

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, January 12, 2011, at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson Lee Anne Murray. Attending the meeting were board members Patricia Heim, Darlene McNeece and Justin Pitt.

Election of Officers

A motion was made by McNeece, seconded by Pitt, to name Lee Anne Murray as chairperson. A motion was made by McNeece, seconded by Murray, to name Justin Pitt as secretary for 2011 by acclamation.

Approval of Meeting Minutes

On motion by Heim, seconded by McNeece, the board voted unanimously to approve the minutes from the November 10, 2010 regular board meeting.

Requests for Reconsideration

10-30 Leif Jeffers, for failure to file a 2010 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Jeffers has had a previous matter before the board.

The board voted at its September 8, 2010 meeting to issue Mr. Jeffers a show cause notice.

The board voted at its October 13, 2010 meeting to assess Mr. Jeffers a \$50 civil penalty. Mr. Jeffers requested a reconsideration of the \$50 civil penalty assessment.

Mr. Jeffers submitted a statement for the board's consideration.

On motion by Heim, seconded by McNeece, the board voted unanimously not to reconsider the \$50 civil penalty assessment.

10-39 Guthrie Castle, for failure to file a 2010 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Castle has had no previous matters before the board.

The board voted at its October 13, 2010 meeting to issue Mr. Castle a show cause notice.

The board voted at its November 10, 2010 meeting to assess Mr. Castle a \$1,000 civil penalty. Mr. Castle requested a reconsideration of the \$1,000 civil penalty assessment.

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

On motion by Heim, seconded by Pitt, the board voted unanimously to reconsider the \$1,000 civil penalty assessment. On motion by McNeece, seconded by Pitt, the board voted unanimously to assess Mr. Castle a \$100 civil penalty.

Statements Submitted

10-51 Stephanie Nails-Colbeck, for failure to file a 2010 appointment of treasurer statement. Class two (2), seven days late, maximum one hundred seventy-five (\$175) civil penalty. Ms. Nails-Colbeck has had no previous matters before the board.

The board voted at its November 10, 2010 meeting to issue Ms. Nails-Colbeck a show cause notice.

Ms. Nails-Colbeck submitted a statement for the board's consideration.

On motion by McNeece, seconded by Pitt, the board voted unanimously to take no further action.

10-53 Randal Boyd, for exceeding the individual contribution limits thru the use of a conduit. Class two (2), maximum ten thousand (\$10,000) civil penalty. Mr. Boyd has had no previous matters before the board.

James Weaver, representative for Mr. Boyd, submitted a statement and personally appeared before the board.

On motion by McNeece, seconded by Pitt, the board voted unanimously to take no further action.

10-54 Randall Gibson, for exceeding the individual contribution limits thru the use of a conduit. Class two (2), maximum ten thousand (\$10,000) civil penalty. Mr. Gibson has had no previous matters before the board.

James Weaver, representative for Mr. Gibson, submitted a statement and personally appeared before the board.

On motion by McNeece, seconded by Pitt, the board voted unanimously to take no further action.

10-55 Rodney Lawler, for exceeding the individual contribution limits thru the use of a conduit. Class two (2), maximum ten thousand (\$10,000) civil penalty. Mr. Lawler has had no previous matters before the board.

James Weaver, representative for Mr. Lawler, submitted a statement and personally appeared before the board.

On motion by McNeece, seconded by Pitt, the board voted unanimously to take no further action.

10-56 Rich Ray, for exceeding the individual contribution limits thru the use of a conduit. Class two (2), maximum ten thousand (\$10,000) civil penalty. Mr. Ray has had no previous matters before the board.

James Weaver, representative for Mr. Ray, submitted a statement and personally appeared before the board.

On motion by McNeece, seconded by Pitt, the board voted unanimously to take no further action.

10-57 Freedom and Responsibility PAC, for being a conduit and failing to report the original source and the intended recipient of the contributions made by the PAC to Gov. Haslam's campaign committee to the Registry and to Gov. Haslam. Class two (2),

maximum ten thousand (\$10,000) civil penalty. The organization has had a previous matter before the board.

James Weaver, representative for the organization, submitted a statement and personally appeared before the board.

On motion by McNeece, seconded by Pitt, the board voted unanimously to take no further action.

Case Subject to Approval of Civil Penalty Order

10-36 Judd Matheny, for failing to report 10 PAC contributions on his 2009 year-end supplemental campaign financial disclosure report. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty. Rep. Matheny has had previous matters before the board.

The board voted at its September 8, 2010 meeting to issue Rep. Matheny a show cause notice.

The board voted at its October 13, 2010 meeting to defer any action in this matter until the next regularly scheduled meeting to allow Rep. Matheny an opportunity to receive the show cause notice.

The board voted at its November 10, 2010 meeting to defer any action in this matter until the next regularly scheduled meeting to allow Rep. Matheny an opportunity to respond to the show cause notice.

Rep. Matheny submitted a statement for the board's consideration.

A motion was made by Heim to assess Rep. Matheny a \$150 civil penalty. The motion to assess Rep. Matheny a \$150 civil penalty died for a lack of a second. A motion was made by McNeece to assess Rep. Matheny a \$300 civil penalty. The motion to assess Rep. Matheny a \$300 civil penalty died for a lack of a second. A motion was made by Pitt, seconded by Heim, to assess Rep. Matheny a \$100 civil penalty. The motion to assess Rep. Matheny a \$100 civil penalty passed the board unanimously.

10-40 Nicolas Ciparro, for failure to file a 2010 2nd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Ciparro has had a previous matter before the board. (see below)

The board voted at its October 13, 2010 meeting to issue Mr. Ciparro a show cause notice.

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

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

10-41 Nicolas Ciparro, for failure to file a 2010 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Ciparro has had a previous matter before the board. (see above)

The board voted at its October 13, 2010 meeting to issue Mr. Ciparro a show cause notice.

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

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

10-45 Brian Whitson, for failure to file a 2010 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Whitson has had no previous matters before the board.

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

The board voted at its October 13, 2010 meeting to issue Mr. Whitson a show cause notice.

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

On motion by Heim, seconded by McNeece, the board voted unanimously to take no action.

10-47 Pamela Dean, for failure to file a 2010 2nd quarter campaign financial disclosure report with the Tipton County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Dean has had a previous matter before the board. (see below)

The board voted at its October 13, 2010 meeting to issue Ms. Dean a show cause notice.

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

On motion by Heim, seconded by McNeece, the board voted unanimously to assess Ms. Dean a \$10,000 civil penalty.

10-48 Pamela Dean, for failure to file a 2010 pre-general campaign financial disclosure report with the Tipton County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Dean has had a previous matter before the board. (see above and see below)

The board voted at its October 13, 2010 meeting to issue Ms. Dean a show cause notice.

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

On motion by Heim, seconded by McNeece, the board voted unanimously to assess Ms. Dean a \$10,000 civil penalty.

10-50 William Vandever, for failure to file a 2010 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Castle has had no previous matters before the board.

The board voted at its November 10, 2010 meeting to issue Mr. Vandever a show cause notice.

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

On motion by Heim, seconded by McNeece, the board voted unanimously to take no further action.

10-52 Bill Sanderson, for possible violations of the campaign finance law. Class two (2), maximum ten thousand (\$10,000) civil penalty. Rep. Sanderson has had no previous matters before the board.

The board voted at its November 10, 2010 meeting to issue Rep. Sanderson a show cause notice for failing to timely report campaign expenditures, for failing to timely report in-kind contributions received and for possible personal use of campaign funds.

Rep. Bill Sanderson and Rep. Vance Dennis, representative for Rep. Sanderson, personally appeared before the board and explained his failure to report campaign expenditures, for failing to timely report in-kind contributions received and for possible personal use of campaign funds.

On motion by Pitt, seconded by Heim, the board voted unanimously to defer any action in this matter until the next regularly scheduled meeting to allow Rep. Sanderson an opportunity to amend his campaign financial disclosure reports.

Cases Considered for Issuance of Show Cause Notice

Joseph Byrd, for failure to file a 2010 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Byrd has had no previous matters before the board.

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

Andrew Holt, for failure to timely file a 2010 pre-general campaign financial disclosure report. Class one (1), two days late, maximum fifty (\$50) civil penalty. Mr. Holt has had no previous matters before the board.

On motion by Heim, seconded by Pitt, the board voted unanimously to take no action.

Kevin Klingberg, for failure to file a 2010 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Klingberg has had no previous matters before the board.

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

William Steakley, for failure to file a 2010 pre-general campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Steakley has had no previous matters before the board.

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

Mitzi Turnage, for failure to timely file a 2010 3rd quarter campaign financial disclosure report. Class one (1), 14 days late, maximum three hundred fifty (\$350) civil penalty. Ms. Turnage has had previous matters before the board. (see below)

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

Mitzi Turnage, for failure to file an appointment of treasurer statement. Class two (2), no statement filed, maximum ten thousand (\$10,000) civil penalty. Ms. Turnage has had previous matters before the board. (see above)

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

William Vandever, for failure to file a 2010 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Vandever has had a previous matter before the board.

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

Consolidation PAC, for failure to timely file a 2010 pre-primary campaign financial disclosure report. Class one (1), 25 days late, maximum six hundred twenty-five (\$625) civil penalty. The organization has had no previous matters before the board.

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

Perry County Republican Party, for failure to timely file a 2010 pre-general campaign financial disclosure report. Class one (1), two days late, maximum fifty (\$50) civil penalty. The organization has had previous matters before the board.

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

Rhea County Democratic Party, for failure to file a 2010 pre-general campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had no previous matters before the board.

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

Zeneca Inc. PAC, for failure to timely file a 2010 pre-general campaign financial disclosure report. Class one (1), three days late, maximum seventy-five (\$75) civil penalty. The organization has had no previous matters before the board.

On motion by Heim, seconded by Pitt, the board voted unanimously to take no action.

Zachary Bollen, for failure to file a 2010 3rd quarter campaign financial disclosure report with the Putnam County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Bollen has had no previous matters before the board.

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

Amy Broyles, for failure to file a 2010 3rd quarter campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed,

maximum ten thousand (\$10,000) civil penalty. Ms. Broyles has had no previous matters before the board.

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

Don Daugherty, for failure to file a 2010 3rd quarter campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Daugherty has had no previous matters before the board.

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

Bill Durham, for failure to file a 2010 pre-general campaign financial disclosure report with the Wilson County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Durham has had no previous matters before the board.

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

Pamela Dean, for failure to file a 2010 3rd quarter campaign financial disclosure report with the Tipton County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Dean has had previous matters before the board. (see above)

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

Johnny Lee Dodd, for failure to timely file a 2010 3rd quarter campaign financial disclosure report with the Madison County Election Commission. Class one (1), four days late, maximum one hundred (\$100) civil penalty. Mr. Dodd has had no previous matters before the board.

On motion by Heim, seconded by Pitt, the board voted unanimously to take no action.

Pamela Adams Edmond, for failure to file a 2010 3rd quarter campaign financial disclosure report with the Dickson County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Edmond has had no previous matters before the board.

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

James Foutch, for failure to timely file a 2010 3rd quarter campaign financial disclosure report with the Putnam County Election Commission. Class one (1), 15 days late, maximum three hundred seventy-five (\$375) civil penalty. Mr. Foutch has had no previous matters before the board.

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

Ezra Maize, for failure to file a 2010 3rd quarter campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Maize has had no previous matters before the board.

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

Dale Miller, for failure to file a 2010 3rd quarter campaign financial disclosure report with the Dickson County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Miller has had no previous matters before the board.

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

Luis Sweeney, for failure to timely file a 2010 3rd quarter campaign financial disclosure report with the Maury County Election Commission. Class one (1), three days late, maximum seventy-five (\$75) civil penalty. Mr. Sweeney has had no previous matters before the board.

On motion by Heim, seconded by Pitt, the board voted unanimously to take no action.

Tony Webb, for failure to timely file a 2010 3rd quarter campaign financial disclosure report with the Blount County Election Commission. Class one (1), nine days late, maximum two hundred twenty-five (\$225) civil penalty. Mr. Webb has had no previous matters before the board.

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

Executive Director's Report

- Director Rawlins reminded the board members that they are required to file their annual Statement of Interests report by January 31, 2011.
- Director Rawlins informed the board that the House Democratic Caucus has appointed Hank Fincher to the board, replacing George Harding.

Other Business

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