

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, October 9, 2002, at Suite 1614 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Attending the meeting were board members Michael McCroskey, George Harding, Karen Dunavant, Henry Fincher, Wilbert Minter and Darlene McNeece.

On motion by Fincher, seconded by McNeece, the minutes from the September 11, 2002 meeting were approved unanimously.

Cases Subject to Approval for Civil Penalty

02-39 James DeLanis, for failure to timely file a 2002 mid-year lobbying activities report. Class one (1), maximum two hundred fifty (\$250) civil penalty. Mr. DeLanis has had no previous matters before the board.

Mr. DeLanis submitted a sworn statement for the board's consideration of his case. In his statement, Mr. DeLanis explained that he actually timely filled out the report but that it evidently was lost in the mail or was not sent. Mr. DeLanis further explained that during the time the report was due he was out of the office because of family circumstances. Mr. DeLanis stated that upon realizing that the Registry had not received the required report he immediately filed it and that he has had no previous difficulty complying with the Registry's filing requirements.

A motion was made by Harding, seconded by Fincher, to assess Mr. DeLanis a \$100 civil penalty. A motion to amend the original motion was made by Harding, seconded by Fincher, to assess Mr. DeLanis a \$250 civil penalty. The motion to assess Mr. DeLanis a \$250 civil penalty passed the board 4 to 2, with Dunavant and McCroskey voting "no."

02-38 Pam Wolfe, for failure to timely file a 2002 mid-year lobbying activities report. Class one (1), maximum four hundred twenty-five (\$425) civil penalty. Ms. Wolfe has had no previous matters before the board.

Ms. Wolfe personally appeared and submitted a sworn statement for the board's consideration of her case. Ms. Wolfe stated to the board that she had misread the due date on the Registry's notice and thought that she had filed the report in a timely manner.

A motion was made by Harding, seconded by McCroskey, to assess Ms. Wolfe a \$25 civil penalty. The motion to assess Ms. Wolfe a \$25 civil penalty passed the board 4 to 0, with Dunavant and McNeece "abstaining."

02-40 Berlin Boyd, for failure to file a 2002 pre-primary campaign financial disclosure report. Class two (2), maximum ten thousand (\$10,000) civil penalty. Mr. Boyd has had previous matters before the board.

The Registry has received no response to the show cause notice and the report still has not been filed.

On motion by McCroskey, seconded by Harding, the board voted to assess Mr. Boyd a \$10,000 civil penalty, with Fincher “abstaining.”

02-41 Ken Wilson, for failure to file a 2002 pre-primary campaign financial disclosure report. Class two (2), maximum ten thousand (\$10,000) civil penalty. Mr. Wilson has had no previous matters before the board.

Director Rawlins informed the board that the report has been filed and that Mr. Wilson has closed his campaign account but that there has been no response to the show cause notice.

On motion by Harding, seconded by Fincher, the board voted unanimously to assess Mr. Wilson a \$100 civil penalty.

02-42 Bill Wood, for failure to file a 2002 pre-primary campaign financial disclosure report. Class two (2), maximum ten thousand (\$10,000) civil penalty. Mr. Wood has had previous matters before the board.

The Registry has received no response to the show cause notice and the report still has not been filed.

On motion by McCroskey, seconded by Dunavant, the board voted unanimously to assess Mr. Wood a \$10,000 civil penalty.

02-43 Dual Diagnosis Coalition, for failure to file a 2002 2nd quarter campaign financial disclosure report. Class two (2), maximum ten thousand (\$10,000) civil penalty. The organization has had no previous matters before the board.

The Registry has received no response to the show cause notice and the report still has not been filed.

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

02-44 Greater Kingsport Republican Women, for failure to file a 2002 2nd quarter campaign financial disclosure report. Class two (2), maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board.

The Registry has received no response to the show cause notice and the report still has not been filed.

A motion was made by Fincher to assess the organization a \$1,000 civil penalty. The motion died for a lack of a second. A motion was then made by Minter, seconded by Harding, to assess the organization a \$10,000 civil penalty. The motion to assess the organization a \$10,000 civil penalty passed the board 5 to 1, with Fincher voting “no.”

02-45 National Republican Congressional Committee, for failure to file a 2002 2nd quarter campaign financial disclosure report. Class two (2), maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board.

The Registry has received no response to the show cause notice and the report still has not been filed.

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

Cases Considered for Issuance of Show Cause Notices

George Burger, for failure to file a 2002 mid-year lobbying activities report. Class one (1), maximum seven hundred fifty (\$750) civil penalty. Mr. Burger has had no previous matters before the board.

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

Michael Warmasley, for failure to timely file a 2002 mid-year lobbying activities report. Class one (1), maximum one hundred (\$100) civil penalty. Mr. Warmasley has had no previous matters before the board.

On motion by Dunavant, seconded by McNeece, the board voted 5 to 1 to take no action in this matter, with McCroskey voting “no.”

Brenda Woods, for failure to file a 2002 pre-primary campaign financial disclosure report. Class two (2), maximum ten thousand (\$10,000) civil penalty. Ms. Woods has had previous matters before the board.

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

Robert Bonner, for failure to timely file a 2002 post-primary campaign financial disclosure report. Class one (1), maximum twenty-five (\$25) civil penalty. Mr. Bonner has had no previous matters before the board.

On motion by Fincher, seconded by Dunavant, the board voted unanimously to take no action in this matter.

Joe Mike Akard, for failure to timely file a 2002 post-primary campaign financial disclosure report. Class one (1), maximum twenty-five (\$25) civil penalty. Mr. Akard has had a previous matter before the board.

On motion by Fincher, seconded by Dunavant, the board voted unanimously to take no action in this matter.

Reported Financial Expenses

Director Rawlins informed the board that there have been no civil penalties paid since the September 2002 meeting.

Executive Director's Report

Director Rawlins informed the board that he attended and spoke at the Lobbyists Retreat in Chattanooga on October 8, 2002.

Other Business

Director Rawlins and attending board members discussed the information disbursed at the annual 2002 COGEL conference that was held in Ottawa, Canada.

A motion was made by Minter, seconded by Fincher, to adjourn the meeting until the next regularly scheduled meeting. The motion passed unanimously.

The board's next regularly scheduled meeting will be Wednesday, November 13, 2002 at 10:30 am. At 1614 Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.