

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, October 12, 2016, at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson Tom Lawless. Attending the meeting were board members Patricia Heim, Norma Lester and Tom Morton. Hank Fincher participated via telephone.

Approval of Meeting Minutes

On motion by Heim, seconded by Lester, the board voted unanimously to amend the minutes from the September 14, 2016 meeting to correctly reflect the Registry's action for Tennessee Liberty Fund, Case No. 16-30 and Southern Futures PAC (2016 2nd Quarter). The motion to approve the minutes, as amended, for the September 14, 2016 meeting passed the board unanimously.

Requests for Reconsideration

16-18 Frog-Jump PAC, for failure to file a 2016 1st Quarter 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.

The board voted at its June 8, 2016 meeting to issue the organization a show cause notice.

The board voted at its August 10, 2016 meeting to assess the organization a \$10,000 civil penalty. The organization requested a reconsideration of the \$10,000 civil penalty assessment.

Steve Ralls, financial administrator for the organization, submitted a statement for the board's consideration.

On motion by Heim, seconded by Fincher, the board voted unanimously to reconsider the \$10,000 civil penalty assessment. A motion was made by Heim, seconded by Lester, to assess the organization a \$500 civil penalty. The motion to assess the organization a \$500 civil penalty failed the board 2 to 3, with Fincher, Lawless and Morton voting "no." A motion was made by Morton, seconded by Lester, to assess the organization a \$1,000 civil penalty. The motion to assess the organization a \$1,000 civil penalty failed the board 3 to 2, with Fincher and Heim voting "no." A motion was then made by Lester, seconded by Morton, to assess the organization a \$750 civil penalty. The motion to assess the organization a \$750 civil penalty passed the board 4 to 1, with Fincher voting "no."

16-19 Marsha PAC, for failure to file a 2016 1st Quarter 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.

The board voted at its June 8, 2016 meeting to issue the organization a show cause notice.

The board voted at its August 10, 2016 meeting to assess the organization a \$10,000 civil penalty. The organization requested a reconsideration of the \$10,000 civil penalty assessment.

Steve Ralls, treasurer for the organization, submitted a statement for the board's consideration.

On motion by Heim, seconded by Lester, the board voted unanimously to reconsider the \$10,000 civil penalty assessment. A motion was made by Heim to assess the organization a \$3,000 civil penalty. The motion to assess the organization a \$3,000 civil penalty died for a lack of a second. A motion was made by Morton to assess the organization a \$5,000 civil penalty. The motion to assess the organization a \$5,000 civil penalty died for a lack of a second. A motion was made by Fincher, seconded by Heim, to assess the organization a \$2,000 civil penalty. The motion to assess the organization a \$2,000 civil penalty failed the board 3 to 2, with Lawless and Morton voting "no." A motion was then made by Morton, seconded by Heim, to assess the organization a \$2,500 civil penalty. The motion to assess the organization a \$2,500 civil penalty passed the board unanimously.

16-20 Quest PAC, for failure to file a 2016 1st Quarter 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. (see below)

The board voted at its June 8, 2016 meeting to issue the organization a show cause notice.

The board voted at its August 10, 2016 meeting to assess the organization a \$10,000 civil penalty. The organization requested a reconsideration of the \$10,000 civil penalty assessment.

Sen. Ketron and Kelsey Ketron, treasurer for the organization, personally appeared before the board and explained the failure to timely file the required report.

On motion by Heim, seconded by Morton, the board voted unanimously to reconsider the \$10,000 civil penalty assessment. On motion by Heim, seconded by Morton, the board voted unanimously to set-aside the \$10,000 civil penalty assessment.

Show Cause Hearings

16-39 Bill Ketron, for failure to file a 2016 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Sen. Ketron has had previous matters before the board.

The board voted at its September 14, 2016 meeting to issue Sen. Ketron a show cause notice.

Sen. Ketron and Kelsey Ketron, treasurer for Sen. Ketron, personally appeared before the board and explained his failure to timely file the required report.

On motion by Lester, seconded by Morton, the board voted unanimously to take no further action in this matter.

16-57 Quest PAC, for failure to timely file a 2016 2nd Quarter campaign financial disclosure report. Class two (2), 44 days late, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board. (see above and below)

The board voted at its September 14, 2016 meeting to issue the organization a show cause notice.

Sen. Ketron and Kelsey Ketron, treasurer for the organization, personally appeared before the board and explained the failure to timely file the required report.

On motion by Lester, seconded by Morton, the board voted unanimously to take no further action in this matter.

16-58 Quest PAC, for failure to file a 2016 Pre-Primary campaign financial disclosure report. Class one (1), 25 days late, maximum six hundred twenty-five (\$625) civil penalty. The organization has had previous matters before the board. (see above)

The board voted at its September 14, 2016 meeting to issue the organization a show cause notice.

Sen. Ketron and Kelsey Ketron, treasurer for the organization, personally appeared before the board and explained the failure to timely file the required report.

On motion by Lester, seconded by Morton, the board voted unanimously to take no further action in this matter.

C16-09 Miranda Christy, Thom Druffel, Jane Meneely, Jackson Miller and Stand for Children PAC, for possible violations of the campaign financial disclosure law. Class two (2), maximum ten thousand (\$10,000) civil penalty per violation.

The board voted at its September 14, 2016 meeting to issue show cause notices to all parties listed in the complaint.

Director Rawlins informed the board that several representatives in these matters requested that the board defer any further action in this matter until the next regularly scheduled meeting to allow them further opportunity to respond to the show cause notices.

On motion by Lester, seconded by Fincher, the board voted unanimously to defer any further action in this matter until the next regularly scheduled meeting to allow further opportunity to respond to the show cause notices.

16-62 Tommy Elsten, for possible violations of the campaign financial disclosure law. Class two (2), maximum ten thousand (\$10,000) civil penalty per violation.

The board voted at its September 14, 2016 meeting to issue Mr. Elsten a show cause notice and to give Registry staff subpoena authority.

Director Rawlins informed the board that Mr. Elsten requested that the board defer any further action in this matter until the next regularly scheduled meeting to allow him further opportunity to respond to the show cause notice.

On motion by Heim, seconded by Lester, the board voted unanimously to defer any further action in this matter until the next regularly scheduled meeting to allow Mr. Elsten further opportunity to respond to the show cause notice.

Statements Submitted

16-41 John Neubert, for failure to file a 2016 2nd Quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Neubert has had no previous matters before the board.

The board voted at its September 14, 2016 meeting to issue Mr. Neubert a show cause notice.

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

On motion by Heim, seconded by Lester, the board voted unanimously to take no further action in this matter.

16-45 Carter County Republican Party, for failure to timely file a 2016 2nd Quarter campaign financial disclosure report. Class one (1), 15 days late, maximum three hundred seventy-five (\$375) civil penalty. The organization has had no previous matters before the board.

The board voted at its September 14, 2016 meeting to issue the organization a show cause notice.

Steve Hodge, treasurer for the organization, submitted a sworn statement for the board's consideration.

On motion by Heim, seconded by Morton, the board voted unanimously to take no further action in this matter.

16-46 The CEA Group PAC, for failure to timely file a 2016 2nd Quarter campaign financial disclosure report. Class one (1), 14 days late, maximum three hundred fifty (\$350) civil penalty. The organization has had no previous matters before the board. On motion by Heim, seconded by Morton, the board voted unanimously to issue a show cause notice.

The board voted at its September 14, 2016 meeting to issue the organization a show cause notice.

Thomas M. Clinard, treasurer for the organization, submitted a statement for the board's consideration.

On motion by Heim, seconded by Lester, the board voted unanimously to take no further action in this matter.

16-49 Marsha PAC, for failure to timely file a 2016 2nd Quarter campaign financial disclosure report. Class one (1), five days late, maximum one hundred twenty-five (\$125) civil penalty. The organization has had a previous matter before the board.

The board voted at its September 14, 2016 meeting to issue the organization a show cause notice.

Steve Ralls, treasurer for the organization, submitted a statement for the board's consideration.

On motion by Heim, seconded by Morton, the board voted unanimously to take no further action in this matter.

16-50 National Seating & Mobility Inc. PAC, for failure to timely file a 2016 Pre-Primary campaign financial disclosure report. Class one (1), 13 days late, maximum three hundred twenty-five (\$325) civil penalty. The organization has had a previous matter before the board.

The board voted at its September 14, 2016 meeting to issue the organization a show cause notice.

Ryan Peebles, treasurer for the organization, submitted a statement for the board's consideration.

On motion by Heim, seconded by Morton, the board voted unanimously to take no further action in this matter.

16-60 Zeneca Inc. PAC, for failure to timely file a 2016 2nd Quarter campaign financial disclosure report. Class one (1), nine days late, maximum two hundred twenty-five (\$225) civil penalty. The organization has had previous matters before the board. (see below)

The board voted at its September 14, 2016 meeting to issue the organization a show cause notice.

Kelly J. Rolison, treasurer for the organization, submitted a statement for the board's consideration.

On motion by Heim, seconded by Morton, the board voted unanimously to assess the organization a \$225 civil penalty.

16-61 Zeneca Inc. PAC, for failure to file a 2016 Pre-Primary 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. (see above)

The board voted at its September 14, 2016 meeting to issue the organization a show cause notice.

Kelly J. Rolison, treasurer for the organization, filed the required report and submitted a statement for the board's consideration.

On motion by Heim, seconded by Lester, the board voted unanimously to assess the organization a \$1,500 civil penalty.

Cases Subject to Approval of Civil Penalty Order

16-36 Diane George, for failure to file a 2016 Pre-Primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. George has had no previous matters before the board.

The board voted at its September 14, 2016 meeting to issue Ms. George 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 Lester, the board voted unanimously to assess Ms. George a \$10,000 civil penalty.

16-43 Ian Randolph, for failure to file a 2016 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Randolph has had a previous matter before the board.

The board voted at its September 14, 2016 meeting to issue Mr. Randolph 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 Heim, the board voted unanimously to assess Mr. Randolph a \$10,000 civil penalty.

16-26 William Stovall, for failure to file a 2016 1st Quarter campaign financial disclosure report with the Shelby County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Stovall has had no previous matters before the board.

The board voted at its September 14, 2016 meeting to issue Mr. Stovall 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 Lester, the board voted unanimously to assess Mr. Stovall a \$10,000 civil penalty.

16-35 Joe Towns, Jr., for failure to file a 2016 1st Quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Rep. Towns has had previous matters before the board.

The board voted at its August 10, 2016 meeting to issue Rep. Towns 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 Morton, the board voted 4 to 0 to assess Rep. Towns a \$10,000 civil penalty, with Lester “recusing.”

16-48 Frog-Jump PAC, for failure to timely file a 2016 2nd Quarter campaign financial disclosure report. Class one (1), seven days late, maximum one hundred seventy-five (\$175) civil penalty. The organization has had a previous matter before the board.

The board voted at its September 14, 2016 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.

A motion was made by Morton to assess the organization a \$175 civil penalty. The motion to assess the organization a \$175 civil penalty died for a lack of a second. A motion was then made by Heim, seconded by Lester, to take no further action in this matter. The motion to take no further action passed the board unanimously.

16-47 GlaxoSmithKline LLC PAC, for failure to timely file a 2016 Pre-Primary campaign financial disclosure report. Class one (1), 16 days late, maximum four hundred (\$400) civil penalty. The organization has had no previous matters before the board.

The board voted at its September 14, 2016 meeting to issue the organization a show cause notice.

Kate Belinski, representative for the organization, submitted a statement for the board’s consideration.

On motion by Heim, seconded by Lester, the board voted unanimously to take no further action in this matter.

16-55 Memphis PACE, for failure to file a 2016 Pre-Primary 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.

The board voted at its September 14, 2016 meeting to issue the organization 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 Morton, the board voted 4 to 1 to assess the organization a \$10,000 civil penalty, with Lester voting “no.”

16-56 Memphis Progressives, for failure to file a 2016 Pre-Primary 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.

The board voted at its September 14, 2016 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 and that the report still has not been filed.

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

16-31 Middle TN Republican Women (MTRW) PAC, for failure to file a 2016 1st 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. (see below)

The board voted at its August 10, 2016 meeting to issue the organization a show cause notice.

The board voted at its September 14, 2016 meeting to defer any further action in this matter until the next regularly scheduled meeting to allow the organization an opportunity to file a final report and close the PAC account.

Director Rawlins informed the board that the organization has filed the required report and closed out their PAC account.

On motion by Lester, seconded by Morton, the board voted unanimously to take no further action in this matter.

16-51 Southern Futures PAC, for failure to timely file a 2016 1st Quarter campaign financial disclosure report. Class one (1), 27 days late, maximum six hundred seventy-five (\$675) civil penalty. The organization has had previous matters before the board. (see below)

The board voted at its September 14, 2016 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 Heim, seconded by Morton, the board voted unanimously to assess the organization a \$675 civil penalty.

16-52 Southern Futures PAC, for failure to file a 2016 2nd Quarter campaign financial disclosure report. Class two (2), 35 days late, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board. (see above and below)

The board voted at its September 14, 2016 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 Heim, seconded by Morton, the board voted unanimously to assess the organization a \$10,000 civil penalty.

16-53 Southern Futures PAC, for failure to file a 2016 Pre-Primary campaign financial disclosure report. Class one (1), 24 days late, maximum six hundred (\$600) civil penalty. The organization has had previous matters before the board. (see above)

The board voted at its September 14, 2016 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 Heim, seconded by Lester, the board voted to assess the organization a \$600 civil penalty.

16-59 Tennessee Realtors PAC, for failure to timely file a 2016 2nd 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 September 14, 2016 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 Heim, seconded by Morton, the board voted unanimously to assess the organization a \$150 civil penalty.

16-29 Tipton County Republican Party, for failure to file a 2016 1st Quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had a previous matter before the board.

The board voted at its August 10, 2016 meeting to issue the organization 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 Morton, the board voted unanimously to assess the organization a \$10,000 civil penalty.

Cases Considered for Issuance of Show Cause Notice

Dennis Clark, for failure to file a 2016 Pre-Primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Clark has had previous matters before the board.

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

Patrick Hickey, for failure to file a 2016 2nd Quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Hickey has had a previous matter before the board. (see below)

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

Patrick Hickey, for failure to file a 2016 Pre-Primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Hickey has had a previous matter before the board. (see above)

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

Felicia Irons, for failure to file a 2016 Pre-Primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Irons has had no previous matters before the board.

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

Steve Lane, for failure to file a 2016 Pre-Primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Lane has had no previous matters before the board.

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

Michael McKamey, for failure to file a 2016 Pre-Primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. McKamey has had a previous matter before the board.

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

Caitlin Nolan, for failure to file a 2016 Annual Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Nolan has had no previous matters before the board.

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

Jeanne Richardson, for failure to file a 2016 Annual Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Richardson has had previous matters before the board.

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

Wayne White, for failure to file a 2016 Pre-Primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. White has had previous matters before the board.

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

Paula Lindsey, for failure to file a 2016 Annual Mid-Year Supplemental campaign financial disclosure report with the Maury County Election Commission. Class

two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Lindsey has had previous matters before the board.

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

BMHC PAC, for failure to file a 2016 Pre-Primary 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 Heim, seconded by Morton, the board voted unanimously to issue a show cause notice.

Memphis Progressives, for failure to file a 2016 2nd Quarter 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 Morton, the board voted unanimously to issue a show cause notice.

Middle TN Republican Women (MTRW) PAC, for failure to file a 2016 2nd 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. (see above and below)

Director Rawlins informed the board that the organization has filed the required report and closed out their PAC account (see above Case No. 16-31).

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

Middle TN Republican Women (MTRW) PAC, for failure to file a 2016 Pre-Primary 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. (see above)

Director Rawlins informed the board that the organization has filed the required report and closed out their PAC account (see above Case No. 16-31).

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

RCTP PAC, for failure to timely file a 2016 2nd Quarter campaign financial disclosure report. Class one (1), 18 days late, maximum four hundred fifty (\$450) civil penalty. The organization has had a previous matter before the board. (see below)

Director Rawlins informed the board that the PAC has closed their account.

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

RCTP PAC, for failure to timely file a 2016 Pre-Primary campaign financial disclosure report. Class one (1), two days late, maximum fifty (\$50) civil penalty. The organization has had a previous matter before the board. (see above)

Director Rawlins informed the board that the PAC has closed their account.

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

White County Democratic Party, for failure to timely file a 2016 2nd Quarter campaign financial disclosure report. Class one (1), 28 days late, maximum seven hundred (\$700) civil penalty. The organization has had previous matters before the board. (see below)

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

White County Democratic Party, for failure to timely file a 2016 Pre-Primary campaign financial disclosure report. Class one (1), eight days late, maximum two hundred (\$200) civil penalty. The organization has had previous matters before the board. (see above)

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

Rescind Show Cause Notice

16-42 Russell Perkins, for failure to file a 2016 Mid-Year Supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Judge Perkins has had no previous matters before the board.

The board voted at its September 14, 2016 meeting to issue Judge Perkins a show cause notice.

Director Rawlins informed the board that Judge Perkins report had actually been timely filed.

On motion by Heim, seconded by Lester, the board voted unanimously to rescind the show cause notice.

Executive Director's Report

Director Rawlins updated the board on the progress of Jeremy Durham's audit and informed them that the Registry has received his operating account business records.

On motion by Fincher, seconded by Morton, the board voted unanimously to expand the Registry's subpoena to include Rep. Durham's trust account records.

Other Business

Without objection, the board voted unanimously to schedule the next Registry meeting for December 7, 2016.

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