

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  
Wednesday, July 1, 2009  
10:30 a.m.

1020 South Spring Street  
Springfield, Illinois  
and via videoconference  
James R. Thompson Center  
Suite 14-100  
Chicago, Illinois

Call State Board of Elections to order.

1. Recognition of Albert Porter, outgoing Chairman.
2. Election of new Board officers for the two-year term beginning July 1, 2009 – June 30, 2011; (pg.1)
  - a. Chairman;
  - b. Vice-Chairman.
3. Report of the Executive Director
  - a. Legislative update; (pg.2)
  - b. Business Entity Registration update; (pg.3)
  - c. FY10 Board Meeting Schedule; (pgs.4-5)
  - d. Modifications to ES&S's Auto-MARK and M-100 voting equipment; (pgs.6-15)
  - e. IVRS update; (pgs.16-19)
  - f. Fiscal status reports – informational; (pg.20)
  - g. Two year plan of staff activity for the months of July and August – informational. (pgs.21-24)
4. Report of the General Counsel
  - a. Campaign Disclosure
    - 1) Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeal be granted  
1) *SBE v. Grundy County Republican Central Committee, S565, 08AG038;*  
(pgs.25-37)
    - 2) Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeal be denied  
2) *SBE v. Cynthia Pruim Haran, L14637, 08AG021;* (pgs.38-41)
    - 3) Other campaign disclosure items  
3) Request for payment plan – Republican Organization of Elk Grove Township; (pg.42)
    - 4) Payment of civil penalties – informational. (pg.43)
5. Other business. (pg.44)

- 6. Comments from the Chairman and Vice Chairman. (pg.44)**
- 7. Comments from the general public. (pg.44)**
- 8. Next Board meeting Monday, August 17, 2009 at 10:30 a.m. in Chicago. (pg.44)**
- 9. Executive Session. (pgs.45-61)**

# **STATE BOARD OF ELECTIONS**

**MEMORANDUM**

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

**TO:** Members of the Board

**SUBJECT:** Election of New Chairman and Vice Chairman

**DATE:** June 18, 2009

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As provided by statute, the Board shall meet every two years to elect a Chairman and Vice Chairman.

# **STATE BOARD OF ELECTIONS**

**MEMORANDUM**

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

**TO:** Members of the Board

**SUBJECT:** Legislative Update

**DATE:** June 18, 2009

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At the time the Board packet materials were being assembled the legislative leaders continue to meet and an extended legislative session appears likely the week of June 22. At the meeting we will have an oral update.

**STATE BOARD OF ELECTIONS**  
**1020 South Spring Street**  
**Springfield, Illinois 62704**  
**217/782-4141**

**Rupert T. Borgsmiller**

**Director, Campaign Disclosure**

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To: Members of the Board, Daniel W. White, Executive Director, & Steve Sandvoss, General Counsel

Re: Informational – Demonstration of Electronic BEREP filing website

Date: June 18, 2009

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A demonstration of the new electronic BEREP filing will be presented at the July 1<sup>st</sup> Board meeting. We will be available to answer any questions you may have following the demonstration.

# **STATE BOARD OF ELECTIONS**

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**MEMORANDUM**

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

**TO:** Members of the Board  
**SUBJECT:** FY10 Board Meeting Schedule  
**DATE:** June 18, 2009

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At the June meeting we reviewed the FY10 Board meeting schedule (attached) previously approved in April. The reason for review is that we have learned the Governor's office reserves the Thompson Center's portable videoconferencing equipment every Monday for the entire day. Of course the Governor's request takes priority over our request, leaving us to re-examine our FY10 Board meeting schedule if we want to continue utilizing videoconferencing capabilities available in the Thompson Center shared conference rooms.

Below are some options for the Board to consider.

1. Maintain the current schedule in shared conference room facilities utilizing polycom speakerphone and no video connection. Of course, a quorum of five Members would have to be physically present in Chicago.
2. Use the SBE conference room and videoconferencing equipment in our office on the 14<sup>th</sup> floor. We can expand the conference room space lengthwise, but not in width.
3. Seek videoconferencing capability at an external Chicago location. Additional costs to be determined.
4. Change the day of the week the Board meets in August, October, December, February, April and June. A preliminary inquiry reveals that the Thompson Center portable videoconferencing equipment is available Tuesday, August 18 and Tuesday October 20. The December meeting is Thursday, December 3 to certify the February Primary Election ballot. The equipment is also available Wednesday, February 17 (Monday, February 15 is a holiday and we assume the Governor's office would request Tuesday, February 16). It is also available Tuesday, April 20 and Tuesday, June 15. We can certainly inquire as to availability of other weekdays as the Board directs.

Attachment

# STATE BOARD OF ELECTIONS

Meeting Schedule  
JULY 1, 2009 - JUNE 30, 2010

<u>DATE</u>	<u>PRINCIPAL LOCATION</u>
* Wednesday, July 1	Springfield
Monday, August 17	Chicago
Monday, September 21	Springfield
Monday, October 19	Chicago
Monday, November 16	Springfield
** Thursday, December 3	Chicago
*** Tuesday, January 19	Springfield
*** Tuesday, February 16	Chicago
**** Friday, March 5	Springfield
Monday, April 19	Chicago
Monday, May 17	Springfield
Monday, June 14	Chicago
* Statutory meeting for election of Chairman and Vice Chairman	
** Statutory date to certify ballot for February primary election	
*** Regular meeting date changed due to holiday	
**** Proclamation of results of the February primary election	

All meetings will begin at 10:30 a.m. Dates, times and location of the meetings are subject to change. Notice of any changes will be posted prior to the meeting or information can be obtained by calling 217/782-4141 or 312/814-6440.

Springfield – 1020 S. Spring Street, Springfield, Illinois  
Chicago – 100 W. Randolph, Chicago, Illinois

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INTEROFFICE MEMORANDUM

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To: Dan White, Executive Director

From: Dianne Felts, Director of Voting Systems and Standards (VOSS)

Subject: ES&S Engineering Change Order List (May) for the M100 and the Auto-MARK

Date: June 17, 2009

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ES&S has requested that our Board approve some minor modifications to their M100 and the Auto-MARK voting systems. These types of modifications are described as de minimis by the Voting Systems Testing Laboratories.

They involve such changes as adding a secondary supplier or vendor to replace parts for ES&S's equipment or adding a label to show the correct way to insert the compact flash card. The vendor needs to implement these changes in order to receive approval from the federal Election Assistance Commission. At the meeting Mr. Steve Pearson, the Vice President of Certification for ES&S will explain the de minimis modifications for these attached applications and be available to respond to questions.



June 17, 2009

Ms. Dianne Felts  
Director Voting Systems and Standards, Illinois State Board of Elections  
1020 South Spring Street  
Springfield, IL 62704

**RE: Engineering Change orders for the Model 100 and AutoMARK Voter Assist Terminal**

Dear Dianne,

Per our phone conversation on May 15<sup>th</sup>, I am submitting the following:

1. Engineering Change orders for the Model 100 and the AutoMARK Voter Assist Terminal on CD Rom.
2. Application for certification of the associated Engineering Change Orders for the Model 100 and the AutoMARK Voter Assist Terminal on CD Rom.

Election Systems and Software would like this issue to be added to the next Illinois State Election Board meeting scheduled for July 1st. If you have any questions regarding this submission, contact me direct at 402-938-1399 or [mamanganaro@essvote.com](mailto:mamanganaro@essvote.com).

Regards,

Mark Manganaro  
Illinois State Certification Manager  
Election Systems & Software

CC: Steve Pearson, ES&S Vice President of Certification  
Enclosure: (2) CD Rom

**VOTING SYSTEM OR SYSTEM COMPONENT  
APPLICATION FOR APPROVAL**

May 19, 2009

**NAME OF COMPANY:** Election Systems & Software, Inc.

**ADDRESS:** 11208 John Galt Blvd., Omaha, NE 68137

**PHONE:** 800-247-8683

**CONTACT PERSON:** Mark Manganaro

**PHONE:** 402-593-0101

**CONTACT PERSON EMAIL:** [mamanganaro@essvote.com](mailto:mamanganaro@essvote.com)

**OFFICERS OF THE COMPANY:** Bill Kernen, Chairman; Aldo Tesi, President/CEO; Gary Crump, Vice President/COO; Tom O'Brien, Senior VP of Finance/CFO; Ken Carbullido, Senior VP of Software Services; John Groh, Senior VP of Alliances & International Sales

**INDIVIDUALS WHO WILL MARKET PRODUCT IN THE STATE OF ILLINOIS:**

Judd Ryan Phone: 312-420-0835 Email: [JKRyan@essvote.com](mailto:JKRyan@essvote.com)

Pat Whalen Phone: 312-952-3782 Email: [pewhalen@essvote.com](mailto:pewhalen@essvote.com)

**Name & general description of system or component:**

Application for certification for engineering changes to hardware components of the previously certified version of the AutoMARK VAT.

**Describe components, i.e., construction, size, weight, etc.**

The ES&S AutoMARK has the following dimensions: 20.8" overall width; 26" overall depth; 17.6" overall height with display in use. For storing, the height is 7.5". The overall weight is approximately 50 pounds with batteries. The VAT is composed of upper and lower housing units which are made of gray color, with blue keyboard keys and a white keyboard legend.

**How is system stored? Are there special heat or humidity requirements or other special precautions for use or storage?** The system has been tested according to the VSS standards regarding heat and humidity. Refer to the Full-Text Report included on the TDP.

**Detail ballot counting software language and function and all associated software that may be used; i.e., ballot layout, candidate position assignment, voter registration interface, and various reports:**

ES&S AutoMARK Information Management System (AIMS) software v. 1.2.18 is used in the ballot marking, which is integrated with the election definition program; no ballot tabulation completed by the ES&S AutoMARK

**Describe system's tabulation procedures: Include testing, security, audit trails if available, and absentee procedures:**

Although no tabulation is performed by the ES&S AutoMARK, certain maintenance and preventative tests are completed on the following components of the system: Enclosure; Printed Circuit Board; Single Board Computer; Compact Flash Memory Cartridge; Liquid Crystal Display; Touch Screen; Audio Subsystem; Switch Interface Board (SIB); Keypad For Visually Impaired; Audible Feedback; ADA Dual Switch Access Port; Printer Engine

Board; Peripheral Interface Board; Program Updates; EEPROM Non-Volatile Memory; Duplex Print Mechanism; Optical Scanners; Power Supply and Power Supply Board; Battery Status Indicator; Key-Operated Mode Switch; Pilot Light and Battery Monitor; Power Switch; Equipment Nameplate; and Shipping Container.

The objectives for the VAT regarding security are:

- To establish and maintain controls that can ensure that accidents, inadvertent mistakes, and errors are minimized;
- To protect the system from intentional manipulation and fraud, and from malicious mischief;
- To identify fraudulent or erroneous changes to the system; and
- To protect secrecy in the voting process.

Security measures are taken in that only election officials should have possession of the key to VAT power; this key is needed to unlock the Compact Flash compartment; and the election official has to set a password in the VAT System Maintenance Menu.

No audit trail is automatically printed with the system, although an operations log can be printed, which establishes and maintains a log that documents certain procedures used by the system for the purposes of diagnostics and system maintenance.

Also, a diagnostic log can be printed which records the lifetime number of paper ballots printed by the VAT.

Describe support services: Include hardware maintenance and software maintenance, individual election programming, election night support system security and back-up equipment for election night.

ES&S will provide hardware maintenance and software maintenance and support during the warranty period and thereafter at the State's or customer's request. ES&S designs all of its products around the idea of user self-sufficiency. ES&S systems are currently used in counties that provide all of their own maintenance, programming and Election Day support. ES&S wants its customers to be self-sufficient and provides the training necessary to achieve this goal. ES&S offers on-site training, regional user conferences, and an Election Management Training Center (EMTC) to meet the clients demand for self-reliance.

The ES&S AutoMARK presents no additional risk of unauthorized voters; it is simply a tool to assist disabled voters in marking and validating a ballot before it is cast with the tabulation unit (i.e., Model 100). No special accommodation for the VAT is necessary in the ballot distribution and collection process.

ES&S configures our system solution to provide back up units on election day. The back up units can be employed at any precinct as needed.

**EXPERIENCE:**

**Length of time marketing proposed system: (Is the system a prototype?)**

5 years

**Length of time and/or experience with elections on this system and with the manufacturer of the system if different than applicant.**

5 years

**Election experience of staff including programmers and technicians:**

Paul Huffman, Senior Product Specialist, 7 years supporting various elections and jurisdictions

Mike Dvorak, Electrical Engineer, 5 years of supporting various elections and jurisdictions

**ATTACH COMPLETE LIST of election jurisdictions presently using proposed system. Include size of jurisdiction, name and address of election authority.**

Refer to AutoMARK Customers List enclosed on TDP, folder 1.

**ATTACH COMPLETE LIST of Illinois jurisdictions considering this system:**

Refer to AutoMARK IL Customer List enclosed on TDP, folder 1

**What are the quantity requirements of system or components in relation to the size of the jurisdiction?**

For recording votes: The VAT does not record votes, but the ratio for equipment in relation to the size of the jurisdiction is one to two VATs per precinct.

For tabulation: Not applicable

**How does the system treat the following? (Attach additional pages if necessary.)**

**Ballot secrecy:** As stated above, election officials should retain keys only. Ballot security is provided by the jurisdiction providing a private environment for the voter to cast his/her ballot. In that regard, the VAT provides voters who are visually impaired the option to use headphones to provide audio of the ballot choices and the display can be turned off to prevent unauthorized access to voter information and/or choices.

**Audit trail:** Not applicable

**Tabulation of overvotes and undervotes?** Although the VAT does not tabulate votes, the marking features include the following: i) does not allow overvotes; and ii) alerts the voter of an undervote in a race.

**Provision for write-in votes?** Yes

**Ability to contain and tabulate multiple ballot configurations?** As stated previously, the VAT does not tabulate votes, but there is no practical limit to the amount of elections the flash card can hold. At this time, the VAT uses a 256mb flash card. Elections with over 3,000 ballot styles will only use a small fraction of available space. If a larger amount is necessary, a larger card could be used.

**Operator's log?** As noted above, an operations log can be printed, which establishes and maintains a log that documents certain procedures used by the system for the purposes of diagnostics and system maintenance.

**PLEASE ATTACH:**

Manufacturer's design specifications (Folder A)

Any manufacturer's standards and performance tests. (Folder B)

Federal Elections Commission test results (if available). (Folder B)

Operator's Manuals. (Folder C)

Procedural Manuals. (Folder C)

Ballot Production Manuals. (Folder C)

Advertising Materials. (Folder D)

Judges Manuals. (Folder D)

Sample Printouts. Not Applicable

Copies of all report types the system can generate. Not Applicable

**COMMENTS:**

Election Systems & Software, Inc. ("ES&S") encloses herewith for the purpose of certification and approval of its voting systems certain source code and other related technical information (collectively "Documentation") required to be submitted as part of the application process for certification of voting systems in the State of Illinois.

The Documentation being submitted to your office contains ES&S' proprietary and confidential intellectual property and related information which includes trade secrets and other non-public information. ES&S expects that the enclosed Documentation will not be subject to any permitted disclosure under any applicable public records laws and that your office and its representatives reviewing the Documentation as part of the certification and approval process will maintain the Documentation under the strictest confidentiality.

Please understand that maintaining the security and integrity of ES&S' proprietary Documentation is of the utmost importance to ES&S and its customers. ES&S takes every possible step to ensure that its confidential and proprietary information is protected from public disclosure. ES&S would expect your office and its representatives to take every precaution under applicable law to ensure the same.

Revised 8/02

**VOTING SYSTEM OR SYSTEM COMPONENT  
APPLICATION FOR APPROVAL**

May 19, 2009

**NAME OF COMPANY:** Election Systems & Software

**ADDRESS:** 11208 John Galt Blvd., Omaha, NE 68137

**PHONE:** 800-247-8683

**CONTACT PERSON:** Mark Manganaro

**PHONE:** 402-593-0101

**CONTACT PERSON EMAIL:** [mamanganaro@essvote.com](mailto:mamanganaro@essvote.com)

**OFFICERS OF THE COMPANY:** Bill Kernen, Chairman; Aldo Tesi, President/CEO; Gary Crump, Vice President/COO; Tom O'Brien, Senior VP of Finance/CFO; Ken Carbullido, Senior VP of Software Services; John Groh, Senior VP of Alliances & International Sales

**INDIVIDUALS WHO WILL MARKET PRODUCT IN THE STATE OF ILLINOIS:**

Judd Ryan

Phone: 312-420-0835

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Pat Whalen

Phone: 312-952-3782

Email: [pewhalen@essvote.com](mailto:pewhalen@essvote.com)

**Name & general description of system or component:**

Application for certification for engineering changes to hardware components of the previously certified version of the Model 100.

**Describe components, i.e., construction, size, weight, etc.**

Same as initial certification.

**How is system stored? Are there special heat or humidity requirements or other special precautions for use or storage?**

Same as initial certification.

**Detail ballot counting software language and function and all associated software that may be used; i.e., ballot layout, candidate position assignment, voter registration interface, and various reports:**

Same as initial certification.

**Describe system's tabulation procedures: Include testing, security, audit trails if available, and absentee procedures:**

Same as initial certification.

**Describe support services: Include hardware maintenance and software maintenance, individual election programming, election night support system security and back-up equipment for election night.**

Same as initial certification.

**EXPERIENCE:**

**Length of time marketing proposed system: (Is the system a prototype?)**

The M100 was certified by Wyle Laboratories in January of 1996. (12 years)

**Length of time and/or experience with elections on this system and with the manufacturer of the system if different than applicant.**

See above answer.

**Election experience of staff including programmers and technicians:**

**General:** Adiba Harvey 6 years

**Illinois:** Judd Ryan, 11 years; Pat Whalen, 32 years

**ATTACH COMPLETE LIST of election jurisdictions presently using proposed system. Include size of jurisdiction, name and address of election authority.**

Refer to TDP, Folder 1

**ATTACH COMPLETE LIST of Illinois jurisdictions considering this system:**

All Illinois jurisdictions using previous firmware versions of the M-100 will be upgraded to this system, Refer to TDP, Folder 1

**What is the quantity requirements of system or components in relation to the size of the jurisdiction?**

**For recording votes:** One per polling place.

**For tabulation:** One per polling place.

**How does the system treat the following? (Attach additional pages if necessary.)**

Ballot secrecy: See initial application.

Audit trail: See initial application.

Tabulation of overvotes and undervotes? See initial application.

Provision for write-in votes? See initial application.

Ability to contain and tabulate multiple ballot configurations? See initial application.

Operator's log? See initial application.

**PLEASE ATTACH:**

Manufacturer's design specifications Refer to TDP, Folder A

Any manufacturer's standards and performance tests. Refer to TDP, Folder B

Federal Elections Commission test results (if available). Refer to TDP, Folder B

Operator's Manuals. Refer to TDP, Folder C

Procedural Manuals. Refer to TDP, Folder C

Ballot Production Manuals. Refer to TDP, Folder C

Advertising Materials. Refer to TDP, Folder D

Judges Manuals. Refer to TDP, Folder D

Sample Printouts. See initial application.

Copies of all report types the system can generate. See initial application.

**COMMENTS:**

Election Systems & Software, Inc. ("ES&S") encloses herewith for the purpose of certification and approval of its voting systems certain source code and/or other related technical information (collectively "Documentation") required to be submitted as part of the application process for certification of voting systems in the State of Illinois.

The Documentation being submitted to your office contains ES&S' proprietary and confidential intellectual property and related information which includes trade secrets and other non-public information. ES&S expects that the enclosed Documentation will not be subject to any permitted disclosure under any applicable public records laws and that your office and its representatives reviewing the Documentation as part of the certification and approval process will maintain the Documentation under the strictest confidentiality.

Please understand that maintaining the security and integrity of ES&S' proprietary Documentation is of the utmost importance to ES&S and its customers. ES&S takes every possible step to ensure that its confidential and proprietary information is protected from public disclosure. ES&S would expect your office and its representatives to take every precaution under applicable law to ensure the same.

# **STATE BOARD OF ELECTIONS**

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**MEMORANDUM**

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

**TO:** Members of the Board

**SUBJECT:** Duplicate Registrations

**DATE:** June 18, 2009

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As requested, IVRS Director Kyle Thomas has compiled the attached listing of duplicate registrations by election jurisdiction. Kyle notes that in the last ten days – when the previous tally was taken – over 12,000 duplicates have been removed from IVRS by Illinois election authorities.

We will have an update each month.

Attachment

Jurisdiction	Oldest Date	Total Matches
Adams County	2/6/2009	209
Alexander County	2/6/2009	221
Bond County	2/6/2009	181
Boone County	2/6/2009	399
Brown County	5/26/2009	3
Bureau County	2/6/2009	226
Calhoun County	2/6/2009	6
Carroll County	2/6/2009	115
Cass County	2/6/2009	43
Champaign County	2/6/2009	203
Christian County	2/6/2009	5
Clark County	2/6/2009	33
Clay County	2/6/2009	123
Clinton County	2/6/2009	119
Coles County	2/6/2009	314
Cook County	2/6/2009	15,898
Crawford County	2/6/2009	160
Cumberland County	2/6/2009	44
DeKalb County	2/6/2009	567
DeWitt County	2/6/2009	217
Douglas County	2/6/2009	10
DuPage County	2/6/2009	1,673
Edgar County	2/6/2009	20
Edwards County	2/6/2009	13
Effingham County	2/6/2009	48
Fayette County	2/6/2009	351
Ford County	2/6/2009	84
Franklin County	2/6/2009	247
Fulton County	2/6/2009	141
Gallatin County	6/12/2009	1
Greene County	2/6/2009	28
Grundy County	2/6/2009	230
Hamilton County	5/26/2009	3
Hancock County	2/6/2009	11
Hardin County	2/6/2009	12
Henderson County	5/26/2009	2
Henry County	2/6/2009	414
Iroquois County	2/6/2009	166
Jackson County	2/6/2009	402
Jasper County	2/6/2009	36
Jefferson County	2/6/2009	116
Jersey County	2/6/2009	302
JoDaviess County	2/6/2009	12
Johnson County	2/6/2009	9
Kane County	2/6/2009	951
Kankakee County	2/6/2009	43

Kendall County	2/6/2009	403
Knox County	2/6/2009	146
Lake County	2/6/2009	2,619
LaSalle County	2/6/2009	334
Lawrence County	2/6/2009	89
Lee County	2/6/2009	152
Livingston County	2/6/2009	15
Logan County	2/6/2009	193
Macon County	2/6/2009	294
Macoupin County	2/6/2009	221
Madison County	2/6/2009	1,055
Marion County	2/6/2009	457
Marshall County	2/6/2009	75
Mason County	2/6/2009	7
Massac County	2/6/2009	57
McDonough County	2/6/2009	197
McHenry County	2/6/2009	1,399
McLean County	2/6/2009	851
Menard County	2/6/2009	101
Mercer County	2/6/2009	176
Monroe County	2/6/2009	89
Montgomery County	2/6/2009	36
Morgan County	2/6/2009	121
Moultrie County	5/26/2009	6
Ogle County	2/6/2009	624
Peoria County	2/6/2009	281
Perry County	5/26/2009	2
Piatt County	2/6/2009	49
Pike County	2/6/2009	91
Pope County	2/6/2009	7
Pulaski County	2/6/2009	109
Putnam County	5/26/2009	1
Randolph County	2/6/2009	54
Richland County	2/6/2009	167
Rock Island County	2/6/2009	436
Saline County	5/26/2009	5
Sangamon County	2/6/2009	350
Schuyler County	2/6/2009	10
Scott County	5/26/2009	3
Shelby County	2/6/2009	25
Stark County	2/6/2009	38
St. Clair County	2/6/2009	1,123
Stephenson County	2/6/2009	180
Tazewell County	2/6/2009	248
Union County	2/6/2009	112
Vermilion County	2/6/2009	36
Wabash County	2/6/2009	13

Warren County	2/6/2009	61
Washington County	2/6/2009	240
Wayne County	2/6/2009	87
White County	2/6/2009	23
Whiteside County	2/6/2009	62
Will County	2/6/2009	4,455
Williamson County	2/6/2009	359
Winnebago County	2/6/2009	812
Woodford County	2/6/2009	65
City of Aurora	2/6/2009	194
City of Bloomington	2/6/2009	324
City of Chicago	2/6/2009	11,478
City of Danville	2/6/2009	7
City of East St. Louis	2/6/2009	421
City of Galesburg	2/6/2009	90
City of Peoria	2/6/2009	485
City of Rockford	2/6/2009	399

57,030

# **STATE BOARD OF ELECTIONS**

**MEMORANDUM**

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

**TO:** Members of the Board  
**SUBJECT:** FY09 Fiscal Status Reports  
**DATE:** June 18, 2009

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Due to the short time frame between meetings the fiscal reports for the period ending June 30, 2009 are not yet available. The reports will be forwarded under separate cover after the July 1 meeting.

# **STATE BOARD OF ELECTIONS**

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**MEMORANDUM**

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

**TO:** Members of the Board  
**SUBJECT:** Two Year Plan of Activity  
**DATE:** June 18, 2009

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

Attachment

<b>Start Date</b>	<b>End Date Activity</b>	<b>Division</b>
5 /29/2009	(date subject to change) Final day on which all HOUSE bills may be called for a final SENATE vote on 3rd reading. (Senate Rule) Final day on which all SENATE bills may be called for a final HOUSE vote on 3rd reading. (House Rule)	LEG
5 /31/2009	General Assembly Adjournment (House/Senate Rule)	LEG
6 /1 /2009	Submit the 2010 CANDIDATE'S GUIDE for printing. (Printing to be completed by July 31, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
6 /8 /2009	Begin work on post session BILL RECOMMENDATIONS to the Board and Governor's office. 10 ILCS 5/1A-8(8)	LEG
6 /15/2009	BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR
6 /25/2009	Send to each election authority a current computerized voter registration error report, from the May 15, 2009 submission	VRS
6 /25/2009	Send notice to election authorities who failed to submit a computerized voter registration file, for the May 15, 2009 submission. Rules and Regulations	VRS
6 /30/2009	Distribute 2010 CANDIDATE'S GUIDE to State Library Documents Section and to those on our mailing list. (Project began January 2, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 7, 11)	ET&RD
7 /1 /2009	STATUTORY BOARD MEETING. Swearing-in ceremony, election of chairman and vice chairman, monthly meeting. 10 ILCS 5/1A-8 (6)	EXEC DIR
7 /1 /2009	First day that any political committee shall file its SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. 10 ILCS 5/9-10	CAMP DISC
7 /1 /2009	Begin updating the SBE GUIDE FOR POLLWATCHERS. (Complete by September 1, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
7 /1 /2009	Start review and update MILITARY/OVERSEAS booklet. Submit to printer by Nov 30, 2009 10 ILCS 5/1A-8 (1,2,3,7,11)	ET&RD

<b>Start Date</b>	<b>End Date</b>	<b>Activity</b>	<b>Division</b>
7 /1 /2009		Begin review and update of DEPUTY REGISTRAR GUIDELINES booklet. Complete by September 1, 2009. 10 ILCS 5/1A-8 (1, 2,	ET&RD
7 /1 /2009		Begin plans for preparing the TWO-YEAR PLAN FOR 2010-2011. Target completion date: September 30, 2009.	ET&RD
7 /1 /2009		Begin plans to update all agency BROCHURES. (Complete by September 17, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
7 /3 /2009		Begin compilation of petition filing packets for 2010 General Primary Election. 10 ILCS 5/1A-8(4)	EL INFO
7 /6 /2009		Begin planning for the printing of Campaign Financing notices for the October petition filing for state and local candidates. 10 ILCS 5/9-15	CAMP DISC
7 /10/2009		The Board will refer to the Attorney General of Illinois for compliance enforcement each jurisdiction whose computerized voter registration submission has not been received for the May 15, 2009 submission	VRS
7 /20/2009		Last day political committees shall file their SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES with the Board or the Board and county clerk. 10 ILCS 5/9-10	CAMP DISC
7 /29/2009		Date upon which the State Board of Elections shall notify political committees that have failed to file a SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES that an assessment will be levied against the committee for failure to file the report in a timely fashion. Rules and	CAMP DISC
7 /31/2009		Complete JUDGES' TRAINING PROGRAM and JUDGES' EXAM update. Project began January 2, 2009. 10 ILCS 5/1A-8 (1, 2, 6, 11)	ET&RD
7 /31/2009		Complete draft of the 2010 ELECTION CALENDAR AND CAMPAIGN FINANCE CALENDAR. Prepare for printing. (Project began March 11, 2009.) 10 ILCS 5/1A-8 (1,13)	EL INFO, ET&RD
7 /31/2009		Distribute ELECTION JUDGES' MANUALS OF INSTRUCTION to all the election authorities. (Project began January 2, 2009.) 10 ILCS 5/1A-8 (1, 2, 3, 4, 11)	ET&RD

<b>Start Date</b>	<b>End Date</b>	<b>Activity</b>	<b>Division</b>
8 /1 /2009		Submit MILITARY/OVERSEAS booklet to printers. Project started July 1, 2009. 10 ILCS 5/1A-8 (1,2,3,7,11)	ET&RD
8 /10/2009		The date that a second letter goes out to all delinquent committees advising them that an assessment for late filing is continuing and that a complaint will be filed if the committee fails to file a SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. Rules and Regulations	CAMP DISC
8 /17/2009		BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR
8 /31/2009		Make certain that all county clerks have a sufficient inventory of campaign financing material for the October petition filing for local candidates. 10 ILCS 5/9-15	CAMP DISC
9 /1 /2009		Complete updating the DEPUTY REGISTRAR GUIDELINES booklet. Project began on July 1, 2009 10 ILCS 5/1A-8 (1, 2, 12)	ET&RD
9 /1 /2009		Complete updating the SBE GUIDE FOR POLLWATCHERS. 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
9 /1 /2009		Begin to develop 2010 SBE Legislative Program – 95th General Assembly - for the upcoming legislative session, beginning January 2010. 10 ILCS 5/1A-8 (8)	LEG
9 /8 /2009		Begin to update the COUNTY OFFICERS book for the year 2010. Submit for printing by November 5, 2009. (Target completion date: December 3, 2009.) 10 ILCS 5/1A-8 (1, 2, 4,	ET&RD
9 /8 /2009		Begin to update the FEDERAL AND STATE OFFICERS book for the year 2010. Submit for printing by November 5, 2009. (Target completion date: December 3, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
9 /9 /2009		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 October 5, 2009. 10 ILCS 5/19-	ET&RD
9 /17/2009		Complete updating and printing all agency BROCHURES. (Project began July 1, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
9 /21/2009		BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR

**STATE OF ILLINOIS  
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS  
STATE OF ILLINOIS**

Illinois State Board of Elections

**Complainant**

v.

**08 AG 038**

Grundy County Republican Central Comm

S 565

**Respondent**

**REPORT OF HEARING EXAMINER**

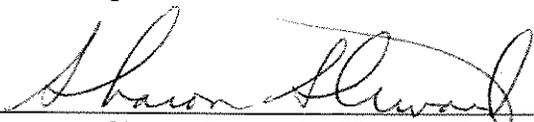
Appeal of Civil Penalty Assessment for Failure to File a  
Schedule A-1 for the 2008 General Election

This Committee received two contributions of \$1000 each on 10/10/08, but failed to list them on a Schedule A-1, resulting in a civil penalty assessment of \$2000.

John D. Peacock, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Peacock stated that the contributions were inadvertently reported as being received on the date the deposit slip was made out. Copies of the checks were submitted. The check from Lori Brandt was dated September 22, 2008, and the check from John Hynds was dated September 29, 2008. Notes on the copies of the checks indicate that the check from Lori Brandt was received 9/24/08, and the check from John Hynds was received on 10/1/08. Both were received by mail. The procedure followed by Mr. Peacock's secretary is as follows: She picks up the mail, returns to his law office, opens the mail, makes copies of the checks, enters the data into the Grundy GOP internal records data base and then puts the original checks in an envelope for the Grundy GOP's Treasurer, Dr. Keith Rezin to pick up when he is available. The Committee has since filed an amended pre-election report for the 2008 General Election, and an amended 2008 December Semi-Annual Report reflecting accurate receipt dates.

Based upon the affidavit submitted by the Committee Chairman, and the supporting documentation, I recommend that the appeal be granted. Since these checks were mailed to the Committee, the check dates and the recorded receipt dates follow logically. In addition, the Committee does have a procedure in place; the problem arose when the date of the deposit slip was picked up rather than the receipt date. The Committee has since amended both reports, and they now reflect accurate receipt dates.



---

Sharon Steward – Hearing Examiner

June 18, 2009

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  
April 29, 2009

Grundy County Republican Central Committee  
POB 642  
Morris, IL 60450

S565

Dear Grundy County Republican Central Committee;

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:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
Lori Brandt	10/10/08	\$1000.00	\$1000.00	*not filed	13
John Hynds	10/10/08	\$1000.00	\$1000.00	*not filed	13

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 date 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 2008 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.



5. On or about May 28, 2009, the Grundy GOP filed an amended D-2 report for the period of July 1, 2008 through December 31, 2008 and an amended Pre-Election Report for the period of July 1, 2008 through October 5, 2008 amending the date of contributions relative to Lori Brandt and John Hynds with those dates of contribution being September 24, 2008 and October 1, 2008 respectively.
6. Enclosed herein are as exhibits 1 and 2 are true and correct copies of the contribution checks the Grundy GOP received from Lori Brandt and John Hynds showing the date of checks as being September 22, 2009 and September 29, 2009 respectively.
7. With respect to the Lori Brandt check (Exhibit 1) said check is dated September 22, 2008.
8. Said Lori Brandt check was received by myself via U.S. mail on behalf of the Grundy GOP on September 24, 2008.
9. Additionally, my secretary, Myra Grachan contemporaneously made a copy of the check and wrote a notation "added to C/C list 9-24-08" (see exhibit 1).
10. With respect to John Hynds contribution, said check is dated Septemebr 29, 2008. (See exhibit 2) along with John Hynds letter dated September 29, 2008.
11. I know that I, on behalf of the Grundy GOP received said John Hynds check via U.S. mail on October 1, 2008. My secretary Myra Grachan contemporaneously made a notation "Added to C/C list 10/1/08". (See exhibit 2).
12. That with respect to the procedures followed by the Grundy GOP in September and October 2008, the Grundy GOP maintains post office box # 642 in Morris, IL. When my secretary, Myra Grachan picks up the mail for my law firm's post office box # 69 in Morris, Illinois she also picks up the mail at the same time for the Grundy GOP. Ms. Grachan then returns to my law office, opens said mail and with respect to contributions to the Grundy GOP, makes copies of those checks, enters that data into the Grundy GOP internal records data base and then puts the original checks to the Grundy GOP in an envelope for the Grundy GOP's Treasurer, Dr. Keith Rezin to pick up when he is available.
13. Dr. Keith Rezin is at all times relevant hereto, the Grundy GOP Treasurer. As an orthopedic surgeon, Dr. Rezin is very busy and, at times does not pick up the contributions and other correspondence to the Grundy GOP Treasurer office for one week or in some cases at least two weeks.
14. That attached hereto as exhibit 3 is the Grundy GOP bank statements from its account with Grundy County Bank for September and October 2008. Said bank statements show that there was a deposit slip made out on September 25, 2008 by the Grundy GOP and the deposit was posted by the bank on September 26, 2008.

15. After said September 26, 2008 deposit, there were no other deposits made out by the Grundy GOP until there was a deposit slip made out October 10, 2008 and the deposit was posted by the bank on October 14, 2009 (see exhibit "3").
16. That when the Grundy GOP Treasurer filled out the semi-annual D-2 report for the period of July1, 2008 through December 31, 2008, the Treasurer inadvertently and incorrectly stated that the deposits of the checks for Lori Brandt and John Hynds were received on October 10, 2008 as a result of the bank statements showing a deposit slip date on October 10, 2008 as opposed to the correct dates of receipt being Lori Brandt check (September 24, 2008) and John Hynds (October 1, 2008).
17. That the applicable rules and regulations of the State of Illinois and the State Board of Elections are clear that it is the date of receipt of contributions and not the date of deposit of contributions that is the critical timing factor for reporting requirements of schedule A-1 reports.
18. In the present case, as it relates to the Lori Brandt and John Hynds checks, those checks clearly were received by the Grundy GOP well before 30 days reporting period for schedule A-1 reports and as a result, the Grundy GOP did not file a schedule A-1 report on either the Lori Brandt check or the John Hynds check.
19. That the Grundy GOP D-2 report for the period of July1, 2008 through December 31, 2008 that was filed on or about January 15, 2009 and Pre-Election Report for the period of July 1, 2008 through October 5, 2008 were filed in good faith but were inaccurate as to said dates and the Grundy GOP has timely filed an amended D-2 report and Pre-Election Report for said periods to address and clarify said inaccuracy.
20. That the Grundy GOP is aware of and respects and does its best to try to follow all applicable rules, regulations and statues relative to reporting requirements by the Illinois State Board of Elections and we are sincerely sorry for our inadvertent error as set forth above. Additionally, once we became aware of this inaccuracy, the Grundy GOP has implemented better procedures to try to ensure that such inaccuracies do not occur in the future.

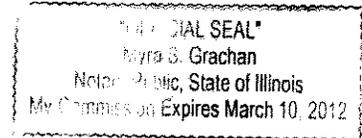
  
\_\_\_\_\_  
John D. Peacock, Chairman

STATE OF ILLINOIS       )  
  ) SS.  
COUNTY OF GRUNDY     )

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT John D. Peacock, personally known to me to be the same person(s) whose name(s) is subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that each signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 28<sup>th</sup> day of May, 2009.

Myra Grachan  
NOTARY PUBLIC



Order book to  
disc  
9/22/08

70-936 23 6872  
719  
010190011  
Date 8/22/08

GREG BRANDT 10-93  
LORI BRANDT  
6215 GUN CLUB RD., PH. 815-942-4611  
MORRIS, IL. 60450

Pay to the order of Quincy County Republican Party \$ 1000<sup>00</sup>  
One thousand and no/100 Dollars

**STANDARD BANK AND TRUST CO.**  
Name Quincy Co. Republican Party  
Circle

⑆071909363⑆ 0101984011⑈ 6872 MP

SECURITY FEATURES: See back of check for details.

EXHIBIT  
"1"



# HYNDS, ROOKS, YOHNKA & BZDILL

JOHN W. HYNDS  
JOHN N. ROOKS  
DIANE YOHNKA JORSTAD  
DAVID J. BZDILL\*

ATTORNEYS AT LAW  
105 WEST MAIN STREET  
P.O. BOX 685  
MORRIS, ILLINOIS 60450

Telephone: (815) 942-0049  
Facsimile: (815) 942-0497

www.HyndesRooksLaw.com

ANNE HYNDS BZDILL

WILLIAM I. HYNDS  
(1912 - 1979)

\*ALSO ADMITTED IN IOWA

September 29, 2008

Mr. John D. Peacock  
Grundy County Republican Central  
Committee  
P. O. Box 642  
Morris, IL 60450

Re: Chairman's Circle

Dear John:

Enclosed is my check for \$1,000.00 payable to the Grundy County Republican Party. I appreciate the good work which I think you and your Committee are doing.

Yours very truly,

John W. Hynds

JWH/lab

Enc: Check #6094

*Added to c/c list 10/1/08*

F:\WPJW

6094

70-160/719  
12016

11-93  
JOHN W. HYNDS  
KAREN C. HYNDS  
P.O. BOX 685 PH. 815-942-0049  
MORRIS, IL 60450

Date 9-29-08

Pay to the Order of Grundy County Republican Party \$ 1,000<sup>00</sup>/<sub>xx</sub>

One thousand and 00/100 Dollars

First Midwest Bank  
www.firstmidwest.com

For \_\_\_\_\_ 33 Donna L Chapman

⑆071901604⑆ 3300037670⑈ 6094



DIRECT INQUIRIES TO:  
(815) 942-0130  
MEMBER F.D.I.C.

ACCOUNT:  
DOCUMENTS:

PAGE: 1  
88013 10/27/2008  
13

*Balance 11/17*

GRUNDY COUNTY REPUBLICAN  
CENTRAL COMMITTEE  
JOHN PEACOCK  
PO BOX 642  
MORRIS IL 60450-0642

27  
1  
12

BUSINESS ACCOUNT 88013

AVERAGE BALANCE	57,469.66	LAST STATEMENT 09/26/08	61,184.95
		1 CREDITS	2,000.00
		13 DEBITS	9,715.88
		THIS STATEMENT 10/27/08	53,469.07

DEPOSITS

REF #	DATE	AMOUNT	REF #	DATE	AMOUNT	REF #	DATE	AMOUNT
	10/14	2,000.00						

CHECKS

CHECK #	DATE	AMOUNT	CHECK #	DATE	AMOUNT	CHECK #	DATE	AMOUNT
1067	10/09	209.53	1077	10/22	450.00	1083	10/16	5,964.55
1069	10/06	268.53	1080	10/02	805.00	1084	10/21	200.00
1071	10/07	40.00	1081	10/16	117.99	1085	10/27	262.00
1075	09/29	1,061.43	1082	10/15	160.00	1086	10/22	156.85

(\*) INDICATES A GAP IN CHECK NUMBER SEQUENCE

OTHER DEBITS

DESCRIPTION	DATE	AMOUNT
CHECK # 1 - STOP ITEM CHARGE(S)	10/10	20.00

DAILY BALANCE

DATE	BALANCE	DATE	BALANCE	DATE	BALANCE
09/29	60,123.52	10/09	58,800.46	10/16	54,537.92
10/02	59,318.52	10/10	58,780.46	10/21	54,337.92
10/06	59,049.99	10/14	60,780.46	10/22	53,731.07
10/07	59,009.99	10/15	60,620.46	10/27	53,469.07



DEPOSIT SLIP  
10/10  
GRUNDY COUNTY REPUBLICAN  
CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

10719042900 #0-88013# 009

\$2,000.00 10/14/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1080  
10/25  
\$ 805.00  
1080180# 1071904290# #0-88013#

1080 \$805.00 10/02/2008

1067  
10671904290003453797419  
PAY TO THE ORDER OF WAL-MART STORES \$209.53  
106719042900 #0-88013# 0000020953

1067 \$209.53 10/09/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1081  
10/10  
\$ 117.99  
1081081# 1071904290# #0-88013# 0000011799

1081 \$117.99 10/16/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1069  
8/19  
\$ 268.53  
1069069# 1071904290# #0-88013#

1069 \$268.53 10/06/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1082  
10/10  
\$ 160.00  
1082082# 1071904290# #0-88013#

1082 \$160.00 10/15/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1071  
9/3  
\$ 40.00  
1071071# 1071904290# #0-88013#

1071 \$40.00 10/07/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1083  
10/10  
\$ 5,964.55  
1083083# 1071904290# #0-88013#

1083 \$5,964.55 10/16/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1075  
9/5  
\$ 1,061.43  
1075075# 1071904290# #0-88013#

1075 \$1,061.43 09/29/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1084  
10/16  
\$ 200.00  
1084084# 1071904290# #0-88013#

1084 \$200.00 10/21/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1077  
12-2-08  
\$ 450.00  
1077077# 1071904290# #0-88013#

1077 \$450.00 10/22/2008

GRUNDY COUNTY REPUBLICAN CENTRAL COMMITTEE  
P.O. BOX 543  
MORRIS, IL 60452

1085  
10/16  
\$ 262.00  
1085085# 1071904290# #0-88013#

1085 \$262.00 10/27/2008

Received Time=May. 11. = 5:20PM=



DIRECT INQUIRIES TO:  
(815) 942-0130  
MEMBER F.D.I.C.

ACCOUNT:  
DOCUMENTS:

PAGE: 1  
88013 09/26/2008  
9

*Balance 11/17*

GRUNDY COUNTY REPUBLICAN  
CENTRAL COMMITTEE  
JOHN PEACOCK  
PO BOX 642  
MORRIS IL. 60450-0642

27  
2  
7

BUSINESS ACCOUNT 88013

AVERAGE BALANCE	55,602.57	LAST STATEMENT 08/27/08	51,552.88
		2 CREDITS	13,000.00
		7 DEBITS	3,367.93
		THIS STATEMENT 09/26/08	61,184.95

DEPOSITS			
REF #	DATE	AMOUNT	REF #
	09/05	7,000.00	09/26
			6,000.00

CHECKS					
CHECK #	DATE	AMOUNT	CHECK #	DATE	AMOUNT
1068*	09/09	1,000.00	1074*	09/11	60.00
1070*	08/28	189.00	1076*	09/18	100.00
1072*	09/09	461.50	1078	09/24	1,200.00
			1079	09/24	357.43

(\* ) INDICATES A GAP IN CHECK NUMBER SEQUENCE

DAILY BALANCE					
DATE	BALANCE	DATE	BALANCE	DATE	BALANCE
08/28	51,363.88	09/11	56,842.38	09/26	61,184.95
09/05	58,363.88	09/18	56,742.38		
09/09	56,902.38	09/24	55,184.95		



STATE OF ILLINOIS  
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS  
STATE OF ILLINOIS

Illinois State Board of Elections

**Complainant**

v.

08 AG 021

Cynthia Pruim Haran            L 14637

**Respondent**

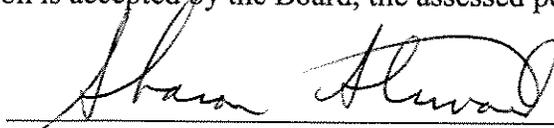
**REPORT OF HEARING EXAMINER**  
Appeal of Civil Penalty Assessment for Failure to File a  
Schedule A-1 for the 2008 General Election

This Committee received four contributions totaling \$7593.50 during the Schedule A-1 period for the 2008 General Election, but failed to list them on a Schedule A-1, resulting in a total civil penalty assessment of \$7593.50

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

On the Affidavit, Ms. Westphal stated that the delinquency in filing Schedule A-1 reports was an oversight and not a purposeful act or deception. Such an oversight has not happened on a prior occasion for this Committee, and was, in no way, a meaningful act to deceive the Board.

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 or unintentional, and since this is the first election during which a Schedule A-1 violation occurred, I also recommend that the penalty be reduced to 10% of the original assessment, or \$760. If this recommendation is accepted by the Board, the assessed penalty of \$760 will be due and owing.



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Sharon Steward – Hearing Examiner  
June 18, 2009

State of Illinois )  
County of Lake )

STATE BOARD OF ELECTIONS  
09 MAY 29 AM 9:16

BEFORE THE STATE BOARD OF ELECTIONS  
OF THE STATE OF ILLINOIS

IN THE MATTER OF; )  
ILLINOIS STATE BOARD OF ELECTIONS, )  
Complainant )

Vs. )  
Friends of Cynthia Prum )  
Respondent(s) Haran )

Case No. L14637

APPEAL AFFIDAVIT

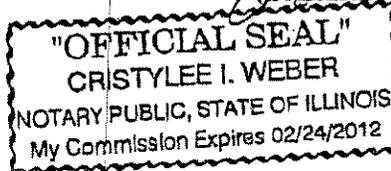
I, Jean Westphal, the Treasurer of the  
(Name) (Chairman/Treasurer)  
Friends of Cynthia Prum Haran  
(Name of the Committee)

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 delinquency in filing Schedule A-1 report  
was an oversight and not a purposeful act or  
deception. Such an oversight has not happened  
on a prior occasion for this Committee and  
was, in no way, ~~not~~ a meaningful act to deceive the Board.

Signed and Sworn to by:  
Jean Westphal  
before me this 28th Day of  
May, 2009  
Cristylee Weber  
Notary Public

Jean Westphal  
(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  
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  
April 29, 2009

Cynthia Pruim Haran  
Joan Westphal  
2327 Corona  
Waukegan, IL 60087

L14637

Dear Cynthia Pruim Haran;

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:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
Local 174	10/20/08	\$1000.00	\$1000.00	*not filed	8
Northeastern IL Federation of Labor	10/6/08	\$750.00	\$750.00	*not filed	17
Coroner Richard Keller	10/31/08	\$843.50	\$843.50	*not filed	1
Friends of Terry Link	10/26/08	\$5000.00	\$5000.00	*not filed 4	

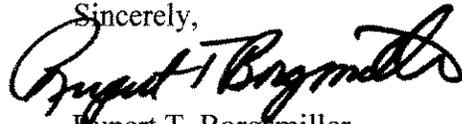
The committee is fined a **total** of \$7593.50 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total *does not* reflect any previously assessed fines.

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 \$760.00, (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 date 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 2008 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.



**Republican Organization Of  
Elk Grove Township, Inc.**

105 S. Main Street  
Mt. Prospect, IL 60056  
847-376-2757  
www.roegt.org

Mike Sweeney  
Republican Committeeman

STATE BOARD OF ELECTIONS  
09 JUN - 8 AM 11: 57

Dear Members of the State Board of Elections,

I am the Chairman of the Republican Organization of Elk Grove Township. My organization has incurred fines totaling \$2300.00. Paying this amount in one lump sum is not a possibility given our financial position at this time. I am writing to request and propose a payment schedule to pay the fines that are due. The proposed payment schedule is for eleven months:

June - \$200.00

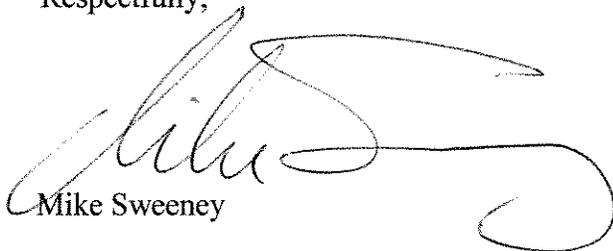
2<sup>nd</sup> June Payment - \$200

July 2009 – March 2010 -} \$200 each month

April 2010 -} \$100 Final Payment

I appreciate your consideration on this matter.

Respectfully,



Mike Sweeney

**STATE BOARD OF ELECTIONS**

**1020 South Spring Street  
Springfield, Illinois 62704  
217/782-4141**

**Rupert T. Borgsmiller**

**Director, Campaign Disclosure**

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To: Daniel W. White, Executive Director, Members of the Board

Re: Payment of Civil Penalties - Informational

Date: 6/18/2009

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The following committees have made payment of outstanding civil penalties for the period of 6/5/2009 – 6/18/2009:

- The Republican Organization of Elk Grove Township - \$200.00

**Total Amount Paid for this Period- \$200.00**

**Year to Date:**

1/8/09 – 2/4/09 - \$4305.50

2/5/09 – 3/5/09 - \$9722.50

3/6/09 – 4/9/09 - \$19,354.50

4/10/09 – 5/6/09 - \$6375.00

5/7/09 – 6/4/09 - \$9640.00

6/5/09 – 6/18/09 - \$200.00

5. **Other business.**
6. **Comments from the Chairman and Vice Chairman.**
7. **Comments from the general public.**
8. **Next Board meeting Monday, August 17, 2009 at 10:30 a.m. in Chicago.**
9. **Executive Session.**