11/3	11/3	1	$6,732.38

Based upon a review of the statements and documents presented in this matter, it is the recommendation of the Hearing Examiner that the appeal be denied. Since this is the first delinquent Schedule A-1 filing by the political committee, the civil penalty shall be reduced 10% or $25,582.00, and is due and owing. This amount shall be paid, within thirty (30) days of the issuance of the Order of the Board in this matter.

*Where contributor checks lacked deposit stamping, Ms. Fredrenna Lyle, Treasurer, provided a DS Viewer (CD) provided by Seaway Bank, to identify deposit dates via tracking i.d.

**Information provided by In-kind Notification Forms faxed to the political committee (attachment)



Tony Morgando Jr – Hearing Examiner
August 29, 2007

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

EXECUTIVE DIRECTOR
Daniel W. White

March 26, 2007

Friends of Todd Stroger for President of the Cook County Board of Commissioners S9283
Barbara Jones Green
601 E. 32nd St #1011
Chicago, IL 60616

Dear Friends of Todd Stroger for President of the Cook County Board of Commissioners;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Alan Berry	10/30/06	$1000.00	$1000.00	*not filed	4
Jennifer Brown	11/3/06	$1000.00	$1000.00	*not filed	1
Center Construction Corp	10/30/06	$3000.00	$3000.00	*not filed	4
Chicago Medical Equipment & Supply	10/30/06	$1500.00	$1500.00	*not filed	4
Cicero Foods Inc DBA Super Garza	10/30/06	$1000.00	$1000.00	*not filed	4
Frank Clark	11/1/06	$1500.00	$1500.00	*not filed	2
Patricia Curtner	10/30/06	$1000.00	$1000.00	*not filed	4
Thomas Dart	10/30/06	$1000.00	$1000.00	*not filed	4
Timothy Dart	10/30/06	$2500.00	$2500.00	*not filed	4
Louis Dineff	11/3/06	$5000.00	$5000.00	*not filed	1
Distilled Spirits Council	11/3/06	$1000.00	$1000.00	*not filed	1
Clarence English	10/30/06	$1700.00	$1700.00	*not filed	4
Flowers Communications Group	10/30/06	$1000.00	$1000.00	*not filed	4
Kevin Forde	10/30/06	$1000.00	$1000.00	*not filed	4
Government Payment Service Inc	10/30/06	$1500.00	$1500.00	*not filed	4

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Brian Harms	11/3/06	$1000.00	$1000.00	*not filed	1
Mellody Hobson	10/30/06	$25000.00	$25000.00	*not filed	4
Thomas Hynes	10/30/06	$1500.00	$1500.00	*not filed	4
Matthew Hynes	10/30/06	$1500.00	$1500.00	*not filed	4
JKD Consulting	10/30/06	$2500.00	$2500.00	*not filed	4
Camille Julmy	10/30/06	$1000.00	$1000.00	*not filed	4
Katten, Munchen & Rosenman LLP	10/30/06	$1500.00	$1500.00	*not filed	4
Law Office of Michael Kamys	10/30/06	$1000.00	$1000.00	*not filed	4
Law Offices of Simon & Griseta	10/17/06	$1000.00	$1000.00	*not filed	13
Louis Jones Enterprises	11/3/06	$2000.00	$2000.00	*not filed	1
Judd Malkin	10/30/06	$1000.00	$1000.00	*not filed	4
Timothy McGree	10/30/06	$1000.00	$1000.00	*not filed	4
Michael Leroy Ltd	10/19/06	$750.00	$750.00	*not filed	11
Mickeys Auto & Truck Recycling	10/30/06	$1000.00	$1000.00	*not filed	4
Motorola	11/3/06	$1000.00	$1000.00	*not filed	1
Jason Palmero	11/3/06	$1000.00	$1000.00	*not filed	1
Renaissance Hospital Management	11/3/06	$1500.00	$1500.00	*not filed	1
Richton Square Apartments LLC	11/3/06	$2000.00	$2000.00	*not filed	1
Grady Rivers Jr	11/3/06	$1000.00	$1000.00	*not filed	1
Robbins Auto Salvage Inc	10/30/06	$1000.00	$1000.00	*not filed	4
John Rogers Jr	10/30/06	$25000.00	$25000.00	*not filed	4
SV Construction	10/30/06	$1500.00	$1500.00	*not filed	4
Raymond Scannell	10/30/06	$1000.00	$1000.00	*not filed	4
Thurman Simpson Medley	10/16/06	$1000.00	$1000.00	*not filed	14
Gary Snodgrass	11/1/06	$1500.00	$1500.00	*not filed	2
Take 5 Entertainment	10/30/06	$1300.00	$1300.00	*not filed	4

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Trench-it Inc	11/1/06	$1500.00	$1500.00	*not filed	2
Tropical Optical Corp	10/30/06	$1500.00	$1500.00	*not filed	4
V3 Companies of Illinois Ltd	10/30/06	$1500.00	$1500.00	*not filed	4
Vincent R Williams & Assoc PC	10/17/06		$500.00**		
Vincent R Williams & Assoc PC	11/1/06	$250.00	$250.00	*not filed	2
Wildman Harrold Allen & Dixon LLP	11/3/06	$3000.00	$3000.00	*not filed	1
William F Dart Ltd	10/30/06	$3000.00	$3000.00	*not filed	4
Mary Wilson	10/10/06	$1000.00	$1000.00	*not filed	18
Robert Wislow	10/30/06	$1500.00	$1500.00	*not filed	4
Susan Wislow	10/30/06	$1000.00	$1000.00	*not filed	4
Scott Wylie	11/3/06	$1500.00	$1500.00	*not filed	1
38th Ward Regular Dem Org	11/3/06	$2000.00	$2000.00	*not filed	1
AFSCME Council 31 PAC	11/3/06	$5500.00	$5500.00	*not filed	1
AFSCME Council 31 PAC	11/3/06	$10000.00	$10000.00	*not filed	1
Citz for Tom Allen	11/3/06	$2000.00	$2000.00	*not filed	1
Bloom Township Democratic Org	11/3/06	$2500.00	$2500.00	*not filed	1
Friends of Dorothy Brown	10/30/06	$1000.00	$1000.00	*not filed	4
Friend of Walter Burnett	11/3/06	$10000.00	$10000.00	*not filed	1
Citz for DelValle	10/30/06	$1000.00	$1000.00	*not filed	4
Democratic Org of Lyons Township	11/3/06	$2500.00	$2500.00	*not filed	1
49th Ward Democratic Party	10/16/06	$1000.00	$1000.00	*not filed	14
Supporters of Jack Franks	10/30/06	$1000.00	$1000.00	*not filed	4
Citz for Giannoulais	10/30/06	$1000.00	$1000.00	*not filed	4
Citz for Hynes	10/30/06	$1500.00	$1500.00	*not filed	4
Friends of Dan Hynes	10/30/06	$10000.00	$10000.00	*not filed	4
Friends of Ted Lechowicz	11/3/06	$1000.00	$1000.00	*not filed	1

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Local 150 IUOE Local Area Pac	11/3/06	$10000.00	$10000.00	*not filed	1
Local 134 Int'l Bro'hood of Elec Workers	11/3/06	$1500.00	$1500.00	*not filed	1
Citz for Lisa Madigan	11/3/06	$15000.00	$15000.00	*not filed	1
Mexican American Dem Org	11/3/06	$7000.00	$7000.00	*not filed	1
Friends of Bobbie Steele Cmte	10/30/06	$3000.00	$3000.00	*not filed	4
W Monroe St Good Gov't Cmte	10/30/06	$1500.00	$1500.00	*not filed	4
Friends of Clayborne	10/23/06	$25000.00	$25000.00	*not filed	9
SEIU IL Council PAC Fund	10/25/06	$5128.80	$5128.80	*not filed	7
SEIU IL Council PAC Fund	10/26/06	$2485.00	$2485.00	*not filed	6
SEIU IL Council PAC Fund	10/27/06	$5470.40	$5470.40	*not filed	5
SEUI Local 73	11/3/06	$6732.38	$6732.28	*not filed	1

The committee is fined a **total** of $255,816.58 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 $25,582.00, (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. If this contribution represents your only civil penalty assessment, the penalty will be ***stayed*** as a first violation and would only become due and owing upon any subsequent delinquent filings by the committee.

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

CHICAGO

'07 APR 24 PM 12:43

STATE BOARD OF ELECTIONS

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	)	No. S 9283
	)	
v.	)	
	)	
FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS,	)	
	)	
Respondent	)	

APPEAL AFFIDAVIT

I, Freddrenna Lyle, the Treasurer of the
(Name) (Chairman/Treasurer)

Friends of Todd Stroger for President of the Cook County Board of Commissioners
(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 mater, and that such reasons and defenses are:

Many of the contributions were not tendered to the Treasurer of the campaign on the date of the fundraising event or the date on the check.. The Treasurer, when tendered the checks immediately reported the amounts and names to the auditors retained by the Committee who filed the appropriate A-1 report within two (2) business days of the Treasurer's receipt. Further defenses will be presented at the hearing in this cause.

Signed and Sworn to by
Freddrenna Lyle
before me this 24 Day of
April, 2007.

Gina Prokop
Notary Public

Freddrenna Lyle
(Signature of Chairman/Treasurer)

"OFFICIAL SEAL"
Gina Prokop
Notary Public, State of Illinois
My Commission Exp. 07/29/2009

Respondents Exhibit #1

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

In the Matter of:

Illinois State Board of Elections	)	
Complainant(s)	)	
vs.	)	Board File No. 06 AG 072
Friends for Todd H. Stroger	)	
Respondent(s)	)	

APPEAL OF CIVIL PENALTIES ASSESSED IN ERROR

The Respondent Committee by and through its legal counsel, Burton S. Odelson of Odelson & Sterk, Ltd. submits the following evidence and argument in support of its request not to be assessed civil penalties or greatly reduce civil penalties to be assessed. All of the following will be introduced through the Committee's Treasurer during the hearing.

I. INTAKE PROCEDURE FOR CONTRIBUTIONS

The procedure used in receiving, processing, vetting, depositing, and giving notice to the campaign treasurer and campaign auditor of funds that were deposited and available for use by the campaign were as follows:

A. Most fundraisers were hosted and run by The Competence Group (campaign fund raisers and clearing house hired by Stroger campaign) and checks collected by events run by The Competence Group held by their staff and forwarded to the campaign after being vetted.

B. Checks received at Stroger campaign headquarters by support staff at front desk or campaign staff, held at campaign office until Competence Group vetted checks.

C. Checks received by mail at Stroger headquarters or elsewhere and brought to campaign office, held at campaign office until vetted by Competence Group.

D. Campaign manager or other trusted staff person held checks until given to The Competence Group;

E. The Competence Group did ethics vetting and directed Cook County employees checks

returned prior to them being deposited;

F. Checks that were cleared to be deposited to the campaign were then hand carried by and Chris Anderson (volunteer and staff worker) who would deposit the checks;

G. Deposit slips tendered to Treasurer (Freddrenna Lyle) sometime after deposit by Anderson.

H. The Treasurer would inform the campaign that funds were then cleared to be used after two days when checks cleared.

II. RECAP OF PROCEDURAL DATES

A. All checks dated 10/30 or earlier and deposited on 10/31 by Chris Anderson who gave notice to Treasurer on Saturday, November 4th (39 alleged violations).

B. All checks dated 10/30, 10/31, 11/1 or prior and deposited on 11/1 (Wednesday) by Chris Anderson who gave notice to the Treasurer on Saturday, November 4th (4 alleged violations).

C. Checks dated 11/3 or prior and deposited 11/3 by Chris who gave notice to the Treasurer on November 6th (Monday) (25 alleged violations).

D. Checks dated 11/4, 11/5, 11/6 deposited 11/6 (Monday) and notice to Treasurer on November 9th.

E. Miscellaneous (9 alleged violations as specified below).

Amount	From	Date (D2)	Deposit	Notice to Treasurer
$1,000	Simon & Griseta	10/17	10/20 (Fri.)	10/24 (Tues.)
$750	LeRoy	10/19	10/20	10/24
$1,000	Medly	10/16	10/20	10/24
$1,000	Wilson	10/10	10/20	10/24
$1,000	49th Ward (Fagus)	10/16	10/20	10/24
$25,000(loan)(p.100)	Claybourne	10/23	10/23 (Mon.)	11/6
$5,128 (p.113)(in kind)	SEIU	10/25	--	after 11/7 election
$2,485 (p.113)(in kind)	SEIU	10/26	--	after 11/7 election
$5,420 (p.113)(in kind)	SEIU	10/27	--	after 11/7 election

F. Treasurer would tender deposit slips and list of contributions to auditors, Bansley and Kiener, L.L.P. to file A-1 and to gather information for campaign reports to be filed by

auditors. Treasurer would inform campaign that funds were deposited and available to be spent after checks cleared (asked to wait two business days for check to clear).

III. LATE FILINGS

There were over 968 reported contributions from early October, 2006 up to the November 7th election (with some thereafter). Not counted in this number are the many checks that were returned through the vetting process. Over **326** reports were made on Schedule A-1 from October 11th through November 6, 2006. It appears that due to the considerable time it took the campaign staff to process, transport and vett checks prior to actual deposit and notice to the Treasurer that funds had been deposited, some late reporting occurred. These late reports were due only to the volume of contributions and the careful scrutiny and vetting system used by the campaign.

The candidate, Todd Stroger, and the campaign chairman, Barbara Jones Green, had nothing to do with the receipt, handling, processing, vetting or reporting of campaign contributions. The Treasurer was solely responsible for the above process. All checks were received and processed, in almost all cases, as described above.

IV. ARGUMENT

Article 9 of the Election Code governs the disclosure and reporting of campaign contributions. In short, as this Hearing Examiner and Board well know, a "contribution" is defined as such after having been "knowingly received" in connection with the election of any person to public office. (10 ILCS 5/9-1.4)

The Treasurer was the designated person in the Stroger for President campaign to decide when campaign contributions were ready to be deposited and when they could be spent. As stated

above, the Treasurer had a specific process in place in order to minimize any ethical or statutory violations regarding accepting campaign contributions.

The campaign "knowingly received" funds only after the Treasurer "knowingly" had knowledge of the funds that had been vetted by the firm charged with that process. The Treasurer's first "knowledge" would have been when the deposit slips and/or list of contributors were tendered to her by the staff of the campaign.

Thus, the contributions in the Stroger campaign were only "received" when the only authorized person (the Treasurer) received notice of the contribution. Of course, according to the Election Code, the Treasurer had two business days to report the contribution to the State Board of Elections. This occurred in the vast majority of instances (**326** A-1 filings between October 11 and November 6, 2006).

Other occasions as listed in the violation notice revealed that the dates reported by the auditors in the D2 report was the date of the check and/or the date of deposit by the volunteer or staff person from the campaign. Of the 68 alleged violations, the majority are dated October 30th in the D2 report (39), but deposited on October 31st with notice to the Treasurer on November 4th (Saturday). The second largest category are dated November 3rd in the D2 report (25), actually deposited on November 3rd (Friday) with notice to the Treasurer on November 6th (Monday). There are four (4) allegations of contributions dated November 1st in the D2 report, which were deposited on November 1st (Wednesday) and reported to the Treasurer on November 4th (Saturday).

Of the remaining nine allegations, it appears the dates of October 17, 19, 16, 10, and 16 contributions were deposited on October 20th with notice to the Treasurer on October 23rd and

thus in violation of the two day reporting requirement. The October 23rd "Clayborne loan" was deposited on October 23rd but not reported to the Treasurer until October 30th. The final three allegations of "in kind" contributions dated October 25, 26, and 27 were not reported by the contributor to the Treasurer until November 9th, 2006, after the election.

V. CONCLUSION

The Stroger campaign received approximately 968 separate contributions that it deposited and used for campaign purposes during the six weeks prior to the election. Approximately 326 contributions were reported on Schedule A-1 as required by the Election Code. Another 39 (10/30) alleged violations) and 25 (11/3 alleged violations) and 4 (11/1 alleged violations) were reported to the Treasurer and duly reported on the D-2 semi-annual report. The 10/23 alleged "Clayborne loan" was reported to the Treasurer on October 30th and the three SEIU "in kind" contributions were not reported until November 9, 2006. The obvious violations were the October 20th deposits of checks dated October 17, 19, 16, 10 and 16 with notice to the Treasurer's on October 23, 2006.

The Hearing Examiner does not have to recommend and the Board does not have to impose a civil penalty. The Election Code is clearly in permissive and not mandatory language (...The Board "may" impose fines for violations...when a fine is imposed it shall not be less than 10% of the total amount of the contributions that were untimely reported.) Further, Section 125.425 (c) (5) (A) allows the Board to grant the appeal; deny the appeal and assess a penalty; and determine a violation occurred, but decline to assess a penalty.

The factors the statute mandates (this time mandatory language) are that the Board shall consider the following:

> (1) ...in the Board's opinion was a violation committed inadvertently, negligently, knowingly, or intentionally;
> (2) number of days late
> (3) past violation of 9-3 and 9-10.

(Also provided in Rule 125.425 (c)(5)(B))

There are no past violations by this committee. The items not reported in a timely fashion were only a few days late. Any delay was occasioned by the volume of contributions combined with the desire of the committee to vett contributions and audit in an orderly fashion. Any violation was unquestionably inadvertent and, at worse, negligently committed in the course of being careful in a high profile campaign. There is no evidence or proof of any knowing or intentional conduct in an attempt to avoid or misapply the disclosure laws as required by the State of Illinois.

This is a campaign that received 968 contributions within approximately six weeks prior to the campaign: filed A-1 disclosures 326 times: and reported all contributions on its semi-annual D-2 report. The committee respectfully asks this Hearing Examiner to waive all penalties, or in the alternative recommend minimal penalties on only those items clearly in violation of the statute.

Respectfully submitted,

ODELSON & STERK, LTD.

Burton S. Odelson, Attorney for Friends of Todd H. Stroger for President of the Cook County Board of Commissioners

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.

*Revised

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: Friends of Todd Stroger for President of the Cook County Board of Commissioners
7241 S. Rhodes Avenue
Chicago, IL 60619

From: SEIU ILLINOIS COUNCIL PAC
111 E. Wacker Drive, Suite 2500
Chicago, IL 60601

Occupation & Employer (if applicable)

In-Kind Contribution

Full Name, Mailing Address and Zip Code of Vendor (if applicable)	Date	Value
	10/25	$ 5,128.80
	Description: Cost of auto call	

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

Gene Kastrup, Political Director
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.

* Revised with correct committee name.

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: Friends Of Todd Stroger For President of the Cook County Board Of Commissioners
7241 S. Rhodes Avenue
Chicago, IL 60619

From: SEIU ILLINOIS COUNCIL PAC
111 E. Wacker Drive, Suite 2500
Chicago, IL 60601

Occupation & Employer (if applicable)

In-Kind Contribution

Full Name, Mailing Address and Zip Code of Vendor (if applicable)	Date	Value
	10/25/06	$ 2,485
	Description: auto calls cost sent on behalf of campaign.	

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

Gene Kastrup, Political Director
Signature of Contributor

Revised 5/12/00

IN-KIND CONTRIBUTION NOTIFICATION

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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: Friends of Todd Stroger for President of the Cook County Board of Commissioners
724 S. Rhodes Avenue
Chicago, IL 60619

From: SEIU ILLINOIS COUNCIL PAC
111 E. Wacker Drive, Suite 2500
Chicago, IL 60601

Occupation & Employer (if applicable)

In-Kind Contribution

Full Name, Mailing Address and Zip Code of Vendor (if applicable)	Date	Value
	10/27	$5,470.40
	Description: Cost of automated call	

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

Gene Kastrup, Political Director
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:	From:
CITIZENS FOR STROGER	SEIU LOCAL 73
449 E. 35th ST.	1165 N. CLARK ST. #500
CHICAGO IL 60616	CHICAGO IL 60610

Occupation & Employer (if applicable)

In-Kind Contribution

Full Name, Mailing Address and Zip Code of Vendor (if applicable)	Date	Value
	11/3/2006	$6,732.38
	Description: LOCAL 73 MEMBERS WORKING ON CAMPAIGN	

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 OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **06 AG 072**

Friends for Todd Stroger S-9283

Respondent

ORDER OF HEARING EXAMINER

This cause coming to be heard on motion of Tony Peraica, through counsel, Richard K. Means, to file its Petition for Leave to Intervene in Civil Penalty Assessment Appeal, the Hearing Examiner denies such motion in that the applicant has not demonstrated "that he may be adversely affected by a final order of the Board" in this matter, or that the "applicant's claim or defense and the adjudicative proceeding have a question of law or fact in common", Rule & Regulation 125.130 Intervention.

Tony Morgando Jr – Hearing Examiner
August 28, 2007

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

STATE BOARD OF ELECTIONS
07 AUG -6 PM 3:21

IN THE MATTER OF:

ILLINOIS STATE BOARD OF ELECTIONS, Complainant	)	
vs.	)	Case No. _____
FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	

PETITION FOR LEAVE TO INTERVENE
IN CIVIL PENALTY ASSESSMENT APPEAL

NOW COMES Tony Peraica, Proposed Intervenor herein, by and through his attorney, Richard K. Means, hereby petitions for leave to intervene in the above-captioned matter, and be deemed a party therein, as follows:

1. Proposed Intervenor Tony Peraica was a candidate for election to the office of President of the Cook County Board of Commissioners at the November 7, 2007 General Election.

2. The candidate which the Respondent Committee supported, Todd Stroger, defeated the Proposed Intervenor in a very close election.

3. This Board's staff has found, from the Respondent Committee's own D-2 filings, in violation of the Illinois Campaign Finance Act, that the Respondent Committee unlawfully concealed and failed to timely disclose campaign contributions in the amount of $255,816.58 which were made (and received by the Committee) shortly before the November 7, 2007 General Election.

4. This Board's staff alleges that a civil penalty should be assessed against the Respondent Committee in the amount of $255,816.58, only 10% of which ($25,582.00) should be due and payable on the grounds that the violations are a first offense.

5. That among the issues raised by Proposed Intervenor, Tony Peraica, in the November 7, 2007 General Election campaign was the allegation that a large portion of Todd Stroger's campaign support came from Regular Democratic political figures and committees and at least $103,000 of the campaign contributions which this Board's staff has alleged the Respondent Committee unlawfully concealed and failed to timely disclose came from such sources.

6. That among the issues raised by Proposed Intervenor, Tony Peraica, in the November 7, 2007 General Election campaign was the allegation that a large portion of Todd Stroger's campaign support came from business and other special interests which received Cook County governmental contracts or special legislative and administrative consideration in a "pay to play" scheme of governmental corruption and favoritism and at least $86,000 of the campaign contributions which this Board's staff has alleged the Respondent Committee unlawfully concealed and failed to timely disclose came from such sources.

7. While the public is always the victim of the unlawful concealment of campaign contributions, an opposing political candidate who has made a campaign issue of the particular contributions concealed is also a particular victim – and has specifically been harmed - and thus has a particular interest in redressing the violations.

8. The Complainant in the above-captioned case is Board staff which, appropriately, is not a zealous advocate for its position and therefore Proposed Intervenor, Tony Peraica's interests are not adequately represented by parties presently before the Hearing Officer and Board.

9. This Board's staff allegation that a civil penalty should be assessed against the Respondent Committee in the amount of $255,816.58 is correct based upon the Respondent Committee's own D-2 filings. However the Board's staff position that only 10% ($25,582.00) should be due and payable as a civil penalty on the grounds that the violations are a first offense is in error because:

    a. This is not this committee's first offense. The Respondent Committee was assessed a fine of $1175.00 for filing its D-1 Statement of Organization some 47 days late said assessment dated December 1, 2006. Said penalty was stayed during a period of good behavior upon recommendation of Board staff and confirmed by this Board January 17, 2007.

b. The concealment of $255,816.58 in campaign contributions (much of which were the subject of ongoing campaign issues) was ***deliberate, knowing and intentional*** in that the Respondent Committee apparently set up an administrative procedure which guaranteed that campaign contributions actually received by the committee would be concealed from the committee's own Treasurer beyond statutory limits and thus concealed from the public until after the election when the public was powerless to discipline the candidate for any impropriety. Thus the very purpose of campaign finance disclosure - disclosure at a time when campaign funding sources and amounts can be responded to by voting behavior – was frustrated.

c. §9-10 of the Election Code requires this Board to consider how late compliance was accomplished in determining the level of a civil penalty. Here, the fact that at least one of the contributions was as much as 18 days late and many were at least a week late is a factor which pales against comparison to the fact that ***these contributions were never disclosed before the election***, the very purpose of campaign finance disclosure. The disclosures came over 90 days after the election in a January 2007 semi-annual D-2 filing.

10. The defense apparently presented by the Respondent Committee that under §9-6 of the Election Code, campaign personnel have up to 5 days after receipt of a contribution to render an accounting to the committee treasurer who has the responsibility of reporting and that this committee's treasurer did not know of the contributions to demand their accounting within the statutory period is utter nonsense. The Election Code impliedly requires that the treasurer of a campaign committee to demand immediate notice of campaign contributions in excess of $500 received during the last 30 days before an election so that the treasurer can make the legally required disclosures. 10 ILCS 5-9-10.

11. Therefore the Proposed Intervenor urges that the Respondent Committee should be fined the full $255,816.58 so that the Committee is prevented from profiting from it's own intentional and preventable misbehavior.

12. The fact that there has been one hearing respecting the Respondent Committee's appeal of the civil penalty herein does not render the proposed intervention untimely.

a. On June 27, 2007, Proposed Intervenor, through counsel, filed a Freedom of Information Act request specifically seeking disclosure of these pending proceedings and Board staff informed Proposed Intervenor of the pendency of these proceedings but, through a clerical error, neglected to inform him of the hearing date.

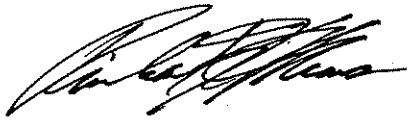
b. That, upon specific inquiry by the Proposed Intervenor's attorney, 63 minutes before the hearing, Board staff informed Proposed Intervenor's attorney of the hearing. Proposed Intervenor's attorney was thus not provided with adequate notice to prepare for and attend said hearing.

c. That the Proposed Intervenor has proceeded with alacrity and diligence and should not be punished for this Board's clerical error.

WHEREFORE, Proposed Intervenor, Tony Peraica, should be granted leave to intervene and be made a party in the above-captioned case to argue, among other things, that the civil penalty suggested by Board staff should be assessed in the full amount.

Respectfully submitted,

Tony Peraica



by and through his attorney
Richard K. Means

Richard K. Means
ARDC Attorney #01874098

24 hour 7 day contact information:

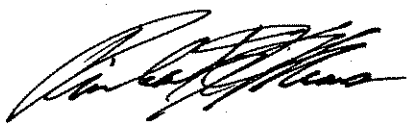
Email: Rmeans@RichardMeans.com
Web site: www.RichardMeans.com

806 Fair Oaks Avenue
Oak Park, Illinois 60302
Telephone: (708) 386-1122
Facsimile: (708) 383-2987
Cellular (312) 391-8808

August 6, 2007

CERTIFICATION

By signing my name below **I certify, on my oath, under the felony penalties of perjury** as provided by section 1-109 of the Illinois Code of Civil Procedure, that I have personal knowledge of the facts stated above, **that the facts set forth above are true and correct and that I believe that they are true.**



August 6, 2007

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF:

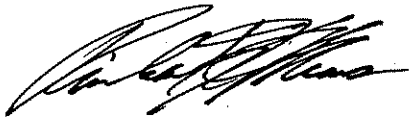
ILLINOIS STATE BOARD OF ELECTIONS, Complainant	)	
vs.	)	Case No. _____
FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	

REQUEST FOR HEARING

Pursuant to his Petition For Leave To Intervene, Proposed Intervenor prays for a hearing on his intervention and an opportunity to argue that the civil penalty suggested by Board staff should be assessed and in the full amount.

Respectfully submitted,

Tony Peraica



by and through his attorney
Richard K. Means

August 6, 2007

Richard K. Means

ARDC Attorney #01874098

24 hour 7 day contact information:

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BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF:

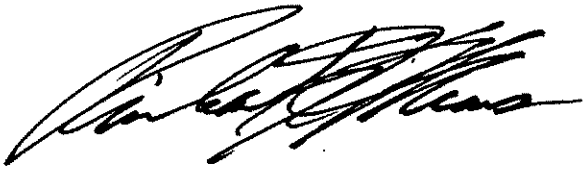
ILLINOIS STATE BOARD OF ELECTIONS, Complainant	)	
vs.	)	Case No. _____
FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	

APPEARANCE

I, Richard K. Means, a Illinois licensed attorney, hereby enter my appearance as attorney for the the Proposed Intervenor, Tony Peraica, in the above-captioned case.

I agree to accept service of documents by facsimile and/or email. Email is preferred.

I agree to waive the necessity of formal service of any documents in exchange for actual in-hand delivery to me or a member of my staff.



Richard K. Means
Attorney For Proposed Intervenor

August 6, 2007

Richard K. Means

ARDC Attorney #01874098

24 hour 7 day contact information:

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BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

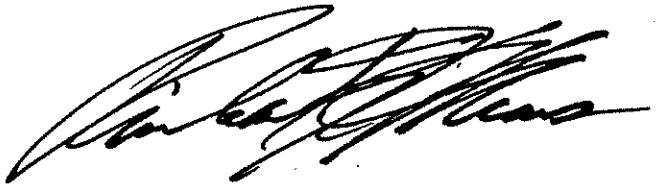
IN THE MATTER OF:

ILLINOIS STATE BOARD OF ELECTIONS, Complainant	)	
vs.	)	Case No. _____
FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	

NOTICE OF FILING AND PROOF OF SERVICE

To: Steven S. Sandvoss, General Counsel, State Board of Elections
Rupert T. Borgsmiller, Director, Campaign Disclosure, State Board of Elections
Tony Morgando, Hearing Officer

PLEASE TAKE NOTICE that, prior to 3:00 pm on August 6, 2007, I filed the attached **PROPOSED INTERVENOR'S APPEARANCE OF COUNSEL, PETITION FOR LEAVE TO INTERVENE IN CIVIL PENALTY ASSESSMENT APPEAL** and **REQUEST FOR HEARING**, a copy of each of which is hereby served upon you by email and/or fax transmission.



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BEFORE THE STATE BOARD OF ELECTIONS OF THE STATE OF ILLINOIS

IN THE MATTER OF:

ILLINOIS STATE BOARD OF ELECTIONS, Complainant	)	
vs.	)	Case No. **06 AG 072**
	)	Committee No. S 9283
FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	Hearing Examiner Tony Morgando

STATE BOARD OF ELECTIONS
07 OCT -3 PM 2:58

PROPOSED INTERVENOR'S MOTION FOR RECONSIDERATION OF THE HEARING EXAMINER'S ORDER DENYING INTERVENTION

NOW COMES Tony Peraica, Proposed Intervenor herein, by and through his attorney, Richard K. Means, hereby moves for reconsideration of the Hearing Examiner's denial of intervention (dated August 13, 2007 and served on Proposed Intervenor September 6, 2007) in the above-captioned matter. In support of his Motion, Proposed Intervenor alleges as follows:

1. The Hearing Examiner denied the intervention on the grounds that "the applicant has not demonstrated 'that he may be adversely affected by a final order of the Board' in this matter, or that the 'applicant's claim or defense and the adjudicative proceeding have a question of law or fact in common', Rule & Regulation 125.130 Intervention."

2. The Hearing Examiner was in error in questioning whether this Proposed Intervenor might be adversely affected by a final order of the Board on an appeal of a civil penalty assessment since, by definition, no party other than the party Respondent in such a case could be so affected.

3. While the Hearing Examiner was correct, at the time of his ruling, that the Proposed Intervenor did not have on file a claim with questions of law and/or fact in common with the above captioned case, such is no longer the case. On September 26, 2007, Proposed Intervenor initiated case 07 CD 071 alleging essentially the same facts as alleged in the above-captioned case.

4. From the face of it's own D-2 filings, Respondent Committee is in violation of the Illinois Campaign Finance Act, that the Respondent Committee unlawfully concealed and failed to timely

disclose campaign contributions in the amount of $255,816.58 which were made (and received by the Committee) during the 30 days before the November 7, 2007 General Election.

5. This Board's Staff alleges that a civil penalty should be assessed against the Respondent Committee in the amount of $255,816.58, only 10% of which ($25,582.00) should be due and payable on the grounds that the violations are a first offense.

6. Proposed Intervenor Tony Peraica was a candidate for election to the office of President of the Cook County Board of Commissioners at the November 7, 2007 General Election.

7. The candidate which the Respondent Committee supported, Todd Stroger, defeated the Proposed Intervenor in a very close election. Had the contributions illegally concealed been disclosed, the electoral result might have been different.

8. That among the issues raised by Proposed Intervenor, Tony Peraica, in the November 7, 2007 General Election campaign was the allegation that a large portion of Todd Stroger's campaign support came from Regular Democratic political figures and committees and at least $103,000 of the campaign contributions which this Board's staff has alleged the Respondent Committee unlawfully concealed and failed to timely disclose came from such sources.

9. That among the issues raised by Proposed Intervenor, Tony Peraica, in the November 7, 2007 General Election campaign was the allegation that a large portion of Todd Stroger's campaign support came from business and other special interests which received Cook County governmental contracts or special legislative and administrative consideration in a "pay to play" scheme of governmental corruption and favoritism and at least $86,000 of the campaign contributions which this Board's staff has alleged the Respondent Committee unlawfully concealed and failed to timely disclose came from such sources.

10. While the public is always the victim of the unlawful concealment of campaign contributions, an opposing political candidate who has made a campaign issue of the particular contributions concealed is also a particular victim – and has specifically been harmed - and thus has a particular interest in redressing the violations.

11. The Complainant in the above-captioned case is Board Staff which, appropriately, is not a zealous advocate for its position. Indeed, the Hearing Examiner's proposed ruling reveals that Board Staff was not present at any hearing thus far and apparently waived the opportunity to cross-examine

Respondent's witnesses or even argue in support of its position. Therefore Proposed Intervenor, Tony Peraica's interests are not adequately represented by parties presently before the Hearing Examiner and Board. . After all, a primary purpose for an intervention is to provide the decision maker with evidence and arguments not already being made in the proceeding by the original parties. ICCP §2-408(a)(2); 735 ILCS 5/2-408(a)(2); *Freesen, Inc. v. County of McLean,* 277 Ill. App.3d 68 (4th Dist., 1996).

12. This Board's staff allegation that a civil penalty should be assessed against the Respondent Committee in the amount of $255,816.58 is correct based upon the Respondent Committee's own D-2 filings. However the Board's staff position that only 10% ($25,582.00) should be due and payable as a civil penalty on the grounds that the violations are a first offense is in error because That recommendation is a misapplication of the standard set out in 10 ILCS 5/9-10 (b-5) which reads, in pertinent part:

> **Failure to report each contribution is a separate violation of this subsection. In the final disposition of any matter by the Board on or after the effective date of this amendatory Act of the 93rd General Assembly, the Board may impose fines for violations of this subsection 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. When considering the amount of the fine to be imposed, the Board shall consider, but is not limited to, the following factors:**
> **(1) whether in the Board's opinion the violation was committed inadvertently, negligently, knowingly, or intentionally;**
> **(2) the number of days the contribution was reported late; and**
> **(3) past violations of Sections 9-3 and 9-10 of this Article by the committee.**

13. Specifically, Board Staff's position in this respect is in error for the following reasons:

    a. First, the Board Staff apparently neglected to notice that the Stroger committee made 78 ($255,816.58) separate A-1 violations in this case and, as the statute prescribes, that each "failure to report (a) contribution (requiring the filing of an A-1) is a separate violation." See also statements of Board General Counsel in *SBE v. Vote for Sam Cahnman,* 06 AG 067, transcript Appendix A.

    b. Second, Board Staff apparently neglected to notice that the 78 ($255,816.58) A-1 violations in this case were not just late but in fact never filed disclosures before the election thus concealing the contributions from the public until after the election when the public was powerless to discipline the candidate for any impropriety. Thus the primary purpose of campaign finance disclosure - disclosure at a time when campaign funding sources and amounts can be responded to by voting behavior – was frustrated.

c. Third, Board Staff apparently neglected to notice that the 78 ($255,816.58) A-1 violations in this case were not the first violations of Sections 9-3 and 9-10 for this committee. The Respondent Committee was assessed a fine of $1175.00 for filing its D-1 Statement of Organization some 47 days late said assessment dated December 1, 2006. Said penalty was stayed during a period of good behavior upon recommendation of Board staff and confirmed by this Board January 17, 2007.

d. Fourth, Board Staff apparently neglected to notice that the 78 ($255,816.58) A-1 violations in this case were not just a little late (e.g., one or 2 days late like this Board's September 14th 10% enforcements in *SBE v. Vote for Sam Cahnman*, 06 AG 067, transcript Appendix A.) more than 3 months late, such failures to report being deemed 1 – 18 days late since the time was tolled by the occurrence of the Election Day.

e. Finally, Board Staff apparently neglected to notice that the 78 ($255,816.58) A-1 violations in this case were not inadvertent, merely negligent, unknowing, or unintentional but were, in fact, ***deliberate, knowing and intentional*** in that the Respondent Committee apparently set up an administrative procedure which guaranteed that campaign contributions actually received by the committee would be concealed from the committee's own Treasurer beyond statutory limits and thus concealed from the public until after the election when the public was powerless to discipline the candidate for any impropriety.

14. Therefore the Proposed Intervenor urges that the Respondent Committee should be fined the full $255,816.58 so that the Committee is prevented from profiting from it's own intentional and preventable misbehavior. This is an argument not yet presented by any party to the above-captioned case.

WHEREFORE, Proposed Intervenor's Petition for Leave to Intervene should be reconsidered and should be granted.

Respectfully submitted,

Tony Peraica

by and through his attorney
Richard K. Means

Richard K. Means

ARDC Attorney #01874098

24 hour 7 day contact information:

Email: Rmeans@RichardMeans.com
Web site: www.RichardMeans.com

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Oak Park, Illinois 60302
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Cellular (312) 391-8808

October 3, 2007

CERTIFICATION

By signing my name below **I certify, on my oath, under the felony penalties of perjury** as provided by section 1-109 of the Illinois Code of Civil Procedure, that I have personal knowledge of the facts stated above, **that the facts set forth above are true and correct and that I believe that they are true.**

October 3, 2007

Appendix A.

EXCERPT OF BOARD OF ELECTIONS MEETING ON 9-14-07

CAHNMAN MATTER

VICE CHAIRMAN SCHNEIDER: Yes.

MS. GLAZIER: Chairman Porter?

CHAIRMAN PORTER: Aye.

All right. The motion carries.

Mr. Cahnman, can we step over to his case, Steve?

MR. SANDVOSS: Actually, his would be in the next group of appeals that the board would be faced with.

CHAIRMAN PORTER: Okay. Let's take his case since he's here.

Would you step up, sir? That's 06AG067.

What page is that on?

MEMBER KEITH: 96.

MR. SANDVOSS: It would be pages -- yes, 96.

CHAIRMAN PORTER: All right. Would you address yourself to that, please?

MR. CAHNMAN: Thank you.

These cases involve...

CHAIRMAN PORTER: No. We want to hear first from general counsel and then we'll let you.

MR. CAHNMAN: Oh, okay. I'm sorry.

MR. SANDVOSS: Thank you, Mr. Chairman.

This is an appeal of a civil penalty assessment against the vote for Sam Cahnman Committee. The assessment was $11,000 for failure to report in a timely manner two contributions, one of $1,000, one of $10,000.

The hearing was held in this matter, and the recommendation of the hearing officer was that the appeal be denied for an insufficient defense as to both assessments but, in the opinion of the hearing officer, because it was a first time violation of the A-1 reporting requirement that the ten percent reduction be appropriate in this case. Actually, it's a 90 percent reduction but resulting in a ten percent assessment of the original fine which would lower to it $1,100.

I concur with the recommendation of the hearing officer in this case.

CHAIRMAN PORTER: Okay. So the total amount of the fine would be $1,100?

MR. SANDVOSS: Applying the 90

percent reduction, yes, it will.

CHAIRMAN PORTER: Sir, would you like to address us now?

MR. CAHNMAN: Yes, I would. Thank you.

This case involves two allegedly late filed A-1s.

First, there was a thousand dollar check from the Plumbers Co. that was received purportedly on October 14th although I'm not sure when it was received. The bank records show that the check was deposited on October 23rd.

There was an attempt -- I have with me here John Gregorich who was working on my campaign, and he made an attempt to file an electronic A-1 on Tuesday, October 17th. October 13th was a Friday so the A-1 would have been due on October 17th.

He had problems, and he submitted an affidavit, which he said he had experienced electronic problems, problems with the electronic filing, and I have him here to explain the problem that he experienced?

Could you tell the board -- if

this is okay with the board?

CHAIRMAN PORTER: Yes.

MEMBER KEITH: Mr. Sandvoss, what is the rule about new evidence at this stage?

MR. SANDVOSS: There's a proposed rule -- and I would have to check to see; I don't believe it's been adopted at this point -- that would restrict evidence before the board, that's presented to the board, to that which was argued at the hearing, the initial hearing before the hearing officer.

CHAIRMAN PORTER: Is he offering evidence that was not considered before?

MR. SANDVOSS: I don't know because I haven't heard what he's preparing to offer.

MR. CAHNMAN: My understanding, the current rule now is that I can offer new evidence before the board, and what Mr. Gregorich was going to do was he was going to explain what -- the hearing officer in her report made a comment that he didn't explain what the problem he had with the electronic filing was.

So that's why I brought him here today, so he could explain that problem.

CHAIRMAN PORTER: Is there some reason why that was not explained to the hearing officer?

MR. CAHNMAN: Well, it was done by way of affidavit, and the affidavit said, "I experienced problems with the computer program and was unable to file the form electronically." And he didn't detail the problem in the affidavit.

He wasn't at the hearing. At the hearing, the hearing officer asked me to have Mr. Gregorich file an affidavit, and then I did subsequently do that, and then she didn't ask me, the hearing officer didn't ask me for a more detailed affidavit, but she did put in her report something indicating that it wasn't detailed enough. So that's why...

CHAIRMAN PORTER: Proceed. We're going to listen to him.

MR. GREGORICH: On both occasions I attempted to download Form A-1, and it would not properly download on the computer that was available to me, and I do not ever recall seeing the form A-1 actually displayed on the computer that I was using at Mr. Cahnman's office.

After the first attempt, I asked someone on the State Board of Elections staff to explain to me the procedure for downloading and accessing form A-1.

I followed exactly what I was told to do, and the form still did not properly download.

I'm not that computer savvy, and I actually have no idea what the problem could have been.

MR. CAHNMAN: Thank you.

So what we did was when we realized on the evening of October 17th that we couldn't make electronic filing successfully, there was an attempt to make a paper filing. I believe it was both by fax and by putting a paper copy in between the doors here.

The board did receive a paper filing, but it was not file stamped until October 18th, and then later, an electronic filing was made.

And a similar problem happened with the other. The $10,000 was a loan by me, Sam Cahnman, to the campaign committee that was made on Friday, November 3rd, and so the A-1 would have been

due, since Tuesday was a, the following Tuesday was a state holiday for the State Board of Elections, November 6th, the filing would have been due on Wednesday, November 7th.

And a similar thing happened with that where he was unsuccessful in his attempt to do the electronic filing, so we did attempt a paper filing by fax and/or by putting it in the door here after hours, but again, it was not -- the paper form that the board received indicates that it was file stamped the next day on 11-9.

And later an A-1 was filed electronically, and this was obviously very late in the campaign, November 3rd, the Friday before the election.

The hearing officer also noted that there were other electronic filings in between these two, and she assumed that Mr. Gregorich had made those and that, therefore, he did know how to do an electronic filing, but in speaking to him, I learned that he did not make those other electronic filings. Some of my electronic filings were made by the secretary in my law office, and I also had an accountant, Gubin & Powers, who did some of my

electronic filings.

So either the secretary in my office or the accountant made those other electronic filings.

Now, since I realized the problem occurred with these A-1s, I've been extremely diligent. I was a candidate for alderman in the '07 municipal election, so I had quite a number of A-1s, pre-election reports, and semiannual report that was due, and every time I had one that was due by electronic filing, I actually came over here personally myself to work with the board staff, and Sharon Steward can attest to this. I used the board's computer to make sure it was done correctly and on time, and all those filings were accomplished on time and done correctly.

So I believe, since there was a good faith attempt to make these filings both electronically and on paper within the time period that they should have been made, that the appeal should be granted.

In the alternative, if the appeal is not granted, I would ask that the board apply the rule that the board did in the case of

State Board of Elections versus Chicago Apartment Association PAC, O6MA1 and in the case of State Board of Elections versus Black Illinois Legislative Lobby, O6MA2.

In those cases, there were numerous violations that these committees had committed, five, six, maybe ten violations in each case, way more than what I have, and what the board did was because it was a first violation, the board stayed enforcement of the fine pending good behavior, well, in one of them pending good behavior for two years, and then the other one, it simply stayed the fine, and it didn't make any comment about good behavior.

So again, if the board does deny the appeal, this would be my first violation or set of violations, and I would ask that the fine, like in these cases, be stayed pending my good behavior or just stayed period.

Thank you.

VICE CHAIRMAN SCHNEIDER: Steve, could I ask on the question of the staying?

MR. SANDVOSS: Yes.

VICE CHAIRMAN SCHNEIDER: What does

our policy and procedures say on that, please?

MR. SANDVOSS: According to 9-10(b)(5), the A-1 is a uniquely treated report. Each individual contribution, if it's filed late, is a separate violation in and of itself, and since the board began administering these civil penalties under the Gift Ban Act enacted in 1998 I believe it was, if it was multiple contributions at issue, the stay would not apply.

So if the board were to accept Mr. Cahnman's argument, we'd be overturning precedent that's been around for almost ten years, so I'd certainly recommend against that, and if the board finds violations in both cases, I just don't think a stay is appropriate.

Now, the recommendation of the hearing officer was to deny but give the 90 percent reduction, which I feel comfortable with, and I would still maintain my position that that should be the way the board resolves this case.

MR. CAHNMAN: Could I address the board?

CHAIRMAN PORTER: Yes, go ahead.

MR. CAHNMAN: I wanted to say that I

think these cases that I cited clearly show there were multiple violations and many more than I have.

CHAIRMAN PORTER: Yeah. Well, see, the only thing is when you come in with cases for the first time, general counsel hasn't memorized the facts in every case. If you present that to the counsel beforehand, he could look at those cases and he could see if those cases were distinguishable.

I don't know. Steve, do you have an opinion?

MR. SANDVOSS: I am familiar with the two cases that he presented, and, yes, in my opinion, they are distinguishable.

Those cases, number one, involved a PAC type of committee as opposed to a candidate committee, and the significance of that is that when a candidate files their nominating petitions, they're specifically given notice in the form of a D5, notice of obligation that tells a candidate they have certain file obligations under the Campaign Finance Act, whereas a PAC, because they don't file any nominating petitions, don't have the benefit of that statement.

And the reason why the board

granted or allowed a stay of the penalties together, even though they were separate violations, is because in those two cases, they were candidate committees, and their defense was that they didn't realize they had to file, and they filed their D-1 statement of organization, semiannual report, pre-election report all on one date which, you know, supports their contention that they didn't realize they had to file.

Here Mr. Cahnman is a candidate committee. He's filed reports before so he can't argue he didn't know he had to file, and since the statute specifically treats these as individual separate violations, I don't think those two cases are applicable.

That's my opinion.

CHAIRMAN PORTER: You want to respond, sir?

MR. CAHNMAN: Well, I was advised -- I consulted with another election lawyer, and the reason I brought this up was he had advised me that these cases -- I don't see why they wouldn't be applicable because...

CHAIRMAN PORTER: Well, you heard

general counsel's argument. You want to respond to what he argued?

MR. CAHNMAN: Right. Well, it seems to me that be these are multiple violations and first time violations, and mine is a multiple violation. I'm a different kind of committee. I'm a candidate, not a PAC, that's true, but I think that's a distinction, not a difference.

I'd also ask that if the board does decide to stay one of the fines and impose the other fine, that the one for the $10,000 loan made by me which would be the thousand dollar fine be stayed and that the other fine be imposed.

MEMBER McGUFFAGE: I think I just want to approach this from a different direction. It's like, you know, with A-1s. They're unique, and, you know, each failure to file on time is a separate violation.

But one of these, a loan from a candidate to his committee, seems to me, although it has to be disclosed, there's no urgency, because the urgency of disclosure of large contributions prior to an election is to see what special interests are supporting you so you can cast an informed vote.

To me, a candidate loaning himself money doesn't have that kind of emergency or gravity, and if part of your defense is that the person who was supposed to file these reports is not computer skilled -- you know, like me, I'm technologically challenged, I probably wouldn't be able to file it either -- and there's been an attempt made to at least fax or to file it, to fax a report and to stick one between the doors after closing hours, it winds up being a day late and you file electronically later on when you get it back to your accountant or whoever has been doing the successful filings, you know, I really don't see this as any intent to circumvent the statute here, any intent not to disclose.

You know, I think this fine might be a little excessive in that regard, especially when we're talking about a violation where the candidate loaned money to himself.

In the past, we've given committees a pass where they've had problems with their first electronic filings, although, as Mr. Cahnman explained, other electronic filings have been successful because he had computer-skilled

people doing the filings.

We have something we're going to take up later on about mandatory training for treasurers of committees, you know, so in this case I think, you know, we should show some leniency here. Although we can't call for settlements because it's an A-1 fine, I think especially in the second case of the loan to the candidate out of his own pocket, the loan to the committee, we should grant the appeal, and that will be my motion.

CHAIRMAN PORTER: Grant it.

And would that be any fine or no fine or what is your motion?

MEMBER McGUFFAGE: Well, you know, they're two separate violations, and I think in this case, the hundred dollar fine should be paid, and the fine where the candidate loaned money to himself but couldn't get the filing through on the computer but did, in fact, you know, fax and bring a report over physically, you know, even though we were closed shows substantial compliance.

CHAIRMAN PORTER: Is there a second to that motion?

MEMBER REDNOUR: Yes, I'll second

it.

CHAIRMAN PORTER: All right. It's been moved and seconded.

Call the roll for the motion.

MS. GLAZIER: Mr. Brady?

MEMBER BRADY: No.

MS. GLAZIER: Mr. Keith?

MEMBER KEITH: No.

MS. GLAZIER: Mr. McGuffage?

MEMBER McGUFFAGE: Yes.

MS. GLAZIER: Mrs. Rednour?

MEMBER REDNOUR: Yes.

MRS. GLAZIER: Mr. Smart?

MEMBER SMART: No.

MS. GLAZIER: Mr. Walters?

MEMBER WALTERS: No.

MRS. GLAZIER: Vice Chairman Schneider?

VICE CHAIRMAN SCHNEIDER: No.

MS. GLAZIER: Chairman Porter?

CHAIRMAN PORTER: No.

Motion fails.

Any other motions?

MEMBER SMART: I move we accept the

recommendation of the hearing examiner and general counsel.

CHAIRMAN PORTER: All right. Second?

MEMBER BRADY: I second.

CHAIRMAN PORTER: Moved and seconded.

Call the roll.

MS. GLAZIER: Mr. Brady?

MEMBER BRADY: Aye.

MS. GLAZIER: Mr. Keith.

MEMBER KEITH: Aye.

MS. GLAZIER: Mr. McGuffage?

MEMBER McGUFFAGE: No.

MS. GLAZIER: Mrs. Rednour?

MEMBER REDNOUR: Yes.

MS. GLAZIER: Mr. Smart?

MEMBER SMART: Yes.

MS. GLAZIER: Mr. Walters?

MEMBER WALTERS: Yes.

MS. GLAZIER: Vice Chairman Schneider?

VICE CHAIRMAN SCHNEIDER: Yes.

MS. GLAZIER: Chairman Porter?

CHAIRMAN PORTER: Yes.

Motion carried.

BEFORE THE STATE BOARD OF ELECTIONS OF THE STATE OF ILLINOIS

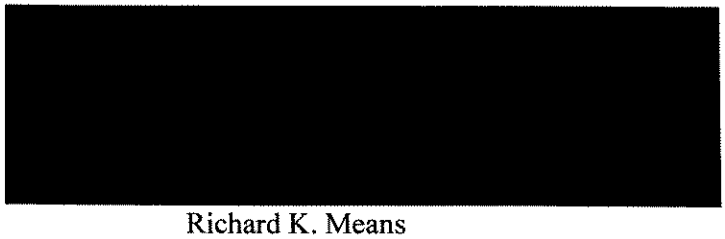
IN THE MATTER OF:

ILLINOIS STATE BOARD OF ELECTIONS, Complainant	)	
vs.	)	Case No. _____
	)	Committee No. S 9283
FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	Hearing Examiner Tony Morgando

NOTICE OF FILING AND PROOF OF SERVICE

To: Steven S. Sandvoss, General Counsel, State Board of Elections
Rupert T. Borgsmiller, Director, Campaign Disclosure, State Board of Elections
Tony Morgando, Hearing Examiner
Burton S. Odelson, Attorney for Respondent

PLEASE TAKE NOTICE that, prior to 5:00 pm on October 3, 2007, I filed the attached **PROPOSED INTERVENOR'S MOTION FOR RECONSIDERATION OF THE HEARING EXAMINER'S ORDER DENYING INTERVENTION**, a copy of each of which is hereby served upon you by email and/or fax transmission.



Richard K. Means
Attorney For Proposed Intervenor

Richard K. Means
ARDC Attorney #01874098

24 hour 7 day contact information:
Email: Rmeans@RichardMeans.com
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806 Fair Oaks Avenue
Oak Park, Illinois 60302
Telephone: (708) 386-1122
Facsimile: (708) 383-2987
Cellular (312) 391-8808

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

STATE BOARD OF ELECTIONS
07 OCT -3 PM 2:58

IN THE MATTER OF:

TONY PERAICA, Complainant vs. FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	Case No. **07 CD 071** Committee No. S 9283 Hearing Examiner James Tenuto

and

ILLINOIS STATE BOARD OF ELECTIONS, Complainant vs. FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	Case No. **06 AG 072** Committee No. S 9283 Hearing Examiner Tony Morgando

MOTION TO CONSOLIDATE

NOW COMES Tony Peraica, Complainant in case no. 07 CD 071 and Proposed Intervenor in case no. 06 AG 072, by and through his attorney, Richard K. Means, pursuant to administrative rule 125.115 (26 Ill. Adm. Code 125.115) moves to consolidate and join the above-captioned cases. In support of his Motion, Movant alleges as follows:

1. The essential factual allegations forming the basis of both cases are the same.

2. "In the interest of convenience, expeditious and complete determination of claims" the consolidation of these cases best serves the interests of the State Board and the parties. Specifically:

    a. Case no. 06 AG 072 is a case before a non-lawyer hearing examiner in which no appearance was ever made by a lawyer for the Complainant but a vigorous defense was made by lawyers for the Respondent. Testimony and documentary evidence was offered

by Respondent and not cross-examined or otherwise tested by Complainant. In addition, the record in case no. 06 AG 072 is deficient in that relatively little evidence is in the record which would enable the State Board to determine whether the violations were inadvertent, merely negligent, unknowing, or unintentional or, by contrast, if the violations were deliberate, knowing and intentional. Such a determination would be essential to fix the appropriate level of the civil penalty enforced under 10 ILCS 5/9-10 (b-5).

b. Case no. 07 CD 071 is a case before a lawyer hearing examiner in which appearances are expected to be made by experienced election lawyers for both sides. Testimony and documentary evidence is expected to be offered and cross-examined or otherwise tested by both sides. In addition, the Complainant will introduce detailed and abundant evidence which would enable the State Board to determine whether the violations were inadvertent, merely negligent, unknowing, or unintentional or, by contrast, if the violations were deliberate, knowing and intentional so that the Board will have a complete record upon which to determine the appropriate level of the civil penalty enforced under 10 ILCS 5/9-10 (b-5).

WHEREFORE, Tony Peraica's Motion To Consolidate should be granted.

Respectfully submitted,

Tony Peraica

[redacted]

by and through his attorney
Richard K. Means

Richard K. Means
ARDC Attorney #01874098

24 hour 7 day contact information:

Email: Rmeans@RichardMeans.com
Web site: www.RichardMeans.com

806 Fair Oaks Avenue
Oak Park, Illinois 60302
Telephone: (708) 386-1122
Facsimile: (708) 383-2987
Cellular (312) 391-8808

October 3, 2007

CERTIFICATION

By signing my name below **I certify, on my oath, under the felony penalties of perjury** as provided by section 1-109 of the Illinois Code of Civil Procedure, that I have personal knowledge of the facts stated above, **that the facts set forth above are true and correct and that I believe that they are true.**

[redacted]

October 3, 2007

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF:

TONY PERAICA, Complainant	)	
vs.	)	Case No. **07 CD 071** Committee No. S 9283
FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	Hearing Examiner James Tenuto

and

ILLINOIS STATE BOARD OF ELECTIONS, Complainant	)	
vs.	)	Case No. **06 AG 072** Committee No. S 9283
FRIENDS OF TODD STROGER FOR THE PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS, Respondent	)	Hearing Examiner Tony Morgando

NOTICE OF FILING AND PROOF OF SERVICE

To: Steven S. Sandvoss, General Counsel, State Board of Elections
Rupert T. Borgsmiller, Director, Campaign Disclosure, State Board of Elections
Tony Morgando, Hearing Examiner
James Tenuto, Hearing Examiner
Burton S. Odelson, Attorney for Respondent

PLEASE TAKE NOTICE that, prior to 5:00 pm on October 3, 2007, I filed the attached **MOTION TO CONSOLIDATE**, a copy of each of which is hereby served upon you by email and/or fax transmission.

Richard K. Means
Attorney Tony Peraica

Richard K. Means

ARDC Attorney #01874098

24 hour 7 day contact information:

Email: Rmeans@RichardMeans.com
Web site: www.RichardMeans.com

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STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **07 JS 063**

Crete Township Democrats S 9301

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment
For Delinquently Filing the 2007 June Semi-Annual Report

The Report was received on August 22, 2007, 16 days late, resulting in a civil penalty assessment of $400.

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

On the Affidavit, Ms. Kuhn stated that she had faxed the report within the 30 days, but did not send the hard copy within the 30 day period.

The report from this Committee was received by the Board on August 22, 2007. The report Ms. Kuhn stated that she faxed to the Board was never received. I do not believe that Section 100.125 of Board Rules and Regulations which addresses reports alleged to have been mailed prior to 72 hours of the filing deadline, applies here, because the report was not alleged to have been mailed, but rather faxed. Section 125.10(c) of the Board rules defines 'filing' as being delivered to either the Springfield or Chicago office of the Board or deposited with the U.S. Postal Service; faxing a report is not included within the definition of filing. Therefore, I recommend that the appeal be denied for lack of an adequate defense, as Ms. Kuhn does not allege to have mailed the report more than 72 hours prior to the filing deadline. The assessed penalty is $400. As a first violation, the penalty is stayed.

Sharon Steward – Hearing Officer
September 28, 2007

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

September 4, 2007

Crete Township Democrats
1395 Main St, 2nd floor
Crete, IL 60417

S9301

Dear Crete Township Democrats;

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 Contributions 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 by the Board on August 22, 2007, 16 day(s) late. As such, this committee has been assessed a fine of $400.00.

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, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

State of Illinois)
)
County of WILL)

STATE BOARD OF ELECTIONS
07 SEP 17 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.

CRETE TOWNSHIP DEMOCRATS
Respondent(s).

Case No. 07 JS 063

APPEAL AFFIDAVIT

I, NORENNA L. KUHN (Name), the TREASURER (Chairman/Treasurer) of the CRETE TOWNSHIP DEMOCRATS (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:

I HAD FAXED THE REPORT WITHIN THE 30 DAYS, BUT DID NOT SEND THE HARDCOPY WITHIN THE 30 DAY PERIOD

Signed and Sworn to by:

before me this 12th Day of Sept., 2007

Notary Public

Norenna L. Kuhn
(Signature of Chairman/Treasurer)

OFFICIAL SEAL
KAREN FRAUSTO
Notary Public - State of Illinois
My Commission Expires Feb. 15, 2010

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **07 AE 014**

Friends of Joseph Bertrand Jr S 9378

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment
For Delinquently Filing a Schedule A-1 for the 2007 Consolidated Election

This Committee received 2 contributions on 3/30/07, one of $3000 and a second of $750, and listed them on a Schedule A-1 filed 4/5/07, 2 days late. The total assessed penalty is $3750.

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

On the Affidavit, Mr. Bertrand stated that the check was received and he became aware of the check 24 hours after receipt. He immediately prepared paper work to file and believes the time table was satisfied. This was not an intentional act and they hope for the Board's favorable consideration.

Mr. Bertrand stated that he became aware of the check 24 hours after it was received. He does not indicate by whom the checks were received, but even if given the benefit of the doubt by assuming that he, as treasurer became aware of them on Saturday, the 31st, rather than Friday, the 30th as reported, the Schedule A-1 would still have had to have been filed by 4/3/07. This Schedule A-1 reporting the two contributions would still have been two business days late. In addition, the Schedule A-1 shows another contribution of $500 received on 4/4/07; therefore, the form could not have been mailed prior to that date. The Schedule A-1 was neither signed nor dated, so it cannot be determined from that when it was prepared. Irregardless of whether these contributions were received on Friday, the 30th or Saturday, the 31st, the Schedule A-1 would have been due by 4/3/07; it was not received until 4/5/07. Therefore, I recommend the appeal be denied. However, since there is no indication that these violations were anything other than inadvertent and unintentional, and since these are the Committee's first Schedule A-1 violations, I also recommend that the penalty be reduced to 10% of the original assessment, or $375. If this recommendation is accepted by the Board, the penalty is due and owing.

Sharon Steward – Hearing Officer
September 27, 2007

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

EXECUTIVE DIRECTOR
Daniel W. White

July 9, 2007

Friends of Joseph Bertrand Jr
Jason Bertrand
8114 S Luella
Chicago, IL 60617

S9378

Dear Friends of Joseph Bertrand Jr;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Cook Illinois Corporation	3/30/07	$3000.00	$3000.00	4/5/07	2
Citz for Rod Bashir	3/30/07	$750.00	$750.00	4/5/07	2

The committee is fined a **total** of $3750.00 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 $375.00, (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.

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. Friends of Joseph Bertrand JR) No. 07AE014
)
)
Respondent(s).)

APPEAL AFFIDAVIT

I, Jason Bertrand (Name), the Treasurer (Chairman/Treasurer) of the Friends of Joseph Bertrand JR (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 check was received and I became aware of the checks 24 hours after receipt. I immediately prepared paper work to file and believe the time table was satisfied.

This was not an intentional act and we hope for your favorable consideration.

OFFICIAL SEAL
LATONYA SHELLEY
Notary Public - State of Illinois
My Commission Expires Jun 7, 2011

Subscribed and Sworn to Before me
This 8 Day Of August, 20 07

LaTonya Shelley
NOTARY PUBLIC

Jason Bertrand
(Signature of Chairman/Treasurer)

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. 07CD042**

25th Ward Democratic Political Alliance **S9296**
Respondent

REPORT OF HEARING EXAMINER
Report of Public Hearing for the
For the Failure to File a Semi Annual Report
for the Period of July through December 2006

Procedural History

On May 18, 2007, 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 5/9-13, and 5/9-14 of the Campaign Disclosure Act, the Respondent failed to file a Semi Annual Report for the period specified above.

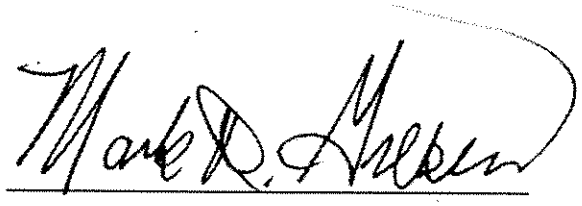
On June 21, 2007, a Closed Preliminary Hearing was convened in the Chicago Offices of the State Board of Elections. At that time, the Respondent failed to appear at said hearing, nor had the report in question been filed, and as a result, the Hearing Examiner recommended that a Public Hearing be conducted. On July 3, 2007, the Board issued an Order for a Public Hearing to be held.

On July 25, 2007, 11:00 AM, after recognizing that Proof of Service upon the Respondent had been obtained, a Public Hearing was convened. Tara Cachur appeared on behalf of the State Board of Elections. Nobody attended, nor was there an appearance filed on behalf of the Respondent. Complainant tendered a Form D-1 Statement of Organization wherein it indicates the creation of the Respondent committee. Complainant testified that prior to hearing, she had spoken to a representative of the Respondent, Daniel Greenman, and he had indicated to her that they were in the process of appointing a "new custodian", and therefore requested additional time to file the report and learn the IDIS electronic filing program. That being the case, Complainant requested that this matter be continued. This matter was continued until August 15, 2007. On August 15, 2007, once again, the Respondent failed to appear. However, Complainant indicated that they were contacted by the Respondent for the purpose of seeking additional time for them to prepare their reports and appoint new officer(s).

The matter was continued until August 21, 2007. On August 21, 2007, Daniel Greenman, the newly appointed Treasurer, and Manuel Acevedo, Chairman, appeared on behalf of the Respondent, and they indicated that they were prepared that day to file an amended D-1, indicating the change of officers, as well, the report at issue. Respondent was informed that if this report is filed, no further action regarding this complaint would be forthcoming. However Respondents were informed that as a result of the late filing, a civil penalty would be assessed.

CONCLUSSONS AND RECCOMENDATIONS

After the hearing on August 21, 2007, the above mentioned Respondents worked with Campaign Disclosure Specialist Clinton Jenkins to assist them in the filing of their Semi Annual Report for the period at issue, as well as other documents. At 10:28, A.M of August 21, 2007, this report was in fact on file with the State Board of Elections. Therefore, as a result of the receipt of this filing, and the Respondent's acknowledgement of its receipt, it is my recommendation that no further action be taken. However since the report was filed late, 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: August 24, 2007

FORM D-2

REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
Semiannual Report

FILED
8/21/2007 10:28:55 AM

FOR OFFICE USE ONLY
IDENTIFICATION NO.

25th Ward Democratic Political Alliance
1958 W 21st St
Chicago, IL 60608-2617

S9296 12
L13676

REPORTING PERIOD	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD
7/1/2006 thru 12/31/2006	$ $0.00

SECTION A - RECEIPTS

. Individual Contributions:		
a. Itemized (from Schedule A)	$	$1,000.00
b. Not-Itemized	$	$2,883.10
. Transfers In:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized	$	$0.00
. Loans Received:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized	$	$0.00
. Other Receipts:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized	$	$0.00
TOTAL RECEIPTS (1-4)	$	$3,883.10
. In-Kind Contributions:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized	$	$0.00
TOTAL IN-KIND	$	$0.00

SECTION B - EXPENDITURES

6. Transfers Out:		
a.Itemized (from Schedule B)	$	$0.00
b. Not-Itemized	$	$0.00
7. Loans made:		
a. Itemized (from Schedule B)	$	$0.00
b. Not-Itemized	$	$0.00
8.Expenditures:		
a.Itemized (from Schedule B)	$	$1,522.10
b. Not-Itemized	$	$85.00
TOTAL EXPENDITURES (6-8)	$	$1,607.10

SECTION C - DEBTS AND OBLIGATIONS

9. a. Itemized (from Schedule C)	$	$0.00
b. Not-Itemized	$	$0.00
TOTAL DEBTS AND OBLIGATIONS OBLIGA	$	$0.00

SECTION D - CASH BALANCE

Funds available at the beginning of the reporting period	$	$0.00
Total Receipts (Section A)	$	$3,883.10
Subtotal	$	$3,883.10
Total Expenditures (Section B)	$	$1,607.10
Funds available at the close of the reporting period	$	$2,276.00

****

Investment Total	$	$0.00

This report filed electronically.

NAME OF POLITICAL COMMITTEE
25th Ward Democratic Political Alliance

REPORTING PERIOD
7/1/2006 thru 12/31/2006

FILED
8/21/2007 10:28:55 AM

SCHEDULE A

FOR OFFICE USE ONLY
IDENTIFICATION NO.
S9296
L13676

PART 1 - INDIVIDUAL CONTRIBUTIONS

ITEMIZED RECEIPTS FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE RECEIVED	AMOUNT OF EACH RECEIPT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
Azteca Supply Company Inc. 600 West 41st Street Chicago, IL	10/18/2006	$1,000.00	$1,000.00

Total for this part : $1,000.00

NAME OF POLITICAL COMMITTEE
25th Ward Democratic Political Alliance

REPORTING PERIOD
7/1/2006 thru 12/31/2006

FILED
8/21/2007 10:28:55 AM

SCHEDULE B

FOR OFFICE USE ONLY
IDENTIFICATION NO.
S9296
L13676

PART 8 - EXPENDITURES

ITEMIZED EXPENDITURES FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE OF EXPENDITURE	AMOUNT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
Haro's 2436 South Oakley Chicago, IL 60608	11/18/2006	$522.10	$522.10
Purpose: Fund raiser hall costs		Beneficiary: 25th Ward Democratic Political Alliance	
Styrclula Gloria 1958 West 21st Street Chicago, IL 60608	11/10/2006	$1,000.00	$1,000.00
Purpose: Rent		Beneficiary: 25th Ward Democratic Political Alliance	

Total for this part: $1,522.10

STATE OF ILLINOIS)
) SS
COUNTY OF SANGAMON)

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

In the Matter Of:	)	
	)	
State Board of Elections,	)	
Complainant(s),	)	
Vs.	)	07 CD 042
	)	
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 2nd day of July, 2007, following a Closed Preliminary Hearing 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.*, herein referred to as the "Act"), alleging that the Respondent violated 10 ILCS 5/9-10, 5/9-13 and 5/9-14 in that respondent failed to file the December 2006 Semi-annual report; 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. 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 unfiled.

IT IS ORDERED:

1. That a Public Hearing be held in this matter; and
2. The effective date of this Order is July 3, 2007, and
3. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 7/3/2007

Albert S. Porter, Chairman

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.

No. 07 CD 042

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

Aurora Venegas
1958 W 21st St
Chicago, IL 60608

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 December 2006 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

May 18, 2007
DATE

Lee 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

, Sue A. McArthur HEREBY SWEAR OR AFFIRM THAT I SERVED A COPY OF THE FOREGOING COMPLAINT UPON THE FOLLOWING:

a) BY PERSONALLY DELIVERING THE SAME ON THE ___ DAY OF _____, 2007 AT _____ O'CLOCK ___ M.

b) BY PLACING A COPY THEREOF IN THE UNITED STATES POSTAL SERVICES, PROPER POSTAGE PREPAID, TO THE ABOVE INDICATED ADDRESSES, ON THE **18th** DAY OF **MAY**, 2007 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 18th DAY OF May, 2007

Jane E. Gasperin

NOTARY PUBLIC

"OFFICIAL SEAL"
Jane E. Gasperin
Notary Public, State of Illinois
My Commission Exp. 11/08/2007

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

Board File No. 07CD055

Vs.

Citizens for Gaughan
Respondent

REPORT OF HEARING EXAMINER

Report of Public Hearing
For the Failure to File 2 Semi Annual Reports
For the Periods Ending in June and December 2006

Procedural History

On June 19, 2007, the Complainant filed a Form D-4 Complaint for violation of the Campaign Disclosure Act, wherein it specifically alleges that pursuant to 10 ILCS 5/9-13, and 5/9-14 of the Campaign Disclosure Act, the Respondent failed to file 2 Semi Annual Reports for the periods specified above.

On July 6, 2007, a Closed Preliminary Hearing was convened in the Chicago Offices of the State Board of Elections. At that time, Mr. Clinton Jenkins appeared on behalf of the Complainant. No appearance was made on behalf of the Respondent. Mr. Jenkins testified that "all attempts to discuss the filing obligations with the political committee have been unsuccessful." As a result of this testimony, the Hearing Examiner concluded that significant funds remained available to the Respondent's committee, and they have not been properly accounted for. As a result of said conclusions, the Hearing Examiner recommended that this Complaint was filed on justifiable grounds, and that the matter proceed to a Public Hearing. On August 22, 2007, the Board issued an Order for a Public Hearing to be held.

On September 25, 2007, after noting Proof of Service upon the Respondent was obtained, a Public Hearing was convened. Tony Morgando appeared on behalf of the Complainant. Nobody appeared on behalf of the Respondent. Mr. Morgando testified that on September 21, 2007, the Respondent, Mr. Gaughan appeared in the Chicago offices of the SBE, and subsequently filed the two reports for the periods in question. It was also noted that the Respondent filed (late as well) a Semi Annual Report for the period ending in June 2007. However, this report is not the subject matter of this complaint given that the Complaint was filed prior to the due date of June 2007 report.

Lastly, Mr. Morgando testified that although the complaint was filed on justifiable grounds, the Respondent's filing of the two reports at issue had addressed the matters complained of.

CONCLUSSIONS AND RECCOMENDATIONS

Given the fact that the Respondent has filed the two Semi Annual Reports for the periods ending in June and December 2006 prior to the date of hearing, the Respondent was not required to attend said hearing. At the same time, the Complainant has acknowledged the receipt of the filings as of September 21, 2007. Nevertheless, the reports in question were filed late, and as a result, 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
October 1, 2007

FORM D-2

REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
Semiannual Report

FILED
9/21/2007 9:47:44 AM

FOR OFFICE USE ONLY
IDENTIFICATION NO.
12
L9904

Citizens for Gaughan
6687 N Northwest Hwy
Chicago, IL 60631-1304

REPORTING PERIOD	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD
1/1/2006 thru 6/30/2006	$ $29,276.35

SECTION A - RECEIPTS

. Individual Contributions:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized.....	$	$0.00
. Transfers In:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized.....	$	$0.00
. Loans Received:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized.....	$	$0.00
. Other Receipts:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized.....	$	$0.00
TOTAL RECEIPTS (1-4).....	$	$0.00
. In-Kind Contributions:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized.....	$	$0.00
TOTAL IN-KIND.....	$	$0.00

SECTION B - EXPENDITURES

6. Transfers Out:		
a.Itemized (from Schedule B)	$	$0.00
b. Not-Itemized.....	$	$0.00
7. Loans made:		
a. Itemized (from Schedule B)	$	$0.00
b. Not-Itemized.....	$	$0.00
8.Expenditures:		
a.Itemized (from Schedule B)	$	$0.00
b. Not-Itemized.....	$	$0.00
TOTAL EXPENDITURES (6-8)..	$	$0.00

SECTION C - DEBTS AND OBLIGATIONS

9. a. Itemized (from Schedule C)...	$	$0.00
b. Not-Itemized.....	$	$0.00
TOTAL DEBTS AND OBLIGATIONS OBLIGA	$	$0.00

SECTION D - CASH BALANCE

Funds available at the beginning of the reporting period.....	$	$29,276.35
Total Receipts (Section A).....	$	$0.00
Subtotal.....	$	$29,276.35
Total Expenditures (Section B).....	$	$0.00
Funds available at the close of the reporting period.....	$	$29,276.35

****

Investment Total.....	$	$0.00

FORM D-2

REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
Semiannual Report

FILED
9/21/2007 9:47:59 AM

FOR OFFICE USE ONLY
IDENTIFICATION NO.
12
L9904

Citizens for Gaughan
6687 N Northwest Hwy
Chicago, IL 60631-1304

REPORTING PERIOD	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD
7/1/2006 thru 12/31/2006	$ $29,276.35

SECTION A - RECEIPTS

1. Individual Contributions:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized	$	$0.00
2. Transfers In:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized	$	$0.00
3. Loans Received:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized	$	$0.00
4. Other Receipts:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized	$	$0.00
TOTAL RECEIPTS (1-4)	$	$0.00
5. In-Kind Contributions:		
a. Itemized (from Schedule A)	$	$0.00
b. Not-Itemized	$	$0.00
TOTAL IN-KIND	$	$0.00

SECTION B - EXPENDITURES

6. Transfers Out:		
a.Itemized (from Schedule B)	$	$0.00
b. Not-Itemized	$	$0.00
7. Loans made:		
a. Itemized (from Schedule B)	$	$0.00
b. Not-Itemized	$	$0.00
8.Expenditures:		
a.Itemized (from Schedule B)	$	$0.00
b. Not-Itemized	$	$0.00
TOTAL EXPENDITURES (6-8)	$	$0.00

SECTION C - DEBTS AND OBLIGATIONS

9. a. Itemized (from Schedule C)	$	$0.00
b. Not-Itemized	$	$0.00
TOTAL DEBTS AND OBLIGATIONS OBLIGA	$	$0.00

SECTION D - CASH BALANCE

Funds available at the beginning of the reporting period	$	$29,276.35
Total Receipts (Section A)	$	$0.00
Subtotal	$	$29,276.35
Total Expenditures (Section B)	$	$0.00
Funds available at the close of the reporting period	$	$29,276.35

****

Investment Total	$	$0.00

This report filed electronically.

FORM D-2

REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
Semiannual Report

FILED
9/21/2007 9:48:15 AM

FOR OFFICE USE ONLY
IDENTIFICATION NO.

12
L9904

Citizens for Gaughan
6687 N Northwest Hwy
Chicago, IL 60631-1304

REPORTING PERIOD	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD
1/1/2007 thru 6/30/2007	$ $29,276.35

SECTION A - RECEIPTS

Individual Contributions:	
a. Itemized (from Schedule A)	$ $0.00
b. Not-Itemized	$ $0.00
Transfers In:	
a. Itemized (from Schedule A)	$ $0.00
b. Not-Itemized	$ $0.00
Loans Received:	
a. Itemized (from Schedule A)	$ $0.00
b. Not-Itemized	$ $0.00
Other Receipts:	
a. Itemized (from Schedule A)	$ $0.00
b. Not-Itemized	$ $0.00
TOTAL RECEIPTS (1-4)	$ $0.00
In-Kind Contributions:	
a. Itemized (from Schedule A)	$ $0.00
b. Not-Itemized	$ $0.00
TOTAL IN-KIND	$ $0.00

SECTION B - EXPENDITURES

6. Transfers Out:	
a.Itemized (from Schedule B)	$ $0.00
b. Not-Itemized	$ $0.00
7. Loans made:	
a. Itemized (from Schedule B)	$ $0.00
b. Not-Itemized	$ $0.00
8.Expenditures:	
a.Itemized (from Schedule B)	$ $0.00
b. Not-Itemized	$ $0.00
TOTAL EXPENDITURES (6-8)	$ $0.00

SECTION C - DEBTS AND OBLIGATIONS

9. a. Itemized (from Schedule C)	$ $0.00
b. Not-Itemized	$ $0.00
TOTAL DEBTS AND OBLIGATIONS OBLIGA	$ $0.00

SECTION D - CASH BALANCE

Funds available at the beginning of the reporting period	$ $29,276.35
Total Receipts (Section A)	$ $0.00
Subtotal	$ $29,276.35
Total Expenditures (Section B)	$ $0.00
Funds available at the close of the reporting period	$ $29,276.35

****

Investment Total	$ $0.00

This report filed electronically.

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.	)	07 CD 055
	)	
Citizens for Gaughan,	)	
Respondent(s).	)	

ORDER

TO: Citizens for Gaughan L9904
6687 N Northwest Highway
Chicago, IL 60631

This matter coming to be heard this 20th day of August, 2007 following a Closed Preliminary Hearing 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.*, 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 failed to file the June 2006 and the December 2006 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. 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 unfiled.

IT IS ORDERED:

1. That a Public Hearing be held in this matter; and
2. The effective date of this Order is August 22, 2007, and
3. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 8/22/2007

Albert S Porter, Chairman

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. No. **07 CD 055**

NAME AND ADDRESS OF RESPONDENT:

L9904

Citizens for Gaughan
6687 N Northwest Highway
Chicago, IL 60631

David Gaughan
5640 N Ashland
Chicago, IL 60660

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 2006 and the December 2006 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

June 19, 2007
DATE

Sue 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:

a) BY PERSONALLY DELIVERING THE SAME ON THE ___ DAY OF _____, 2007 AT _____ O'CLOCK ___ M.

b) BY PLACING A COPY THEREOF IN THE UNITED STATES POSTAL SERVICES, PROPER POSTAGE PREPAID, TO THE ABOVE INDICATED ADDRESSES, ON THE **19th** DAY OF **JUNE**, 2007 AT THE MAIL BOX OR POSTAL STATION LOCATED AT: **2105 E. COOK STREET, SPRINGFIELD IL 6270**.

Sue A. McArthur

SIGNATURE OF COMPLAINANT OR AGENT

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 19th DAY OF June, 2007

Tracey L Blackburn

NOTARY PUBLIC

OFFICIAL SEAL
TRACEY L. BLACKBURN
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 11-7-2007

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. **07 CD 067**

Friends of Don Patterson
Respondent

REPORT OF HEARING EXAMINER
Report of Public Hearing for Failure to Electronically File
The February 2007 Pre-Election Report

Procedural History

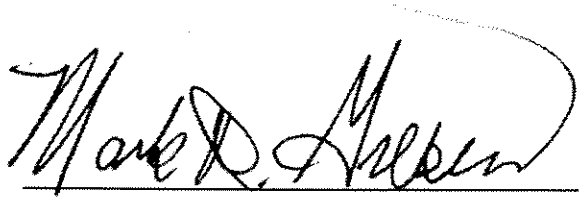
On June 27, 2007, the Complainant filed a Form D-4 Complaint for violation of the Campaign Disclosure Act, wherein it specifically alleges that pursuant to 10 ILCS 5/9-28, of the Campaign Disclosure Act, the Respondent failed to electronically file its February 2007 Pre Election Report.

On July 17, 2007, a Closed Preliminary Hearing was convened in the Chicago Offices of the State Board of Elections. The Complainant has presented evidence that indicated that the Respondent Committee had not electronically filed the report at issue. Nobody appeared on behalf of the Respondent. Based on the evidence as presented, the Hearing Examiner Recommended that the Complaint was filed on justifiable grounds, and that a Public Hearing regarding this matter be held. On August 22, 2007, the Board issued an Order for a Public Hearing.

On September 25, 2007, after noting Proof of Service upon the Respondent was obtained, a Public Hearing was convened. Tony Morgando appeared on behalf of the Complainant. Nobody appeared on behalf of the Respondent. Mr. Morgando testified that the State Board of Elections still had not received the report at issue, and requested of this Hearing Examiner that a Recommendation be made to the Board asking the Board to issue an order that would compel the Respondent Committee to file said report.

CONCLUSSIONS AND RECCOMENDATION(S)

Given the fact that the Respondent has failed to electronically file the February 2007 Pre Election Report, it is recommendation of this Hearing Examiner that pursuant to 10 ILCS 5/9-21 of the Election Code, the Board issue an order specifically ordering the Respondent Committee to electronically file its February 2007 Pre Election Report forthwith.



Mark D. Greben, Hearing Examiner
October 2, 2007

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

In the Matter of:

State Board of Elections
Complainant(s)

Vs. Board File#: 07 CD 067

Friends of Don Patterson
Respondent(s)

NOTICE OF PUBLIC HEARING

TO: Friends of Don Patterson/Gloria Buie
4386 W Odsen
Chicago, IL 60623

Don Patterson
1542 S Keeler
Chicago, IL 60623

Please take notice that in accordance with the Order of the State Board of Elections, dated and entered on and pursuant to the provisions of "An Act to Regulate Campaign Financing" (10 ILCS 5/9-1 et seq.) and Rules and Regulations adopted pursuant thereto, and by the power vested in me, the Public Hearing to be conducted in the above captioned matter is set for September 25, 2007, at 11:00 AM, at the State Board of Elections, 100 W. Randolph, Suite 14-100, Chicago IL.

The parties have the right to be represented by legal counsel in any proceeding conducted by the State Board of Elections.

Any party involved in any proceeding has the right to the presence and participation of additional persons, in addition to, or instead of an attorney, in order to provide technical assistance and consultation.

DATED: August 27, 2007

Steven S. Sandvoss, General Counsel

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DER: *COMPLETE THIS SECTION*

omplete items 1, 2, and 3. Also complete
em 4 if Restricted Delivery is desired.
rint your name and address on the reverse
o that we can return the card to you.
ttach this card to the back of the mailpiece,
or on the front if space permits.

ticle Addressed to:

Don Patterson
1542 S Keeler
Chicago, IL 60623

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Louise Patterson ☐ Agent ☐ Addressee

B. Received by *(Printed Name)* LOUISE PATTERSON C. Date of Delivery 8/8

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? *(Extra Fee)* ☐ Yes

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ansfer from service label) 7007 0710 0002 8628 5513

2011 [illegible] 2004 Domestic Return Receipt 102595-02-M-1540

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.	)	07 CD 067
	)	
Friends of Don Patterson,	)	
Respondent(s).	)	

ORDER

TO: Friends of Don Patterson L13749
4386 W Odsen
Chicago, IL 60623

This matter coming to be heard this 20th day of August, 2007 following a Closed Preliminary Hearing 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.*, herein referred to as the "Act"), alleging that the respondent(s) violated 10 ILCS 5/9-28 in that the Respondent failed to electronically file the February 2007 Pre-election report of Campaign Contributions; 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. 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 has not been electronically filed as of the effective date of this Order.

IT IS ORDERED:

1. That a Public Hearing be held in this matter; and
2. The effective date of this Order is August 22, 2007, and
3. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 8/22/2007

Albert S Porter, Chairman

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.

No. 07CD067

NAME AND ADDRESS OF RESPONDENT:

Friends of Don Patterson **L13749**
Gloria Buie **Don Patterson**
4386 W Odsen **1542 S Keeler**
Chicago, IL 60623 **Chicago, IL 60623**

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 5/9-28

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 electronically file the February 2007 Pre- election report of Campaign Contributions

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

June 27, 2007
DATE

Sue 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

Sue A. McArthur HEREBY SWEAR OR AFFIRM THAT I SERVED A COPY OF THE FOREGOING COMPLAINT UPON THE FOLLOWING:

a) BY PERSONALLY DELIVERING THE SAME ON THE ___ DAY OF _____, 2007 AT _____ O'CLOCK ___ M.

b) BY PLACING A COPY THEREOF IN THE UNITED STATES POSTAL SERVICES, PROPER POSTAGE PREPAID, TO THE ABOVE INDICATED ADDRESSES, ON THE **28th** DAY OF **JUNE**, 2007 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 28th DAY OF JUNE, 2007

Tracey L Blackburn

NOTARY PUBLIC

OFFICIAL SEAL
TRACEY L. BLACKBURN
NOTARY PUBLIC STATE OF ILLINOIS
MY COMMISSION EXPIRES 11-7-2007

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 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: Proposal from Pennsylvania Dept. of State/Sharing of Information Regarding Campaign Financing Software

Date: 10/3/2007

Steve Flowers and I had a conversation with David P. Burgess, Chief Information Officer of the Pennsylvania Department of State. The conversation centered on IDIS 2.0 and the platform which it has been developed on. David asked if Illinois would be willing to share our software with them. Steve and I felt that before we would share anything with Pennsylvania, it would be prudent to have the Board's permission to do so. A letter from Harry Van Sickle, Chief Election Officer, requesting that they be allowed to examine IDIS 2.0 will be forthcoming and I will make it available to the Board prior to the October 15th meeting.

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

MEMORANDUM

TO: Chairman Albert S. Porter
Vice Chairman Bryan A. Schneider
Members of the Board
Executive Director Dan White

From: Steve Sandvoss, General Counsel

Re: Training of Political Committee Officers in Lieu of Civil Penalties

Date: October 2, 2007

At its last meeting, the Board requested an opinion as to the feasibility of implementing a program, whereby delinquent political committees who set forth in their appeal of a civil penalty assessment a claim of ignorance of the campaign disclosure laws or of the electronic filing process, may avail themselves of a training course in lieu of the payment of such assessment. Specifically, the issue was posed as to whether such a program could be implemented by rulemaking and if so, whether the program should be applied prophylactically to all political committee officers or be limited to only those officers who run afoul of the disclosure requirements and then claim to be unaware of these requirements as part of their appeal. In my opinion, the preferred method of implementation would be through legislation. If for whatever reason this cannot be done through legislation, I believe that it could probably be done through rulemaking, especially if the more limited application were chosen. The only obstacles I can foresee, is the possible reluctance of the legislature to forego revenue that would otherwise be generated by the assessment of the civil penalties and a determination that this rulemaking is beyond the scope of the Act; exercising discretion not specifically conferred by statute.

While a "traffic school" type of program has obvious benefits, several administrative issues have been brought to my attention that I feel will need to be addressed. It is my suggestion therefore, that a subcommittee consisting of two Board members be appointed to discuss these issues in greater depth, with the goal of coming up with a procedure that would accomplish the goal of providing a fair disposition of certain delinquency cases and at the same time be within the SBE's rulemaking authority and administratively feasible. This subcommittee could work with myself, the Director of Campaign Disclosure and anyone else necessary for its effective deliberations. Upon completion of its task, a report detailing the proposal would be submitted to the full Board for its consideration.

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: Campaign Disclosure Downlink Seminar Script

Date: 10/3/2007

For your information, attached please find the portion of the existing Campaign Disclosure Downlink Seminar script that pertains to electronic filing.

Contributors must be identified by names and full mailing addresses, with the dates and amounts of contributions listed. This holds true for loans, as well as contributions of goods and services worth more than $500.00. Since these disclosures are due within 48 hours of receipt, the A-1 is the only form we allow you to fax to the State Board of Elections. If you fax us a form A-1, we ask that you do not mail in the original. ***Also keep in mind that if your committee is required to file its reports electronically, it must also file A-1s electronically. We'll talk about electronic reporting requirements in the second part of this presentation.***

One thing to keep in mind about these reports: all information reported on pre-election reports and A-1's must again be reported on subsequent semi-annual reports.

There's just one other disclosure form to mention, and it applies only to committees that conduct a raffle. A political committee may hold a raffle as a means of raising funds if it has no outstanding fines and has obtained a raffle license from the Board. For each raffle a committee conducts, it must file a separate raffle report to document gross receipts, expenses and net proceeds of the raffle. The distribution of net proceeds also must be shown, including names and addresses of anyone who wins cash or other prizes in the raffle -- as well as the profits retained by the committee. Like the Schedule A-1, the raffle report is a stand-alone report – but information on it may also have to be reported again on a Semi-annual or Pre-election report using the D-2 form. Please contact Board staff if you have questions about what specifically needs to be reported.

One final note before we move on to discuss the content of the form D-2. We

The total value of all investments which haven't been sold should be reported at the bottom of the investment schedule and in Section D, Line F of the D-2 form. If your committee sells an investment during a semi-annual reporting period, report the original amount, value and the date of liquidation. The value at the time of liquidation should be reported on a Schedule A, Part 4 on the D-2 form...under Other Receipts. All investments must be liquidated before your committee files a final report.

Speaking of a final report, it may be filed at any time by your committee, provided that the committee's cash balance has reached zero. Remember that the committee may return any outstanding funds to contributors, donate the money to charity or transfer it to another political committee. Report all receipts and expenditures from either January 1st or July 1st, depending on whether your committee's account has hit zero during the first six months or the last six months of the year. Again, the Section D final balance must be zero.

Finally, any political committee with a fund balance, or receipts or expenditures of $10,000.00 or more during any reporting period must file electronically from that report on – paper report filings are no longer acceptable once the $10,000 threshold has been reached. The State Board of Elections provides a software package to committees upon request at no cost. We also conduct seminars on the software program named IDIS. The software may be obtained on CD-ROM or diskette from the State Board of Elections or downloaded from our web site, www-dot-elections-dot-il-dot-gov. Seminars can be scheduled by calling our Springfield or Chicago office.

Some local or state/local committees that file their reports electronically with the Board may not have to file paper copies with their local county clerk – if the county in question is participating in an optional filing waiver program. That program exempts committees from filing copies of reports, with the exception of a Statement of Organization or any written correspondence, if they have filed electronically with the state. You can check with your county clerk or visit our website to find out if your county is taking part in the waiver program.

We hope that this review of filing procedures has given you at least some of the information you'll need to maintain compliance with the Illinois Campaign Finance Act. Remember, potentially severe fines are possible for committees that fail to file reports in a timely manner. We encourage you to contact staff members for assistance between 8:00 A.M. and 4:30 P.M. in Springfield and 8:30 A.M. and 5:00 P.M. in Chicago, Monday through Friday. Our phone number in Springfield is 217/782-4141 – in Chicago, the number is 312/814-6440.

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: 10/3/2007

Assessment letters were sent out on September 4, 2007 for delinquent filing of the June 2007 Semi-annual report, D-1 Statement of Organizations, Schedule A-1's in conjunction with the November 2006, February 2007 & April 2007 elections and "multiple assessments". The appeal deadline for these assessments is October 5, 2007. A listing of those committees who did not appeal will be distributed at the Board meeting & should be issued a Final Board Order.

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

Date: October 3, 2007

The following committees have made payment of outstanding civil penalties for the period of 9/6/2007 – 10/3/2007.

- Citizens for Dorothy Tillman - $900.00
- Citizens for Rory Hoskins - $525.00
- Wine & Spirits Distributors of IL PAC - $1650.00
- Stipend - $115.00
- Highwood 1-2-3 Party - $125.00
- Citizens for Stephanie Neely - $601.00
- Realtors Pac of IL - $1775.00
- Chicago Southland Chamber of Commerce PAC - $700.00
- DeKalb County Democrats - $637.50
- Citizens for Rebuilding Rockford - $279.00
- Friends of Dorothy Brown - $6146.00
- Volunteers for Delgado - $1600.00
- Citizens for Ocasio - $2100.00

Total Amount Paid for this Period- $17,153.50

RTB:sm

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
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Jesse R. Smart
Robert J. Walters

EXECUTIVE DIRECTOR
Daniel W. White

MEMORANDUM

TO: Chairman Albert S. Porter
Vice Chairman Bryan A. Schneider
Members of the Board
Executive Director Dan White

From: Steve Sandvoss, General Counsel

Re: Required Review of the Minutes of Executive Sessions

Date: October 2, 2007

Pursuant to 5 ILCS 120/2.06 (d) of the Open Meetings Act, every public body is required to review the minutes of their closed meetings to determine whether or not there is a need for continuing confidentiality of such minutes. In accordance with this requirement, the Executive Director and I did review the minutes of all Executive Sessions of the State Board of Elections since October of 2005. Other than the minutes of the meetings listed below, we have concluded that the necessity of confidentiality does not exist as to the remaining copies of the minutes.

- October 17, 2005 – discussion of Cook County Republican Party v. 16 Democratic Ward Organizations
- June 12, 2006 – discussion of IL Campaign for Political Reform v. IL Coalition for Jobs, Growth and Prosperity
- October 25, 2006 – discussion of Edwards v. Polo and Polo v. Edwards
- April 5 and 16, 2007 – discussion of Colon v. Burgoa and Colon v. Colom
- May 21, 2007 – discussion of Geils v. Wassinger and Ronske v. DiCianni

The above cases are matters following closed preliminary hearing where the Board failed to find justifiable grounds as to the allegations contained in the complaints. Detailed discussion of the cases are contained in these minutes. In addition, in the Cook County Republican Party and IL Campaign for Political Reform cases, the Appellate Court granted motions to have the records placed under seal. Given the confidential nature of the closed hearing process, and the fact that the record is currently under seal in the two cases before the Appellate Court, the Executive Director and I feel that a need for confidentiality remains as to these matters.

4. Other business.

5. Comments from the Chairman and Vice Chairman.

6. Comments from the general public.

7. The next Board meeting is scheduled for Monday, November 19, 2007 at 10:30 a.m. in Springfield.

8. Executive Session.