

# REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, September 10, 2014, at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson Patricia Heim. Attending the meeting were board members Kent Coleman, Norma Lester and Justin Pitt. Henry Fincher and Tom Lawless participated via telephone.

## ***Approval of Meeting Minutes***

On motion by Lawless, seconded by Lester, the board voted unanimously to approve the minutes from the August 13, 2014 regular board meeting.

## ***Requests for Reconsideration***

***14-11 Steven Turner***, for failure to file a 2013 year-end supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Turner has had previous matters before the board.

The board voted at its April 9, 2014 meeting to issue Mr. Turner a show cause notice.

The board voted at its June 11, 2014 meeting to assess Mr. Turner a \$2,000 civil penalty. Mr. Turner requested a reconsideration of the of the \$2,000 civil penalty assessment.

Mr. Turner filed the required report and submitted a statement for the board's consideration.

On motion by Pitt, seconded by Lester, the board voted unanimously to take no action. Lawless not present at this time.

## ***Show Cause Hearings***

***14-40 Brent Cooper***, for failure to itemize campaign contributions and for failure to maintain contributor data. Class two (2), maximum ten thousand (\$10,000) civil penalty per violation. Mr. Cooper has had no previous matters before the board.

The board voted at its August 13, 2014 meeting to issue Mr. Cooper a show cause notice.

Mr. Cooper corrected the report and personally appeared before the board and explained his failure to itemize contributions and maintain contributor data.

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

***14-41 Tennesseans for Preservation of Personal Privacy, Inc.***, for failure to register as a single-measure committee. Class two (2), maximum \$10,000 civil penalty. The organization has had no previous matters before the board.

The board voted at its August 13, 2014 meeting to issue the organization a show cause notice.

Dewey Branstetter, representative for the organization, personally appeared before the board and explained the organization's failure to register as a single-measure committee.

On motion by Fincher, seconded by Lawless, the board voted 5 to 0 to assess the organization a \$100 civil penalty for failure to register as a single-measure committee and to require the organization to file the required disclosures, with Lester "abstaining."

### ***Statements Submitted***

***14-31 Judd Matheny***, for failure to report 2 PAC contributions on his 2013 campaign financial disclosure reports. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty per violation. Rep. Matheny has had previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Rep. Matheny a show cause notice.

The board voted at its August 13, 2014 meeting to defer any further action in this matter until the next regularly scheduled meeting.

Rep. Matheny corrected his reports and submitted a statement for the board's consideration.

On motion by Pitt, seconded by Fincher, the board voted unanimously to take no further action in this matter. Lawless not present at this time.

***14-36 Charles Richard Hughes***, for failure to file a 2014 1<sup>st</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Hughes has had a previous matter before the board.

The board voted at its August 13, 2014 meeting to issue Mr. Hughes a show cause notice.

Mr. Hughes filed the required report and submitted an affidavit for the board's consideration.

On motion by Pitt, seconded by Lester, the board voted unanimously to take no further action in this matter. Lawless not present at this time.

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

***14-22 Bryant Dunaway***, for failure to timely file a 2014 pre-primary campaign financial disclosure report. Class one (1), nine days late, maximum two hundred twenty-five (\$225) civil penalty. Mr. Dunaway has had no previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Mr. Dunaway a show cause notice.

The board voted at its August 13, 2014 meeting to defer any further action in this matter until the next regularly scheduled meeting.

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

Without objection, the board voted unanimously to defer any further action in this matter until the next regularly scheduled meeting. Lawless not present at this time.

**14-19 Mary Pruitt**, for failure to file a 2013 annual year-end supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Pruitt has had previous matters before the board.

The board voted at its June 11, 2014 meeting to issue Ms. Pruitt a show cause notice.

The board voted at its August 13, 2014 meeting to defer any further action in this matter until the next regularly scheduled meeting and to request that Director Rawlins speak with Ms. Pruitt concerning her campaign account.

Director Rawlins informed the board that the report has been filed and that he contacted Ms. Pruitt concerning her campaign account but that there has been no response to the show cause notice.

A motion was made by Heim to assess Ms. Pruitt a \$200 civil penalty. Heim then amended the motion, seconded by Lester, to assess Ms. Pruitt a \$500 civil penalty. The motion to assess Ms. Pruitt a \$500 civil penalty passed the board unanimously. Lawless not present at this time.

**14-38 Robert Boyd**, for failure to file a 2014 pre-primary campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Boyd has had no previous matters before the board.

The board voted at its August 13, 2014 meeting to issue Mr. Boyd 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 Lester, seconded by Pitt, the board voted unanimously to assess Mr. Boyd a \$1,000 civil penalty. Lawless not present at this time.

**14-35 Support Tennessee Grapes and Wines**, for failure to timely file a 2014 1<sup>st</sup> quarter campaign financial disclosure report. Class one (1), six days late, maximum one hundred fifty (\$150) civil penalty. The organization has had previous matters before the board.

The board voted at its August 13, 2014 meeting to issue the organization a show cause notice.

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

On motion by Pitt, seconded by Lester, the board voted unanimously to assess the organization a \$150 civil penalty. Lawless not present at this time.

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

**James Beeler**, for failure to file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Beeler has had no previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously issue a show cause notice. Lawless not present at this time.

**David Brady**, for failure to file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Brady has had a previous matter before the board. (see below)

Director Rawlins informed the board that Mr. Brady filed his report on paper (report was started in the electronic filing system but not submitted) but that he is required by statute to file his report using the electronic filing system.

Without objection, the board voted unanimously to accept the paper filing, as a one-time exception, if Mr. Brady authorizes Registry staff to delete the report that was created electronically. Lawless not present at this time.

**David Brady**, for failure to file a 2014 pre-general campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Brady has had a previous matter before the board. (see above)

Director Rawlins informed the board that Mr. Brady filed his report on paper (report was started in the electronic filing system but not submitted) but that he is required by statute to file his report using the electronic filing system.

Without objection, the board voted unanimously to accept the paper filing, as a one-time exception, if Mr. Brady authorizes Registry staff to delete the report that was created electronically. Lawless not present at this time.

**Edward Buck**, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), 14 days late, maximum three hundred fifty (\$350) civil penalty. Mr. Buck has had no previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to issue a show cause notice. Lawless not present at this time.

**Ben Claybaker**, for failure to timely file a 2014 annual mid-year supplemental campaign financial disclosure report. Class one (1), 18 days late, maximum four hundred fifty (\$450) civil penalty. Mr. Claybaker has had a previous matter before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to issue a show cause notice. Lawless not present at this time.

**Ricky Curtis**, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), five days late, maximum one hundred twenty-five (\$125) civil penalty. Mr. Curtis has had no previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to take no action. Lawless not present at this time.

**Kristopher Gore**, for failure to timely file a 2014 pre-primary campaign financial disclosure report. Class one (1), five days late, maximum one hundred twenty-five (\$125) civil penalty. Mr. Gore has had no previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to take no action. Lawless not present at this time.

**Ray Jenkins**, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), nine days late, maximum two hundred twenty-five (\$225) civil penalty. Mr. Jenkins has had no previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to take no action. Lawless not present at this time.

**Quincy McKnight**, for failure to file a 2014 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. McKnight has had previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously issue a show cause notice. Lawless not present at this time.

**Lee Russell**, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), six days late, maximum one hundred fifty (\$150) civil penalty. Mr. Russell has had no previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to take no action. Lawless not present at this time.

**Harold Scott Saul**, for failure to timely file a 2014 pre-general campaign financial disclosure report. Class one (1), 11 days late, maximum two hundred seventy-five (\$275) civil penalty. Mr. Saul has had a previous matter before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to issue a show cause notice. Lawless not present at this time.

**Davidson County Democratic Executive Committee**, for failure to file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to issue a show cause notice. Lawless not present at this time.

**Harpeth Hills Memory Gardens**, for failure to timely file a 2014 pre-primary campaign financial disclosure report. Class one (1), 13 days late, maximum three hundred twenty-five (\$325) civil penalty. The organization has had no previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to issue a show cause notice. Lawless not present at this time.

**McMinn County Republican Party**, for failure to timely file a 2013 year-end supplemental campaign financial disclosure report. Class one (1), 29 days late, maximum seven hundred twenty-five (\$725) civil penalty. The organization has had previous matters before the board. (see below)

On motion by Pitt, seconded by Heim, the board voted unanimously to issue a show cause notice. Lawless not present at this time.

***McMinn County Republican Party***, for failure to timely file a 2014 1<sup>st</sup> quarter campaign financial disclosure report. Class one (1), 23 days late, maximum five hundred seventy-five (\$575) civil penalty. The organization has had previous matters before the board. (see above)

On motion by Pitt, seconded by Heim, the board voted unanimously to issue a show cause notice. Lawless not present at this time.

***Plumbers & Steamfitters Local 43***, for failure to timely file a 2014 pre-primary campaign financial disclosure report. Class one (1), one day late, maximum twenty-five (\$25) civil penalty. The organization has had no previous matters before the board.

On motion by Pitt, seconded by Heim, the board voted unanimously to take no action. Lawless not present at this time.

***Support Tennessee Grapes and Wines***, for failure to timely file a 2014 2<sup>nd</sup> quarter campaign financial disclosure report. Class one (1), 18 days late, maximum four hundred fifty (\$450) civil penalty. The organization has had previous matters before the board. (see above)

On motion by Pitt, seconded by Heim, the board voted unanimously to issue a show cause notice. Lawless not present at this time.

### ***Other Business***

Without objection, the board voted unanimously to schedule the next Registry meeting for October 8, 2014 at 1:00 p.m.

Without objection, the board voted unanimously to adjourn the meeting until the next regularly scheduled meeting.