STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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Springfield, Illinois 62708
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James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago, Illinois 60601
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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
Monday, May 18, 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. Approval of the minutes from the April 20 regular meeting. (pgs.1-5)

2. Report of the Executive Director
   a. Public Hearing – HAVA Revised State Plan; (pg. 6) and sent under separate cover)
   b. HAVA update
      1) State Plan and future federal funding; (pogs.7-9)
      2) IVRS – Primary Site Project Update; (pg.10-12)
   c. Report on Advisory Committee meeting; (pgs.13-14)
   d. Legislative update; (pg.15)
   e. Fiscal status reports – informational;
      1) FY09 – month ending April30; (pgs.16-24)
      2) Help Illinois Vote Fund; (pgs.25-30)
      3) EAC Data Collection Grant; (pgs.31-33
   f. Two year plan of staff activity for the months of May and June – informational. (pgs.34-36)

3. Report of the General Counsel
   a. Campaign Disclosure;
      <u>Motion for Reconsideration</u>
      1) *SBE v. Citizens for Joe Moore*, 09DS010; (pgs.37-41)
      <u>Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeals be granted</u>
      2) *SBE v. William Davis for State Representative*, 08AG010; (pgs.42-54)
      3) *SBE v. Cuba Township Republican Club*, 08JS247; (pgs.55-69)
      4) *SBE v. Coalition for Property Rights*, 09DS075; (pgs.70-74)
      5) *SBE v. Citizens for Edward Acevedo*, 08AP042; (pgs.75-85)
      6) *SBE v. Wilpower*, 09DS159; (pgs.86-92)
      7) *SBE v. 12th CD Democratic State Central Committee (DSCC)*, 09DS195; (pgs.93-99)
      8) *SBE v. Motion Picture Union Local 476 Political Action Fund*, 09MA006; (pgs.100-123)

<u>Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeals be denied</u>

9) *SBE v. Glenbard Education Association PAC*, 09MA002; (pgs.124-130)
10) *SBE v. Kankakee County Democratic Central Comm.*, 09DS128; (pgs.131-134)
11) *SBE v. Illinois Academy of Physicians Assistants PAC;* 08GE042; (pgs.135-137)

<u>Complaint following public hearing</u>

12) *SBE v. Friends of Alderman Madeline Haithcock*, 08CD36; error on hearing officer's report that indicates following closed preliminary hearing; (pgs.138-146)

<u>Other campaign disclosure items</u>

13) Consideration of payment plan –*SBE v. Democratic Central Committee of Stephenson Co.*, 08GE023; (pgs.147-148)
14) Payment of civil penalties – informational; (pg.149)

<u>Complaints following closed hearing (separate packet)</u>

15) *Jerry Lemmons v. Douglas R. Aurand*, 09CD014; (pgs.1-13)
16) *Jim Thacker, Citizens for Morrisey v. City Firefights Local 413 PAC Fund*, 09CD015; (pgs.14-24)
17) *Nancy Bruening-Koprowski v. Randy White for Lieutenant Governor*, 09CD016; (pgs.25-38)

b. Consideration of standing order to authorize referral to Board staff of committee reports; (pgs.150-151)
c. Consideration of memorandum regarding temporary/contractual employees. (pgs.152-153)
d. Consideration of proposed rule – P.A. 95-971 "Pay to Play" legislation; (pgs.154-161)

4. Other business. (pg.)162

5. Comments from the Chairman and Vice Chairman. (pg.162)

6. Comments from the general public. (pg.162)

7. Next Board meeting Monday, June 15, 2009 at 10:30 a.m. in Chicago. (pg.162)

8. Executive Session. (pgs.163-191)

STATE BOARD OF ELECTIONS BOARD MEETING

Monday, April 20, 2009

MINUTES

PRESENT:

Albert S. Porter, Chairman
Bryan A. Schneider, Vice Chairman
Patrick A. Brady, Member
John R. Keith, Member
William M. McGuffage, Member
Wanda L. Rednour, Member
Jesse R. Smart, Member
Robert J. Walters, Member

ALSO PRESENT:

Daniel W. White, Executive Director
Steve Sandvoss, General Counsel
Rupert Borgsmiller, Assistant Executive Director
Darlene Gervase, Administrative Assistant II

Chairman Porter called the meeting to order at 10:51 a.m. and led everyone in the pledge of allegiance. Seven members were present in Chicago and Member Walters was present in the Springfield office via video conference.

To accommodate parties present, the Chairman called matters out of order.

The Chairman called Item 2.a. Voting system issue for the 2010 elections and noted that Messrs Lance Gough, Executive Director of the Chicago Board of Election Commissioners and Daniel Madden, representing the Cook County Elections Board were present. Director White confirmed that this matter was carried over from the previous two meetings. In response to the Board's inquiry at the March meeting, General Counsel Sandvoss' memorandum, Fiscal Director Roate's brief summary of costs and Director Felts' comments regarding testing were presented. Mr. White summarized the reports and concluded that the main issue is whether to wait for EAC to respond or start testing subject to EAC approval. He added that 14-16 states are moving ahead, and although there are risks, the 2010 election is not far off. After discussion by the Board, Member Smart moved and Member McGuffage seconded a motion to proceed with the testing as staff has recommended. The motion passed 7-1, with Member Brady voting in the negative.

Mr. White presented the minutes from the February 23 and March 10 special meetings and the March 16 regular meeting and noted revisions suggested by Member Keith. Member Rednour moved to adopt the minutes as revised. Member Smart seconded the motion which passed unanimously by roll call vote.

Chairman Porter called Item 3.a.29, *SBE v. Democratic Central Committee of Stephenson County,* S272, 08GE023, a new appeal of a campaign disclosure fine wherein the hearing officer recommended the appeal be denied. Mr. Tom Jackson, Chairman of the committee was present. Mr. Sandvoss said that the hearing officer recommended that the brochure at issue did constitute expenditures of money and that the committee was required to file a pre elections report no later than October 20, 2008. The report was received 11 days late which resulted in a total assessment fine of $2700. He further recommended the appeal be denied. Mr. Sandvoss concurred with the recommendation. Mr. Jackson apologized and explained that in his four terms as president, he has had four treasurers and this complaint occurred while treasurers were changing. He indicated that paying the fine would put the committee $1700 in debt and that he would have to personally pay this fine. Member McGuffage advised him that it was the committee's responsibility and he was not personally responsible. The Chairman asked if the Board has ever forgiven these amounts and Mr. Sandvoss replied that the statute does not allow discretion in this matter. Chairman Porter thanked Mr. Jackson for appearing and advised him to meet with

Mr. Borgsmiller to arrange a payment plan. Member Keith moved to adopt the recommendations of the hearing officer and General Counsel and deny the appeal. Member Brady seconded the motion which passed unanimously by roll call vote.

The Chairman called *SBE v. Democratic Party of Illinois,* S4866, 08AG007 and recognized Mr. Michael Kasper who filed an appearance for the respondent. Mr. Sandvoss summarized the appeal and agreed with the hearing officer that proper notice was not provided to the committee so they could timely file the required reports and amend their December 2008 semiannual report. Member Smart moved to adopt the recommendation of the hearing officer and General Counsel and Member Rednour seconded the motion. The motion passed 7-1 with Member Brady voting no.

Mr. Gerald Frazier was present for the *SBE v. Friends of Gerald Frazier,* L14519, 09DS079. Mr. Sandvoss indicated that the committee had been filed $425 in 2008 and the committee's semiannual and final reports were received January 26, 2009, 4 days late. He concurred with the recommendation of the hearing officer that the appeal be denied, the stay lifted and the total assessed penalty $625. But since the committee filed a final report and if the committee remains dissolved for 2 years following the date of the final order, the fine should be abated. Member Smart moved and Vice Chairman Schneider seconded the motion to adopt the hearing officer and General Counsel's recommendations. The motion passed by 8 voices in unison.

The Chairman called *SBE v. Friends of John Corrigan,* S9443, 08AP086 and recognized John Corrigan. Mr. Corrigan had no objection to the hearing officer's recommendation to grant the appeal. The General Counsel concurred with the recommendation and the Chairman asked for a motion. Member Smart so moved and Member Rednour seconded a motion to adopt the recommendations of the hearing officer and general counsel. The motion passed by 8 voices in unison.

Mr. Joseph Handley, present in Springfield via video conference was called in *SBE v. Illinois Cable PAC (Comcast Cable),* S3482, 08GE036, a new appeal wherein the hearing officer recommended the appeal be denied. Mr. Sandvoss indicated that the committee was 4 days late in filing the 2008 pre-election report. Further, that the committee was assessed a civil penalty in 2000, twice in 2006 and all fines have been paid. He concurred with the hearing officer that the appeal be denied for lack of adequate defense. Mr. Handley reiterated his request for leniency from the Board. Mr. Sandvoss did not change his recommendation. Member Smart moved to adopt the hearing officer and General Counsel's recommendations. Member Keith seconded the motion which passed unanimously by 8 voices in unison.

Mr. Walters indicated a gentleman was present in Springfield regarding *SBE v. Citizens for Michael Holliday,* S9838, 09 MA005. General Counsel Sandvoss concurred with the hearing officer's recommendation to deny and grant this new appeal. The appeal should be granted in regarding to the filing of the D-1 Statement of Organization as the threshold was not crossed until December 12th and the D-1 had been timely filed on December 5, 2008. She recommended the appeal regarding the 2008 December Semi-Annual Report should be denied for lack of an adequate defense, however, as this is a first violation, the $450 civil penalty would be stayed. Member Keith moved and Member Rednour seconded a motion to adopt the hearing officer and General Counsel's recommendation and to deny in part and grant in part this appeal. The motion passed unanimously by 8 voices in unison.

The Chairman called Michael Kasper, attorney for the respondent in *SBE v. Committee for Ed Smith,* L822, 08MA011, an appeal carried over from February wherein the hearing officer recommended the appeal be granted and denied in part.
Mr. Sandvoss offered a short summary of the committee's activities and Mr. Kasper asked for leave to work out a payment plan with staff. Member Keith moved to adopt the hearing officer and General Counsel's reports and grant and deny the appeal. Member Brady seconded the motion which passed unanimously by 8 voices in unison.

The Chairman asked the General Counsel to continue his report with item 3.a.10, *SBE v. William Davis for State Representative*, S8040, 08AG010 and noted the appearance of the treasurer, Ms. Tawny Smith. He said that this was a new appeal and the hearing officer recommended the appeal be granted. After hearing Mr. Sandvoss' summary, Member Keith moved to grant the appeal as to the I.P.A.C.E check and return the Illinois Medical PAC matter back to the Hearing Officer and Mr. Sandvoss for further evidence. Vice Chairman Schneider seconded the motion which passed by 8 voices in unison.

The Chairman called Mr. John Butts in the matter of *SBE v. Friends of Dorothy Brown,* L8922, 08AP085, a Motion for Reconsideration. General Counsel Sandvoss indicated that the Motion for Reconsideration was filed in connection to the timely filing of an A-1. In the Motion for Reconsideration, the Treasurer sets forth a defense for which the proper form is an appeal affidavit. Mr. Sandvoss recommended the Motion be denied. Mr. Butts defense was that he was out of town and when he returned he had only 2days to file. Mr. Sandvoss countered that the committee was given 30 days to appeal the issue and the committee has 3 officers who could have submitted the appeal. He reiterated that the Motion should be denied. Member Keith moved to adopt the recommendation of the General Counsel and deny the Motion as there is no evidence to grant the appeal at this time. Member Smart seconded the motion which passed by 8 voices in unison.

Member Smart moved to grant the appeals in Items 3.a.: 3, 4, 5, 6, 8, 9, 11, 12, 13, and14. Member McGuffage seconded the motion which passed by 8 voices in unison. Appeals were granted in: *SBE v. Citizens for Arlene Mulder,* L3242, 09DS012; *SBE v. Citizens Committee for Ronnie Lewis*, L14974, 09DS118; *SBE v. Pulaski County Republican Central Committee*, S560, 09DS124; *SBE v. DuPage Young Republicans,* S4900, 09DS147; *SBE v. The Alliance PAC*, S5926, 09DS151; *SBE v. Illinois School Administrators PAC,* S8664, 09DS175; *SBE v. Friends of Kwame Raoul*, S8749, 09DS176; *SBE v. Friends to Elect Jason Briscoe*, S9096, 09DS187; and *SBE v. ActBlue Illinois,* S9277, 08MA017.

Member Smart moved to deny the appeals in Items 3.a.: 16, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, 30, 32, 33, 34, 35, 36, 37 and 38. Member Rednour seconded the motion that passed by 8 voices in unison. Appeals were denied in: ISBE v. Edwardsville Republican Women, *L2166, 09S009; SBE v. Citizens to Elect Ersel C. Schuster,* L2384, 08GE003; *SBE v. Citizens for Steve Kim,* L8214, 09DS025; *SBE v. Collinsville-Maryville Republican Central Committee,* L8896, 09DS027; *SBE v. McHenry County Republican Foundation Committee*, L8930, 09DS028; *SBE v. Friends of Brad Mills,* L12693, 09DS052; *SBE v. Citizens for John F. Sweeney,* L123647, 09DS064; *SBE v. Friends of Nero,* L14460, 09DS074; *SBE v. Renew it! Now,* L14803, 09DS099; *SBE v. Committee to Elect Jim Soeldner*, L14820, 09DS101; *SBE v. Warren County Committee for Public Safety*, L14840, 09DS103; *SBE v. Hardin County Republican Central Committee,* S90, 08GE022; *SBE v. Ogle County Democratic Central Committee,* S948, 08GE031; *SBE v. Cook County Democratic Women*, S3909, 09DS144; *SBE v. IL Conservation Voters,* S7450, 09DS160; *SBE v. Friends of Annazette R. Collins,* S7707, 08AP048; *SBE v. Citizens for Gary Grasso,* S8802, 09DS179; *SBE v. Citizens to Elect Jill C. Marisie,* D9071, 09DS186; *SBE v. Quality Education 203.org,* S9401, 09DS199; *SBE v. Friends of Rich Kelly*, S9712, 08AP015.

Vice Chairman Schneider moved to retire to executive session to hear complaints following closed hearings. Member Keith seconded the motion which passed by 8 voices in unison. The Board recessed at 11:45 a.m.

The Board returned to open session at 12:21 p.m. with all members present.

As to the complaints following closed hearing heard in Executive Session: Vice Chairman Schneider moved with respect to 3.a.43, *Marino v. The New Broadview Tea* Party, 09CD009, to enter an order that the complaint was filed on justifiable grounds, no public hearing at this time.

Regarding 3.a.45, *The Orland Township First Party v. The Orland Township* Board, 09CD011, the matter was filed on justifiable grounds and order a public hearing. As to matter 3.a.44, *McArtin v. Friends of Pat Duby,* 09CD010, the complaint was not filed on justifiable grounds therefore concluding the matter. Item 3.a.42, *Lemmons v. Aurand,*

09CD008, as to counts 1 and 2; and Item 3.a.48, *Garcia v. Cicero Voters Alliance (the Larry Dominick Team)* 09CD001, were filed on justifiable grounds but there is no requirement for public hearing. As to 3.a.46, *Machynia v. Citizens for Itasca Party*, 09CD012 and 3.a.47, *Durante v. Addison Township Democratic Organization*, 09CD013, the complaint was filed on justifiable grounds, but there is no requirement for public hearing and these matters are referred to staff for penalty administration. As to Assessments and Final Orders, Member Keith moved to enter final orders to committees listed on pages 254, 255, 256, 257, and 258. Member Smart seconded the motion which passed unanimously by 8 voices in unison.

The Chairman returned to the Report of the Executive Director. Mr. White presented proposed rule, P.A. 95-971 "Ethics" legislation as a permanent rule. He indicated that emergency and permanent rules can run simultaneously. Copies have been distributed to agencies impacted by these rules as well as interested persons and organizations. General Counsel Sandvoss explained the rulemaking process and time constraints and noted that the emergency rule will not expire until August 1st, but it would be best to have a permanent rule in place before then. He added that the rule will be resubmitted at the May meeting incorporating comments received from the Board and the public hearings.

Director White offered an informational report of the consolidated and special election and pre testing of voting systems as submitted by Mark Mossman, Director of Election Information and Dianne Felts, Director of Voting Systems and Standards. The low volume of calls and typical questions resulted in a smooth election. In Mr. Mossman's report, he suggests proactive training of local election officials as there were ballot issues - some candidates were left off the ballot. These problems are not new. He suggested reinstituting these classes and perhaps these issues would not occur in the future. Member Keith asked about money and budget concerns. Mr. White replied that these classes could be held in conjunction with judges of election training schools, perhaps the judges in the morning and the election officials in the afternoon. This would cut down on traveling expenses and keep overnight stays to a minimum. Ms. Felts' report was submitted with no comments, or questions.

Mr. White continued with the legislative and budget update. A preview of legislation pending in the 2009 session included the listing and status of all election bills introduced and a list of 2009 election legislation by topic was presented by Ms. Cristina Cray. He added that the legislature will adjourn May 31st. The Director indicated a meeting with Chairman Sullivan was scheduled for April 25th regarding the budget; that the meeting with House Chairman Joyce was concluded; and no inquiries have been received from the governor's office as confirmed by Fiscal Director Mike Roate. Mr. White will keep the Board advised of updates. Member McGuffage asked if the additional duties of the board will result in new staff and equipment. He also asked that the next listing of the election bills include which bills are alive and moving and a synopsis of the bills.

Mr. White asked Kyle Thomas to give the HAVA update. Mr. Thomas was happy to report that as of April 18th, Illinois is HAVA compliant. The statewide database and Department of Corrections share information. The final act was to bring Cook County into line. He credited ES&S with bringing this to fruition. He indicated that he will report to the EAC that we are HAVA compliant and revise the state plan. This will free up $4 million for improvement of election registration that was granted by Congress. Mr. Thomas confirmed that members of the public will only have to access our site to confirm that they are or are not registered; political committees will be charged a fee; and Catalyst modifications will be performed in-house. Safeguards are applied so no one else can view an individual's information. Board members had other questions that will be researched and addressed by Mr. Thomas at the May meeting. Some of the questions included: notification if your application was accepted or denied; chances of potential duplicates; searching other states; sharing between states; identifying students away at school; and FOIA requests. Member Keith congratulated Mr. Thomas on behalf of the board.

Mr. White presented the proposed FY2010 Board meeting schedule for the Board's consideration, indicating the meeting is usually the 3rd Monday of each month. He added that video conferencing is available simultaneously in multiple locations; the terms of the way the meeting are conducted; and notice is provided in each office. Discussion was had among the Board. Member Keith moved and Vice Chairman Schneider seconded a motion to approve the FY2010 meeting schedule. The motion passed by 8 voices in unison.

The Executive Director updated the Board on the agency conversion to fiber optics, which makes our communications faster, at no additional costs. He congratulated Steve Flowers, Kevin Turner and the remarkable IT staff.

Mr. White concluded his report with informational reports of the FY09 March budget, Help Illinois Vote Fund, EAC Data collection grant and the two-year plan of activity for April and May and noted little activity with HAVA.

The only item remaining on the General Counsel's Report was 3.b., the issue of temporary and/or contractual employees subjected to Section 5/1A-13 of the Election Code. Discussion ensued among the Board. This matter was continued to the May meeting.

At 1:18 p.m. the Board retired to executive session to discuss personnel and litigation and returned to open session at 1:25 p.m. with all members present.

There being nothing further before the State Board of Elections, Vice Chairman Schneider Keith moved to adjourn until Friday, May 8th at 10:30 a.m. subject to certifying the results of the Consolidated and Special Election in the 5th Congressional District or the call of the Chairman. Member Keith seconded the motion which passed unanimously by 8 ayes in unison.

The Board adjourned at 1:27 P.M.

Dated: April 27, 2009

Respectfully Submitted,

Daniel W. White, Executive Director

Darlene Gervase

Darlene Gervase, Administrative Assistant II

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: Public Hearing on Revised HAVA State Plan

DATE: May 5, 2009

We have revised our HAVA State Plan to reflect current HAVA activity and recent compliance.

Accordingly, the first item on the agenda is to conduct a public hearing to accept comments.

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: HAVA Update

DATE: May 5, 2009

At the April meeting I reported that we have become fully HAVA compliant and that the Election Assistance Commission has been so notified.

In addition, we have revised the HAVA State Plan and submitted it to the members of the Illinois HAVA State Planning Committee for review and comment. A copy of the 2009 revised State Plan will be forwarded under separate cover for your review and approval. Revisions are highlighted.

The 2009 State Plan is also available for public inspection and comment on the SBE website and written comments may be submitted by May 15, 2009.

Lastly, a public hearing to receive comments on the 2009 proposed State Plan will be conducted in conjunction with the May 18 Board meeting. Once this process is completed, we will apply for additional federal funds that Congress has approved and for which we are eligible for 2009 and 2010.

We have received a state match of $253,803 for $4,822,248 HAVA funding for 2009, and have requested a $220,698 state match for $4,193,259 HAVA funds for 2010.

Distribution of FY 2008 Requirements Payments and Matching Contributions

State	Estimated Payment to States	Required State Match
Alabama	$1,759,843	$92,623
Alaska	$575,000	$30,263
American Samoa	$115,000	$6,053
Arizona	$1,990,175	$104,746
Arkansas	$1,063,284	$55,962
California	$12,908,853	$679,413
Colorado	$1,695,344	$89,229
Connecticut	$1,362,107	$71,690
Delaware	$575,000	$30,263
District of Columbia	$575,000	$30,263
Florida	$6,477,573	$340,925
Georgia	$3,169,840	$166,834
Guam	$115,000	$6,053
Hawaii	$575,000	$30,263
Idaho	$575,000	$30,263
Illinois	$4,822,248	$253,803
Indiana	$2,378,803	$125,200
Iowa	$1,167,798	$61,463
Kansas	$1,054,068	$55,477
Kentucky	$1,614,983	$84,999
Louisiana	$1,720,843	$90,571
Maine	$575,000	$30,263
Maryland	$2,082,635	$109,612
Massachusetts	$2,558,325	$134,649
Michigan	$3,863,682	$203,352
Minnesota	$1,921,547	$101,134
Mississippi	$1,103,299	$58,068
Missouri	$2,201,571	$115,872
Montana	$575,000	$30,263
Nebraska	$680,097	$35,795
Nevada	$798,107	$42,006
New Hampshire	$575,000	$30,263
New Jersey	$3,331,893	$175,363
New Mexico	$705,983	$37,157
New York	$7,498,510	$394,658
North Carolina	$3,205,460	$168,708
North Dakota	$575,000	$30,263
Ohio	$4,451,084	$234,268
Oklahoma	$1,359,185	$71,536
Oregon	$1,367,863	$71,993
Pennsylvania	$4,919,086	$258,899
Puerto Rico	$1,426,017	$75,054
Rhode Island	$575,000	$30,263
South Carolina	$1,591,647	$83,771
South Dakota	$575,000	$30,263
Tennessee	$2,266,085	$119,268
Texas	$7,853,797	$413,358
Utah	$812,771	$42,777
Vermont	$575,000	$30,263
Virgin Islands	$115,000	$6,053
Virginia	$2,815,466	$148,182
Washington	$2,312,945	$121,734
West Virginia	$755,964	$39,788
Wisconsin	$2,111,219	$111,117
Wyoming	$575,000	$30,263
Total	**$115,000,000**	**$6,052,632**

Distribution of FY 2009 Requirements Payments and Matching Contributions

State	Estimated Payment to States	Required State Match
Alabama	$1,530,298	$80,542
Alaska	$500,000	$26,316
American Samoa*	$100,000	$0
Arizona	$1,730,587	$91,084
Arkansas	$924,595	$48,663
California	$11,225,089	$590,794
Colorado	$1,474,213	$77,590
Connecticut	$1,184,441	$62,339
Delaware	$500,000	$26,316
District of Columbia	$500,000	$26,316
Florida	$5,632,672	$296,456
Georgia	$2,756,382	$145,073
Guam*	$100,000	$0
Hawaii	$500,000	$26,316
Idaho	$500,000	$26,316
Illinois	$4,193,259	$220,698
Indiana	$2,068,525	$108,870
Iowa	$1,015,477	$53,446
Kansas	$916,581	$48,241
Kentucky	$1,404,333	$73,912
Louisiana	$1,496,386	$78,757
Maine	$500,000	$26,316
Maryland	$1,810,987	$95,315
Massachusetts	$2,224,631	$117,086
Michigan	$3,359,723	$176,828
Minnesota	$1,670,911	$87,943
Mississippi	$959,390	$50,494
Missouri	$1,914,410	$100,758
Montana	$500,000	$26,316
Nebraska	$591,388	$31,126
Nevada	$694,006	$36,527
New Hampshire	$500,000	$26,316
New Jersey	$2,897,298	$152,489
New Mexico	$613,898	$32,310
New York	$6,520,443	$343,181
North Carolina	$2,787,357	$146,703
North Dakota	$500,000	$26,316
Ohio	$3,870,508	$203,711
Oklahoma	$1,181,900	$62,205
Oregon	$1,189,446	$62,602
Pennsylvania	$4,277,466	$225,130
Puerto Rico	$1,240,015	$65,264
Rhode Island	$500,000	$26,316
South Carolina	$1,384,041	$72,844
South Dakota	$500,000	$26,316
Tennessee	$1,970,509	$103,711
Texas	$6,829,389	$359,442
Utah	$706,757	$37,198
Vermont	$500,000	$26,316
Virgin Islands*	$100,000	$0
Virginia	$2,448,231	$128,854
Washington	$2,011,256	$105,856
West Virginia	$657,360	$34,598
Wisconsin	$1,835,843	$96,623
Wyoming	$500,000	$26,316
Total	**$100,000,000**	**$5,247,368**

* The matching requirement for these terr[illegible] pursuant to 48 U.S.C. 1469a(d)

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: HAVA Update

DATE: May 5, 2009

We will have an oral update on HAVA at the meeting and a Power Point presentation on progress of the IVRS Primary Site Project.

STATE BOARD OF ELECTIONS

From the desk of.... Kyle Thomas
Director of Voter Registration Services
Phone: 217-782-1590
Email: kthomas@elections.il.gov

To: Daniel W. White; Executive Director

Re: Board Response

Date: May 5, 2009

Several questions and concerns came up during last month's Board meeting in regards to my report on the Illinois Voter Registration System (IVRS) and the State's newly acquired HAVA compliance. The Board's main concern was ensuring that a voter is not disenfranchised by the implementation of the IVRS.

The IVRS contains many safeguards to protect against disenfranchisement and these safeguards ensure that IVRS meets the requirements of State and federal law. The most prominent of these safeguards is the role of the Election Authorities (EA's); the EA's are responsible for maintaining the official list of registered voters, which is now contained within and supported by IVRS.

The IVRS contains many features to assist the EA's in maintaining the official list. IVRS provides the EA's with notification of potential duplicate registrations, potential matches of registrations to death certificates, potential incarcerated registrants, as well as potential invalid registrations. *While IVRS is a very useful tool, it is still the responsibility of the EA's to use IVRS and other information available to them to properly maintain the list.*

IVRS provides a number of other safeguards against disenfranchisement:

- IVRS tracks all actions on each voter record through the use of the State Unique Identifier (SUID). The SUID is assigned to each voter's record and will remain with that voter's record regardless of where they live in Illinois.
- IVRS is designed so that no action on any registration occurs without human interaction and judgment. Some states implemented systems that would automatically remove registrations based on a computer match. This is a mistake and the IVRS does not make that mistake.
- IVRS identifies potential duplicates at the time a new registration is entered.
- IVRS not only provides matching of records for duplicate identification, but also incarceration identification (using records provided by the Department of Corrections), and deceased voter identification (using records provided by the Department of Public Health). IVRS also contains tools within each of these categories to assist the jurisdictions in determining the proper action.

- IVRS ensures no registration is transferred from one jurisdiction to another without input from both EA's involved. One jurisdiction must generate a transfer and the other involved jurisdiction must accept or reject that transfer before it is complete (The voting rights of the individual are not affected by this process because the individual's new registration will remain active regardless of the outcome of the transfer).
- All correspondence to registrants is produced by the State-mandated local systems when necessary.
- IVRS provides notices to EA's and a pathway for notices from one EA to another (IVRS has its own internal notification system).
- IVRS shares data with the Secretary of State to identify data entry mistakes as well as non-citizen registrations

There are more safeguards in place to guard against the potential for human error.

- IVRS keeps all voter records regardless of status and tracks all actions on that record. This allows any record for any individual who has been registered since IVRS came online to be found and retrieved if the status is mistakenly set to cancelled.
- The local registration databases have been modified to receive information from IVRS to ensure proper notification is sent to registrants.
- If a voter shows up to vote and they are not registered within that jurisdiction, with a simple name search on the IVRS website, the EA can quickly find out if that individual had mistakenly been transferred or removed. Only in a situation where the individual had never been registered in that location (possibly a mistake by the voter or an error in the transmittal of their registration to the EA) would the need arise for a provisional ballot.
- The SBE provides public viewing stations in the Springfield office where any member of the public can access the State-wide database during normal business hours.
- As always, the jurisdictions provide public access to the registration cards contained at their facilities.
- By month's end, the public will be able to confirm their information on the State Board of Election's "Am I Registered" portion of the public website.

A great deal of effort has gone into designing a system that meets the needs of all its users and at the same time meets the mandates of State and federal law. This system ensures a clean Illinois voter registration list which reduces the potential for voter fraud.

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: Report on the Advisory Committee Meeting

DATE: May 4, 2009

Enclosed is a copy of the agenda for the May 18 meeting of the SBE Advisory Committee of Election Officials.

I will provide an oral report at the Board meeting.

Enclosure

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

ADVISORY COMMITTEE
AGENDA

Monday, May 18, 2009
9:30 a.m.
1020 S. Spring Street
Springfield, Illinois

1. **IVRS – update.**
2. **Legislation.**
3. **EAC Data Collection Grant – update.**
4. **HAVA – update.**
5. **Other business.**
6. **Next meeting.**

The State Board of Elections Regular monthly meeting will begin at 10:30 a.m.

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: Legislative Update

DATE: May 5, 2009

I have testified before both the House and Senate Appropriations Committees on our FY 2010 Budget Appropriation Request and Cris has been extremely busy with many committees and an extraordinary number of election reform bills.

We will have an oral report update at the meeting. The General Assembly is scheduled to adjourn May 31.

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: Fiscal Status Report – FY 09

DATE: May 5, 2009

Ten months of the fiscal year are behind us and we are well within anticipated spending levels.

Attachment

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

AGENCY TOTALS MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$3,171,480.00	$2,491,352.86	$0.00	$680,127.14	78.55%
STATE PAID RETIREMENT	$127,110.00	$97,179.43	$0.00	$29,930.57	76.45%
RETIREMENT	$564,610.00	$521,596.46	$0.00	$43,013.54	92.38%
SOCIAL SECURITY	$238,600.00	$182,017.68	$0.00	$56,582.32	76.29%
CONTRACTUAL SERVICE	$789,765.00	$456,347.65	$90,638.58	$242,778.77	57.78%
TRAVEL	$107,350.00	$61,268.98	$0.00	$46,081.02	57.07%
PRINTING	$42,360.00	$28,671.48	$0.00	$13,688.52	67.69%
COMMODITIES	$29,925.00	$24,104.26	$0.00	$5,820.74	80.55%
EQUIPMENT	$113,525.00	$72,304.28	$1,851.20	$39,369.52	63.69%
TELECOMMUNICATIONS	$106,780.00	$80,532.13	$0.00	$26,247.87	75.42%
OPERATION OF AUTO EQUIPMENT	$3,515.00	$2,076.88	$0.00	$1,438.12	59.09%
HAVA MAINTENANCE OF EFFORT	$550,000.00	$550,000.00	$0.00	$0.00	100.00%
ELECTION CODE BOOKS	$14,250.00	$0.00	$0.00	$14,250.00	0.00%
SUB-TOTAL (OPERATIONS)	$5,859,270.00	$4,567,452.09	$92,489.78	$1,199,328.13	77.95%
CO CLERK & RECORDER STIPENDS	$806,000.00	$5,413.70	$0.00	$800,586.30	0.67%
ELECTION JUDGE REIMBURSEMENT	$5,850,000.00	$2,594,275.00	$0.00	$3,255,725.00	44.35%
ELECTION JUDGES/EARLY VOTING	$2,875,000.00	$2,415,020.00	$0.00	$459,980.00	84.00%
VOTER REGISTRATION TAPES	$20,250.00	$0.00	$0.00	$20,250.00	0.00%
IVRS LUMP SUM	$2,498,700.00	$169,604.83	$0.00	$2,329,095.17	6.79%
REDISTRICTING	$350,000.00	$153,460.00	$196,540.00	$0.00	43.85%
ADDITIONAL STATE MATCH	$671,022.00	$341,749.00	$0.00	$329,273.00	50.93%
DISALLOWED HAVA EXPENDITURES	$3,889.00	$3,889.00	$0.00	$0.00	100.00%
SUB-TOTAL (GRANTS)	$13,074,861.00	$5,683,411.53	$196,540.00	$7,194,909.47	43.47%
TOTAL APPROPRIATION	$18,934,131.00	$10,250,863.62	$289,029.78	$8,394,237.60	54.14%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

BOARD MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
CONTRACTUAL SERVICE				
1205 Freight Express & Drayage	$2,000.00	$1,696.96	$303.04	84.85%
1221 Repair/Maint. Furn./Office Equipment			$0.00	0.00%
1232 Rental Motor Vehicles	$1,000.00	$1,000.00	$0.00	100.00%
1239 Rental, NEC			$0.00	0.00%
1243 Book Binding Services			$0.00	0.00%
1266 Court Reporting & Filing Services	$13,900.00	$8,493.25	$5,406.75	61.10%
1274 Reg. Fees & Conf. Expenses (Vendor)	$100.00		$100.00	0.00%
1275 Subscriptions	$100.00	$92.50	$7.50	92.50%
1276 Reg. Fees & Conf. Expenses (Employee)			$0.00	0.00%
1277 Association Dues	$50.00		$50.00	0.00%
1279 Employee Tuition & Fees				
1280 Copying, Photographic & Printing Services	$450.00	$413.70	$36.30	91.93%
1286 Travel, Non-State Employee			$0.00	0.00%
1289 Contractual Services, NEC	$450.00	$371.77	$78.23	82.62%
TRAVEL	$18,145.00	$10,688.21	$7,456.79	58.90%
EQUIPMENT				
1510 Office Furniture & Equipment	$475.00		$475.00	0.00%

BOARD GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE
CONTRACTUAL SERVICE	**$18,050.00**	**$12,068.18**		**$5,981.82**
TRAVEL	**$18,145.00**	**$10,688.21**		**$7,456.79**
EQUIPMENT	**$475.00**	**$0.00**		**$475.00**
TOTAL	**$36,670.00**	**$22,756.39**	**$0.00**	**$13,913.61**

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

ADMINISTRATION MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$534,185.00	$441,168.78	$93,016.22	82.59%
1129 State Paid Retirement	$21,470.00	$16,235.60	$5,234.40	75.62%
1161 Retirement	$90,495.00	$90,414.45	$80.55	99.91%
1170 Social Security	$38,935.00	$31,328.74	$7,606.26	80.46%
CONTRACTUAL SERVICE				
1201 Petty Cash	$300.00	$168.96	$131.04	56.32%
1205 Freight Express & Drayage	$300.00	$295.44	$4.56	98.48%
1221 Repair/Maint. Furn./Office Equipment	$10,000.00	$8,402.18	$1,597.82	84.02%
1223 Repair/Maint. Real Property	$1,000.00		$1,000.00	0.00%
1230 In-House Repair & Maintenance				
1231 Rental, Office Equipment	$13,900.00	$7,822.55	$6,077.45	56.28%
1232 Rental, Motor Vehicles	$4,600.00	$3,450.00	$1,150.00	75.00%
1233 Rental, Real Property	$202,200.00	$185,129.96	$17,070.04	91.56%
1234 Rental, Machinery & Mechanical Eqmt				
1239 Rental, NEC	$1,000.00	$400.00	$600.00	40.00%
1240 Statistical & Tabulation Services	$8,500.00	$4,756.86	$3,743.14	55.96%
1242 Auditing & Management Services				
1248 Building & Grounds Maintenance	$11,800.00	$10,844.99	$955.01	91.91%
1251 Gas	$9,500.00	$8,379.05	$1,120.95	88.20%
1252 Electricity	$41,000.00	$39,325.19	$1,674.81	95.92%
1253 Water	$700.00	$598.15	$101.85	85.45%
1255 Utilities, NEC	$600.00	$375.77	$224.23	62.63%
1261 Postage	$44,000.00	$41,603.10	$2,396.90	94.55%
1266 Court Reporting				
1274 Reg Fees & Conf. Expenses (Vendor)	$400.00		$400.00	0.00%
1275 Subscription & Information Services	$2,575.00	$2,068.54	$506.46	80.33%
1276 Reg.Fees & Conf. Expenses (Employee)	$500.00		$500.00	0.00%
1277 Association Dues	$1,500.00	$1,320.00	$180.00	88.00%
1281 Interviewee Expense - To Vendors				
1285 Taxes, Licenses & Fees	$100.00		$100.00	0.00%
1289 Contractual Services, NEC				
TRAVEL				
1291 In-State	$16,575.00	$6,847.62	$9,727.38	41.31%
1292 Out-of-State	$1,000.00		$1,000.00	0.00%
PRINTING	$10,070.00	$3,173.24	$6,896.76	31.51%
COMMODITIES				
1304 Office/Library Supplies	$12,700.00	$7,551.34	$5,148.66	59.46%
1391 Household & Cleaning Supplies	$1,600.00	$1,587.57	$12.43	99.22%
1394 Office/Library Equip., Not exc. $100	$380.00	$323.37	$56.63	85.10%
1398 Equipment, NEC	$500.00	$455.66	$44.34	91.13%
1399 Commodities, NEC	$400.00	$331.04	$68.96	82.76%
EQUIPMENT				
1510 Office Furniture & Equipment	$1,900.00	$1,765.69	$134.31	92.93%
1599 Equipment NEC	$0.00		$0.00	0.00%
TELECOMMUNICATIONS				
1710 Repair/Maintenance Telecom				
1721 Rental, Telephone Serv. & Equip.	$45,500.00	$31,376.10	$14,123.90	68.96%
1722 Rental, Data Comm. Serv. & Equip.	$52,680.00	$41,950.37	$10,729.63	79.63%
1728 Videoconferencing	$6,400.00	$5,079.15	$1,320.85	79.36%
1729 Rental, Other Comm. Serv. & Equip.	$1,500.00	$1,440.00	$60.00	96.00%
1730 Parts & Supplies for Telephone	$700.00	$686.51	$13.49	98.07%
OPERATION OF AUTO EQUIPMENT				
1893 Repair & Maint., Auto. Equipment	$1,100.00	$94.99	$1,005.01	8.64%
1894 Parts & Fittings, Auto Equipment	$200.00	$102.92	$97.08	51.46%
1896 Gasoline, Oil & Antifreeze	$2,215.00	$1,878.97	$336.03	84.83%
1899 Auto. Expenses, NEC				

ADMINISTRATION GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	**$534,185.00**	**$441,168.78**		**$93,016.22**	**82.59%**
STATE PAID RETIREMENT	**$21,470.00**	**$16,235.60**		**$5,234.40**	**75.62%**
RETIREMENT	**$90,495.00**	**$90,414.45**		**$80.55**	**99.91%**
SOCIAL SECURITY	**$38,935.00**	**$31,328.74**		**$7,606.26**	**80.46%**
CONTRACTUAL SERVICE	**$354,475.00**	**$314,940.74**	**$19,124.65**	**$20,409.61**	**88.85%**
TRAVEL	**$17,575.00**	**$6,847.62**		**$10,727.38**	**38.96%**
PRINTING	**$10,070.00**	**$3,173.24**		**$6,896.76**	**31.51%**
COMMODITIES	**$15,580.00**	**$10,248.98**		**$5,331.02**	**65.78%**
EQUIPMENT	**$1,900.00**	**$1,765.69**		**$134.31**	**92.93%**
TELECOMMUNICATIONS	**$106,780.00**	**$80,532.13**		**$26,247.87**	**75.42%**
OPERATION OF AUTO EQUIPMENT	**$3,515.00**	**$2,076.88**		**$1,438.12**	**59.09%**
TOTAL	**$1,194,980.00**	**$998,732.85**	**$19,124.65**	**$177,122.50**	**83.58%**

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

ELECTIONS MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$1,351,185.00	$1,039,401.48	$311,783.52	76.93%
1129 State Paid Retirement	$54,150.00	$40,907.22	$13,242.78	75.54%
1161 Retirement	$224,925.00	$218,520.11	$6,404.89	97.15%
1170 Social Security	$102,255.00	$76,306.13	$25,948.87	74.62%
CONTRACTUAL SERVICE				
1145 Contractual Payroll				
1205 Freight Express & Drayage	$4,350.00	$276.15	$4,073.85	6.35%
1221 Repair/Maint. Furn./Office Equipment	$200.00	$192.00	$8.00	96.00%
1231 Rental, Office Equipment				
1232 Rental, Motor Vehicles				
1237 Rental, Film & Audio/Visual Aids	$100.00		$100.00	0.00%
1239 Rental, NEC	$200.00	$100.00	$100.00	50.00%
1242 Auditing & Management Services				
1245 Professional & Artistic Services, NEC				
1266 Court Reporting & Filing Services				
1273 Advertising				
1274 Reg Fees & Conf. Expenses (Vendor)	$1,300.00	$717.00	$583.00	55.15%
1275 Subscription & Information Services	$1,900.00		$1,900.00	0.00%
1276 Reg. Fees & Conf. Expenses (Employee)	$900.00	$688.00	$212.00	76.44%
1277 Association Dues	$1,800.00	$1,736.00	$64.00	96.44%
1279 Employee Tuition & Fees	$3,480.00		$3,480.00	0.00%
1280 Copying, Photographic & Printing Services	$750.00	$240.99	$509.01	32.13%
1285 Operating Taxes, Licenses & Fees				
1289 Contractual Services, NEC	$6,300.00	$6,204.46	$95.54	98.48%
TRAVEL	$41,420.00	$31,933.35	$9,486.65	77.10%
PRINTING	$21,090.00	$19,015.24	$2,074.76	90.16%
EQUIPMENT				
1510 Office Furniture & Equipment	$3,705.00		$3,705.00	0.00%
HAVA - Maintenance of Effort	$550,000.00	$550,000.00	$0.00	100.00%
ELECTION CODE BOOKS	$14,250.00		$14,250.00	0.00%

ELECTIONS GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	**$1,351,185.00**	**$1,039,401.48**		**$311,783.52**	**76.93%**
STATE PAID RETIREMENT	**$54,150.00**	**$40,907.22**		**$13,242.78**	**75.54%**
RETIREMENT	**$224,925.00**	**$218,520.11**		**$6,404.89**	**97.15%**
SOCIAL SECURITY	**$102,255.00**	**$76,306.13**		**$25,948.87**	**74.62%**
CONTRACTUAL SERVICE	**$21,280.00**	**$10,154.60**		**$11,125.40**	**47.72%**
TRAVEL	**$41,420.00**	**$31,933.35**		**$9,486.65**	**77.10%**
PRINTING	**$21,090.00**	**$19,015.24**		**$2,074.76**	**90.16%**
EQUIPMENT	**$3,705.00**	**$0.00**		**$3,705.00**	**0.00%**
HAVA - Maintenance of Effort	**$550,000.00**	**$550,000.00**		**$0.00**	**100.00%**
ELECTION CODE BOOKS	**$14,250.00**	**$0.00**		**$14,250.00**	**0.00%**
TOTAL	**$2,384,260.00**	**$1,986,238.13**	**$0.00**	**$398,021.87**	**83.31%**

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

GENERAL COUNSEL MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$237,025.00	$165,682.60	$71,342.40	69.90%
1129 State Paid Retirement	$9,500.00	$6,253.28	$3,246.72	65.82%
1161 Retirement	$39,235.00	$34,883.66	$4,351.34	88.91%
1170 Social Security	$18,240.00	$12,270.23	$5,969.77	67.27%
CONTRACTUAL SERVICE				
1145 Contractual Payroll				
1205 Freight Express & Drayage	$500.00		$500.00	0.00%
1221 Repair/Maint. Furn./Office Equipment				
1244 Legal Fees	$38,000.00	$6,780.00	$31,220.00	17.84%
1245 Professional & Artistic Services, NEC	$13,300.00		$13,300.00	0.00%
1266 Court Reporting & Filing Services	$18,000.00	$5,021.43	$12,978.57	27.90%
1273 Advertising				
1274 Reg Fees & Conf. Expenses (Vendor)	$1,500.00	$480.00	$1,020.00	32.00%
1275 Subscription & Information Services	$3,100.00	$1,112.50	$1,987.50	35.89%
1276 Reg. Fees & Conf. Expenses (Employee)				
1277 Association Dues	$1,500.00	$1,325.00	$175.00	88.33%
1279 Employee Tuition & Fees				
1280 Copying, Photographic & Printing Services	$5,100.00		$5,100.00	0.00%
1284 Computer Software				
1289 Contractual Services, NEC	$4,500.00	$4,082.95	$417.05	90.73%
TRAVEL	$9,785.00	$3,745.58	$6,039.42	38.28%
EQUIPMENT				
1510 Office Furniture & Equipment	$475.00		$475.00	0.00%

GENERAL COUNSEL GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	**$237,025.00**	**$165,682.60**		**$71,342.40**	**69.90%**
STATE PAID RETIREMENT	**$9,500.00**	**$6,253.28**		**$3,246.72**	**65.82%**
RETIREMENT	**$39,235.00**	**$34,883.66**		**$4,351.34**	**88.91%**
SOCIAL SECURITY	**$18,240.00**	**$12,270.23**		**$5,969.77**	**67.27%**
CONTRACTUAL SERVICE	**$85,500.00**	**$18,801.88**	**38,220.00**	**$28,478.12**	**21.99%**
TRAVEL	**$9,785.00**	**$3,745.58**		**$6,039.42**	**38.28%**
EQUIPMENT	**$475.00**	**$0.00**		**$475.00**	**0.00%**
TOTAL	**$399,760.00**	**$241,637.23**	**$38,220.00**	**$119,902.77**	**60.45%**

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

CAMPAIGN DISCLOSURE MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$657,780.00	$549,159.50	$108,620.50	83.49%
1129 State Paid Retirement	$26,315.00	$21,935.75	$4,379.25	83.36%
1161 Retirement	$110,165.00	$110,030.80	$134.20	99.88%
1161-0008 Compt. Supplemental Retirement	$35,000.00	$5,401.68	$29,598.32	15.43%
1170 Social Security	$49,245.00	$39,724.36	$9,520.64	80.67%
CONTRACTUAL SERVICE				
1205 Freight Express & Drayage	$100.00		$100.00	0.00%
1221 Repair & Maint, Furn & Office Equipment	$1,500.00	$1,337.82	$162.18	89.19%
1225 Repair & Maint, EDP				
1229 Repair & Maint, NEC				
1232 Rental, Motor Vehicles				
1239 Rental, NEC	$1,750.00	$835.25	$914.75	47.73%
1245 Professional & Artistic Services, NEC	$2,000.00		$2,000.00	0.00%
1248 Building & Ground Maintenance				
1266 Court Reporting & Filing Services				
1274 Reg Fees & Conf. Expenses (Vendor)	$2,000.00	$960.00	$1,040.00	48.00%
1275 Subscription & Information Services				
1276 Reg. Fees & Conf. Expenses (Employee)				
1277 Association Dues				
1279 Employee Tuition and Fees	$345.00		$345.00	0.00%
1285 Operating Taxes, Licenses & Fees				
1286 Travel, Non-State Employee				
1289 Contractual Services, NEC				
TRAVEL				
1291 In-State	$8,405.00	$3,422.91	$4,982.09	40.72%
1292 Out-of-State	$1,000.00		$1,000.00	0.00%
PRINTING	$11,200.00	$6,483.00	$4,717.00	57.88%
EQUIPMENT				
1510 Office Furniture & Equipment	$8,645.00	$2,059.66	$6,585.34	23.82%

CAMPAIGN DISCLOSURE GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$657,780.00	$549,159.50		$108,620.50	83.49%
STATE PAID RETIREMENT	$26,315.00	$21,935.75		$4,379.25	83.36%
RETIREMENT (incl. supplemental funding)	$145,165.00	$115,432.48		$29,732.52	79.52%
SOCIAL SECURITY	$49,245.00	$39,724.36		$9,520.64	80.67%
CONTRACTUAL SERVICE	$7,695.00	$3,133.07		$4,561.93	40.72%
TRAVEL	$9,405.00	$3,422.91		$5,982.09	36.39%
PRINTING	$11,200.00	$6,483.00		$4,717.00	57.88%
EQUIPMENT	$8,645.00	$2,059.66		$6,585.34	23.82%
TOTAL	$915,450.00	$741,350.73	$0.00	$174,099.27	80.98%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

INFORMATION TECHNOLOGY MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	$391,305.00	$295,940.50	$95,364.50	75.63%
1129 State Paid Retirement	$15,675.00	$11,847.58	$3,827.42	75.58%
1161 Retirement	$64,790.00	$62,345.76	$2,444.24	96.23%
1170 Social Security	$29,925.00	$22,388.22	$7,536.78	74.81%
CONTRACTUAL SERVICE				
1145 Contractual Payroll	$2,000.00	$1,800.00	$200.00	90.00%
1205 Freight Express & Drayage				
1221 Repair/Maint. Furn./Office Equipment	$13,000.00		$13,000.00	0.00%
1223 Repair/Maint. Real Property	$6,000.00	$5,760.87	$239.13	96.01%
1225 Repair/Maint. EDP Equipment	$25,000.00	$6,697.83	$18,302.17	26.79%
1230 In-House Repair of Equipment				
1234 Rental, Machinery and Mech. Equip				
1239 Rental, NEC				
1242 Auditing & Management Services	$70,000.00	$49,062.14	$20,937.86	70.09%
1244 Legal Fees				
1245 Professional & Artistic Services, NEC	$108,065.00	$20,000.00	$88,065.00	18.51%
1271 Surety Bond & Ins. Prem.	$600.00	$349.00	$251.00	58.17%
1272 Travel & Expense Reimbursement (Vendor)				
1274 Reg Fees & Conf. Expenses (Vendor)	$6,000.00		$6,000.00	0.00%
1275 Subscription & Information Services	$2,800.00	$1,586.94	$1,213.06	56.68%
1276 Reg. Fees & Conf. Expenses (Employee)	$300.00	$198.00	$102.00	66.00%
1277 Association Dues				
1279 Employee Tuition and Fees	$5,000.00	$520.00	$4,480.00	10.40%
1284 Computer Software	$63,000.00	$11,149.40	$51,850.60	17.70%
1285 Operating Taxes, Licenses & Fees				
1286 Travel, Non-State Employee				
1289 Contractual Services, NEC	$1,000.00	$125.00	$875.00	12.50%
TRAVEL				
1291 In-State	$5,500.00	$4,631.31	$868.69	84.21%
1292 Out-of-State	$5,520.00		$5,520.00	0.00%
PRINTING				
COMMODITIES				
1304 Office/Library Supplies	$12,445.00	$12,024.16	$420.84	96.62%
1332 Industrial & Shop Materials				
1394 Office/Library Equip. under $100				
1398 Equipment, NEC	$900.00	$831.12	$68.88	92.35%
1399 Commodities, NEC	$1,000.00	$1,000.00	$0.00	100.00%
EQUIPMENT				
1510 Office Furniture & Equipment				
1515 EDP Equipment	$98,325.00	$68,478.93	$29,846.07	69.65%

INFORMATION TECHNOLOGY GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	**$391,305.00**	**$295,940.50**		**$95,364.50**	**75.63%**
STATE PAID RETIREMENT	**$15,675.00**	**$11,847.58**		**$3,827.42**	**75.58%**
RETIREMENT	**$64,790.00**	**$62,345.76**		**$2,444.24**	**96.23%**
SOCIAL SECURITY	**$29,925.00**	**$22,388.22**		**$7,536.78**	**74.81%**
CONTRACTUAL SERVICE	**$302,765.00**	**$97,249.18**	**$33,293.93**	**$172,221.89**	**32.12%**
TRAVEL	**$11,020.00**	**$4,631.31**		**$6,388.69**	**42.03%**
PRINTING	**$0.00**	**$0.00**		**$0.00**	**0.00%**
COMMODITIES	**$14,345.00**	**$13,855.28**		**$489.72**	**96.59%**
EQUIPMENT	**$98,325.00**	**$68,478.93**	**$1,851.20**	**$27,994.87**	**69.65%**
TOTAL	**$928,150.00**	**$576,736.76**	**$35,145.13**	**$316,268.11**	**62.14%**

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

IVRS LUMP SUM MONTH ENDING: April 30, 2009	YEAR TO DATE EXPENDITURE
PERSONAL SERVICE	$127,513.00
1129 State Paid Retirement	$4,815.74
1161 Retirement	$26,850.38
1170 Social Security	$9,360.96
CONTRACTUAL SERVICE	
1205 Freight Express & Drayage	
1221 Repair/Maint. Furn./Office Equipment	
1232 Rental Motor Vehicles	
1239 Rental, NEC	
1243 Book Binding Services	
1266 Court Reporting & Filing Services	
1274 Reg. Fees & Conf. Expenses (Vendor)	
1275 Subscriptions	
1276 Reg. Fees & Conf. Expenses (Employee)	
1277 Association Dues	
1279 Employee Tuition & Fees	
1280 Copying, Photographic & Printing Services	
1286 Travel, Non-State Employee	
1289 Contractual Services, NEC	
TRAVEL	$816.54
EQUIPMENT	
1510 Office Furniture & Equipment	$248.21
LOCAL GRANTS	
4453 Reimbursement to Governmental Units	
4458 Services, NEC	
4470 Grants to Local Governments	
4479 Payments to Other State Agencies	

LUMP SUM APPROPRIATION FOR YEAR	**$2,498,700.00**
TOTAL LUMP SUM EXPENDITURES	**$169,604.83**
REMAINING LUMP SUM APPROPRIATION	**$2,329,095.17**

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: HAVA Fiscal Status Reports – FY 09

DATE: May 5, 2009

Distribution of the HAVA funds continues at a moderate pace.

Attachment

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

AGENCY TOTALS MONTH ENDING: April 30, 2009	SECTION 101 Discretionary Funds	SECTION 102 Entitlement Payments	SECTION 261 EAID Disbursements	SECTION 251 Requirements	TOTAL Fund Activity
CASH BALANCE AT BEGINNING OF YEAR	$3,624,058.92	$136,049.00	-$16,261.10	$17,903,538.09	$21,647,384.91
Program Revenues from Federal Govt	$0.00	$0.00	$608,895.34	$0.00	$608,895.34
Miscellaneous Revenues					$0.00
Interest Earned on Comptroller Balances	$74,611.62	$0.00	$0.00	$334,902.38	$409,514.00
Interest Penalties Received					$0.00
State Match Receipts				$341,749.00	$341,749.00
TOTAL CASH REVENUES	$74,611.62	$0.00	$608,895.34	$676,651.38	$1,360,158.34
YEAR TO DATE CASH EXPENDITURES					
PERSONAL SERVICE	$111,349.51			$0.00	$111,349.51
STATE-PAID RETIREMENT	$3,854.86			$0.00	$3,854.86
RETIREMENT	$23,442.24			$0.00	$23,442.24
SOCIAL SECURITY	$8,266.03			$0.00	$8,266.03
GROUP INSURANCE	$25,642.18			$0.00	$25,642.18
CONTRACTUAL SERVICE	$21,361.42			$565,277.72	$586,639.14
TRAVEL	$11,037.95			$0.00	$11,037.95
PRINTING	$0.00			$0.00	$0.00
COMMODITIES	$0.00			$0.00	$0.00
EQUIPMENT	$0.00			$14,400.00	$14,400.00
TELECOMMUNICATIONS	$1,805.28			$67,117.67	$68,922.95
OPERATION OF AUTO. EQUIPMENT	$0.00			$0.00	$0.00
INDIRECT COST REFUNDS	$349,943.64			$815,665.36	$1,165,609.00
SUB-TOTAL CASH EXPENDITURES (OPERATIONS)	$556,703.11	$0.00	$0.00	$1,462,460.75	$2,019,163.86
AWARDS & GRANTS	$168,214.96	$0.00	$592,634.24	$4,895,236.37	$5,656,085.57
TOTAL CASH EXPENDITURES	$724,918.07	$0.00	$592,634.24	$6,357,697.12	$7,675,249.43
CASH BALANCE AT END OF MONTH	$2,973,752.47	$136,049.00	$0.00	$12,222,492.35	$15,332,293.82

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 101 - DISCRETIONARY FUNDS MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE
PERSONAL SERVICE	$111,349.51	$111,349.51
1129 State Paid Retirement	$3,854.86	$3,854.86
1161 Retirement	$23,442.24	$23,442.24
1170 Social Security	$8,266.03	$8,266.03
1180 Group Insurance	$25,642.18	$25,642.18
CONTRACTUAL SERVICE		
1205 Freight Express/Drayage	$37.22	$37.22
1223 Repair & Maintenance Real Property		
1225 Repair & Maintenance, EDP Equip.		
1231 Rental, Office Equipment		
1232 Rental, Motor Vehicles		
1237 Rental, Film & Audio/Visual Aids		
1239 Rental, NEC		
1242 Auditing & Management Services	$20,874.20	$20,874.20
1243 Book Binding & Processing Services		
1244 Legal Fees		
1245 Professional & Technical Services, NEC		
1261 Postage		
1266 Court Reporting & Filing Services		
1273 Advertising		
1274 Registration Fees & Conf. Exp. (Vendor)	$450.00	$450.00
1276 Registration Fees & Conf. Exp. (Employee)		
1280 Copying, Photographic & Printing Serv.		
1284 Computer Software		
1286 Travel, Reimb. to Non-State Employees		
1289 Contractual Services, NEC		
TRAVEL		
1291 In-State	$9,493.22	$9,493.22
1292 Out-of-State	$1,544.73	$1,544.73
PRINTING		
COMMODITIES		
1304 Office/Library Supplies		
1308 Educational & Instructional Materials		
1394 Office/Library Equip., Not Exceed. $100		
1398 Equipment, NEC		
1399 Commodities, NEC		
EQUIPMENT		
1510 Office Furniture & Equipment		
1515 EDP Equipment		
1561 Training Equipment		
6625 Leasehold Improvements		
TELECOMMUNICATIONS		
1721 Rental, Telephone Serv. & Equip.	$354.85	$354.85
1722 Rental, Data Comm. Serv. & Equip.	$1,450.43	$1,450.43
1728 Video Conferencing		
1729 Rental, Other Comm. Serv. & Equip.		
1730 Parts & Supplies for Telephone		
1740 Answering & Pag. Comm. Serv. Equip.		
1750 Telephone, Data, Radio & Other Equip.		
1799 Telecommunication Services, NEC		
OPERATION OF AUTO EQUIPMENT		
1893 Repair & Maint., Automotive Equipment		
1894 Parts & Fittings, Automotive Equipment		
1896 Gasoline, Oil & Antifreeze		
1898 Automotive Services, NEC		
1899 Automotive Expenses, NEC		
INDIRECT COST REFUNDS		
1993 Indirect Cost Allocation Refund	$349,943.64	$349,943.64
GRANTS		
4453 Reimbursement to Governmental Units		
4458 Services, NEC		
4470 Grants to Local Governments (PPA)		
4470 Grants to Local Governments (EAI)		
4470 Grants to Local Governments (AAG)	$168,214.96	$168,214.96
4470 Grants to Local Governments		
4479 Payments to Other State Agencies		

SECTION 101 GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	$111,349.51	$111,349.51	
STATE PAID RETIREMENT	$3,854.86	$3,854.86	
RETIREMENT	$23,442.24	$23,442.24	
SOCIAL SECURITY	$8,266.03	$8,266.03	
GROUP INSURANCE	$25,642.18	$25,642.18	
CONTRACTUAL SERVICE	$21,361.42	$21,361.42	
TRAVEL	$11,037.95	$11,037.95	
PRINTING	$0.00	$0.00	
COMMODITIES	$0.00	$0.00	
EQUIPMENT	$0.00	$0.00	
TELECOMMUNICATIONS	$1,805.28	$1,805.28	
OPERATION OF AUTO EQUIPMENT	$0.00	$0.00	
INDIRECT COST REFUNDS	$349,943.64	$349,943.64	
GRANTS	$168,214.96	$168,214.96	
TOTAL	$724,918.07	$724,918.07	$0.00

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 102 - ENTITLEMENT PAYMENTS MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE
PERSONAL SERVICE		
1129 State Paid Retirement		
1161 Retirement		
1170 Social Security		
CONTRACTUAL SERVICE		
1205 Freight Express/Drayage		
1225 Repair & Maintenance, EDP Equip.		
1231 Rental, Office Equipment		
1237 Rental, Film & Audio/Visual Aids		
1239 Rental, NEC		
1242 Auditing & Management Services		
1243 Book Binding & Processing Services		
1244 Legal Fees		
1245 Professional & Technical Services, NEC		
1261 Postage		
1266 Court Reporting & Filing Services		
1274 Registration Fees & Conf. Exp. (Vendor)		
1276 Registration Fees & Conf. Exp. (Employee)		
1280 Copying, Photographic & Printing Serv.		
1284 Computer Software		
1289 Contractual Services, NEC		
TRAVEL		
1291 In-State		
1292 Out-of-State		
PRINTING		
COMMODITIES		
1304 Office/Library Supplies		
1394 Office/Library Equip., Not Exceed. $100		
1398 Equipment, NEC		
1399 Commodities, NEC		
EQUIPMENT		
1510 Office Furniture & Equipment		
1515 EDP Equipment		
1599 Equipment, NEC		
TELECOMMUNICATIONS		
1721 Rental, Telephone Serv. & Equip.		
1722 Rental, Data Comm. Serv. & Equip.		
1728 Video Conferencing		
1729 Rental, Other Comm. Serv. & Equip.		
1730 Parts & Supplies for Telephone		
1740 Answering & Pag. Comm. Serv. Equip.		
1750 Telephone, Data, Radio & Other Equip.		
1799 Telecommunication Services, NEC		
OPERATION OF AUTO EQUIPMENT		
1893 Repair & Maint., Automotive Equipment		
1894 Parts & Fittings, Automotive Equipment		
1896 Gasoline, Oil & Antifreeze		
1898 Automotive Services, NEC		
1899 Automotive Expenses, NEC		
GRANTS		
4453 Reimbursement to Governmental Units		
4458 Services, NEC		
4470 Grants to Local Governments, NEC		

SECTION 102 GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	$0.00	$0.00	
STATE PAID RETIREMENT	$0.00	$0.00	
RETIREMENT	$0.00	$0.00	
SOCIAL SECURITY	$0.00	$0.00	
CONTRACTUAL SERVICE	$0.00	$0.00	
TRAVEL	$0.00	$0.00	
PRINTING	$0.00	$0.00	
COMMODITIES	$0.00	$0.00	
EQUIPMENT	$0.00	$0.00	
TELECOMMUNICATIONS	$0.00	$0.00	
OPERATION OF AUTO EQUIPMENT	$0.00	$0.00	
GRANTS	$0.00	$0.00	
TOTAL	$0.00	$0.00	$0.00

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 261 - EAID DISBURSEMENTS MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE
PERSONAL SERVICE		
1129 State Paid Retirement		
1161 Retirement		
1170 Social Security		
CONTRACTUAL SERVICE		
1205 Freight Express/Drayage		
1225 Repair & Maintenance, EDP Equip.		
1231 Rental, Office Equipment		
1237 Rental, Film & Audio/Visual Aids		
1239 Rental, NEC		
1242 Auditing & Management Services		
1243 Book Binding & Processing Services		
1244 Legal Fees		
1245 Professional & Technical Services, NEC		
1261 Postage		
1266 Court Reporting & Filing Services		
1274 Registration Fees & Conf. Exp. (Vendor)		
1276 Registration Fees & Conf. Exp. (Employee)		
1280 Copying, Photographic & Printing Serv.		
1284 Computer Software		
1289 Contractual Services, NEC		
TRAVEL		
1291 In-State		
1292 Out-of-State		
PRINTING		
COMMODITIES		
1304 Office/Library Supplies		
1394 Office/Library Equip., Not exc. $100		
1398 Equipment, NEC		
1399 Commodities, NEC		
EQUIPMENT		
1510 Office Furniture & Equipment		
1515 EDP Equipment		
1599 Equipment, NEC		
TELECOMMUNICATIONS		
1721 Rental, Telephone Serv. & Equip.		
1722 Rental, Data Comm. Serv. & Equip.		
1728 Video Conferencing		
1729 Rental, Other Comm. Serv. & Equip.		
1730 Parts & Supplies for Telephone		
1740 Answering & Pag. Comm. Serv. Equip.		
1750 Telephone, Data, Radio & Other Equip.		
1799 Telecommunication Services, NEC		
OPERATION OF AUTO EQUIPMENT		
1893 Repair & Maint., Automotive Equipment		
1894 Parts & Fittings, Automotive Equipment		
1896 Gasoline, Oil & Antifreeze		
1898 Automotive Services, NEC		
1899 Automotive Expenses, NEC		
GRANTS		
4453 Reimbursement to Governmental Units		
4470 Grants to Local Governments (VAID)		
4470 Grants to Local Governments (VAID II)	$592,634.24	$592,634.24

SECTION 261 GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	$0.00	$0.00	
STATE PAID RETIREMENT	$0.00	$0.00	
RETIREMENT	$0.00	$0.00	
SOCIAL SECURITY	$0.00	$0.00	
CONTRACTUAL SERVICE	$0.00	$0.00	
TRAVEL	$0.00	$0.00	
PRINTING	$0.00	$0.00	
COMMODITIES	$0.00	$0.00	
EQUIPMENT	$0.00	$0.00	
TELECOMMUNICATIONS	$0.00	$0.00	
OPERATION OF AUTO EQUIPMENT	$0.00	$0.00	
GRANTS	$592,634.24	$592,634.24	
TOTAL	$592,634.24	$592,634.24	$0.00

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 251 - REQUIREMENTS MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE
PERSONAL SERVICE		
1129 State Paid Retirement		
1161 Retirement		
1170 Social Security		
1180 Group Insurance		
CONTRACTUAL SERVICE		
1205 Freight Express/Drayage		
1223 Repair & Maintenance Real Property		
1225 Repair & Maintenance, EDP Equip.		
1231 Rental, Office Equipment		
1232 Rental, Motor Vehicles		
1237 Rental, Film & Audio/Visual Aids		
1239 Rental, NEC		
1242 Auditing & Management Services	$555,952.32	$555,952.32
1243 Book Binding & Processing Services		
1244 Legal Fees		
1245 Professional & Technical Services, NEC	$4,622.90	$4,622.90
1261 Postage		
1266 Court Reporting & Filing Services		
1273 Advertising		
1274 Registration Fees & Conf. Exp. (Vendor)		
1276 Registration Fees & Conf. Exp. (Employee)		
1280 Copying, Photographic & Printing Serv.		
1284 Computer Software	$4,702.50	$4,702.50
1289 Contractual Services, NEC		
TRAVEL		
1291 In-State		
1292 Out-of-State		
PRINTING		
COMMODITIES		
1304 Office/Library Supplies		
1308 Educational & Instructional Materials		
1394 Office/Library Equip., Not Exceed. $100		
1398 Equipment, NEC		
1399 Commodities, NEC		
EQUIPMENT		
1510 Office Furniture & Equipment		
1515 EDP Equipment	$14,400.00	$14,400.00
1561 Training Equipment		
6625 Leasehold Improvements		
TELECOMMUNICATIONS		
1721 Rental, Telephone Serv. & Equip.		
1722 Rental, Data Comm. Serv. & Equip.		
1728 Video Conferencing		
1729 Rental, Other Comm. Serv. & Equip.		
1730 Parts & Supplies for Telephone		
1740 Answering & Pag. Comm. Serv. Equip.		
1750 Telephone, Data, Radio & Other Equip.		
1799 Telecommunication Services, NEC	$67,117.67	$67,117.67
OPERATION OF AUTO EQUIPMENT		
1893 Repair & Maint., Automotive Equipment		
1894 Parts & Fittings, Automotive Equipment		
1896 Gasoline, Oil & Antifreeze		
1898 Automotive Services, NEC		
1899 Automotive Expenses, NEC		
INDIRECT COST REFUNDS		
1993 Indirect Cost Allocation Refund	$815,665.36	$815,665.36
GRANTS		
4453 Reimbursement to Govt Units (AVE)	$213,952.06	$213,952.06
4453 Reimbursement to Govt Units (Phase II)	$3,679,760.15	$3,679,760.15
4453 Reimbursement to Govt Units (ALA)	$678,952.45	$678,952.45
4453 Reimbursement to Govt Units (EDG)		
4470 Grants to Local Governments (VRS)	$322,571.71	$322,571.71
4479 Payments to Other State Agencies		

SECTION 101 GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	$0.00	$0.00	
STATE PAID RETIREMENT	$0.00	$0.00	
RETIREMENT	$0.00	$0.00	
SOCIAL SECURITY	$0.00	$0.00	
GROUP INSURANCE	$0.00	$0.00	
CONTRACTUAL SERVICE	$565,277.72	$565,277.72	$193,783.68
TRAVEL	$0.00	$0.00	
PRINTING	$0.00	$0.00	
COMMODITIES	$0.00	$0.00	
EQUIPMENT	$14,400.00	$14,400.00	$319,560.00
TELECOMMUNICATIONS	$67,117.67	$67,117.67	
OPERATION OF AUTO EQUIPMENT	$0.00	$0.00	
INDIRECT COST REFUNDS	$815,665.36	$815,665.36	
GRANTS	$4,895,236.37	$4,895,236.37	
TOTAL	$6,357,697.12	$6,357,697.12	$513,343.68

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: EAC Election Data Collection Grant Program Update

DATE: May 5, 2009

Attached please find the EAC Election Data Collection Grant for the period ending April 30, 2009.

Attachment

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
EAC Data Collection Grant

AGENCY TOTALS MONTH ENDING: April 30, 2009	TOTAL Fund Activity
Program Revenues from Federal Govt	$557,649.00
Miscellaneous Revenues	$0.00
Interest Earned on Comptroller Balances	$4,123.00
Interest Penalties Received	$0.00
TOTAL CASH REVENUES	$561,772.00
YEAR TO DATE CASH EXPENDITURES	
PERSONAL SERVICE	$0.00
STATE-PAID RETIREMENT	$0.00
RETIREMENT	$0.00
SOCIAL SECURITY	$0.00
GROUP INSURANCE	$0.00
CONTRACTUAL SERVICE	$430,705.99
TRAVEL	$2,104.51
PRINTING	$0.00
COMMODITIES	$0.00
EQUIPMENT	$0.00
TELECOMMUNICATIONS	$0.00
OPERATION OF AUTO. EQUIPMENT	$0.00
INDIRECT COST REFUNDS	$0.00
SUB-TOTAL CASH EXPENDITURES (OPERATIONS)	$432,810.50
AWARDS & GRANTS	$0.00
TOTAL CASH EXPENDITURES	$432,810.50
CASH BALANCE AT END OF MONTH	$128,961.50

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
EAC DATA COLLECTION GRANT

MONTH ENDING: April 30, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE
PERSONAL SERVICE		
1129 State Paid Retirement		
1161 Retirement		
1170 Social Security		
1180 Group Insurance		
CONTRACTUAL SERVICE		
1205 Freight Express/Drayage	$17.99	$17.99
1223 Repair & Maintenance Real Property		
1225 Repair & Maintenance, EDP Equip.		
1231 Rental, Office Equipment		
1232 Rental, Motor Vehicles		
1237 Rental, Film & Audio/Visual Aids		
1239 Rental, NEC		
1242 Auditing & Management Services	$430,688.00	$430,688.00
1243 Book Binding & Processing Services		
1244 Legal Fees		
1245 Professional & Technical Services, NEC		
1261 Postage		
1266 Court Reporting & Filing Services		
1273 Advertising		
1274 Registration Fees & Conf. Exp. (Vendor)		
1276 Registration Fees & Conf. Exp. (Employee)		
1280 Copying, Photographic & Printing Serv.		
1284 Computer Software		
1286 Travel, Reimb. to Non-State Employees		
1289 Contractual Services, NEC		
TRAVEL		
1291 In-State	$2,104.51	$2,104.51
1292 Out-of-State		
PRINTING		
COMMODITIES		
1304 Office/Library Supplies		
1308 Educational & Instructional Materials		
1394 Office/Library Equip., Not Exceed. $100		
1398 Equipment, NEC		
1399 Commodities, NEC		
EQUIPMENT		
1510 Office Furniture & Equipment		
1515 EDP Equipment		
1561 Training Equipment		
6625 Leasehold Improvements		
TELECOMMUNICATIONS		
1721 Rental, Telephone Serv. & Equip.		
1722 Rental, Data Comm. Serv. & Equip.		
1728 Video Conferencing		
1729 Rental, Other Comm. Serv. & Equip.		
1730 Parts & Supplies for Telephone		
1740 Answering & Pag. Comm. Serv. Equip.		
1750 Telephone, Data, Radio & Other Equip.		
1799 Telecommunication Services, NEC		
OPERATION OF AUTO EQUIPMENT		
1893 Repair & Maint., Automotive Equipment		
1894 Parts & Fittings, Automotive Equipment		
1896 Gasoline, Oil & Antifreeze		
1898 Automotive Services, NEC		
1899 Automotive Expenses, NEC		
INDIRECT COST REFUNDS		
1993 Indirect Cost Allocation Refund		
GRANTS		
4453 Reimbursement to Governmental Units		
4458 Services, NEC		
4470 Grants to Local Governments		
4470 Grants to Local Governments		
4479 Payments to Other State Agencies		

GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	$0.00	$0.00	
STATE PAID RETIREMENT	$0.00	$0.00	
RETIREMENT	$0.00	$0.00	
SOCIAL SECURITY	$0.00	$0.00	
GROUP INSURANCE	$0.00	$0.00	
CONTRACTUAL SERVICE	$430,705.99	$430,705.99	$605,312.00
TRAVEL	$2,104.51	$2,104.51	
PRINTING	$0.00	$0.00	
COMMODITIES	$0.00	$0.00	
EQUIPMENT	$0.00	$0.00	
TELECOMMUNICATIONS	$0.00	$0.00	
OPERATION OF AUTO EQUIPMENT	$0.00	$0.00	
INDIRECT COST REFUNDS	$0.00	$0.00	
GRANTS	$0.00	$0.00	
TOTAL	$432,810.50	$432,810.50	$605,312.00

STATE BOARD OF ELECTIONS

MEMORANDUM

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

TO: Members of the Board

SUBJECT: Two Year Plan of Activity

DATE: May 5, 2009

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

Attachment

Start Date	End Date	Activity	Division
4 /29/2009		Send notice to election authorities who failed to submit a computerized voter registration file, for the Consolidated General 2009 submission. Rules and Regulations	VRS
5 /1 /2009		Send draft of the 2010 CANDIDATE'S GUIDE to legal for review. (Complete by July 31, 2008.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
5 /1 /2009		Prepare dates for the Appointment of Election Judges 2010/2011 document. Send to all election authorities by May 21, 2009. 10ILCS 5/13-1(1.1,2,3,5 & 7)	ET&RD
5 /8 /2009		Canvass results of Fox Waterway Agency trustees election.	EL INFO
5 /14/2009		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 Consolidated General 2009 submission	VRS
5 /15/2009		First day for election authority to submit computerized voter registration file for the May 15, 2009 submission. 10 ILCS 5/4-8,5-7,6-36	VRS
5 /15/2009		(date subject to change) Final day for which HOUSE committees may take action on SENATE bills. (House Rule) Final day for which SENATE committees may take action on HOUSE bills. (Senate Rule)	LEG
5 /18/2009		BOARD MEETING 10 ILCS 5/1A7	EXEC DIR
5 /26/2009		Last day for election authorities to submit request for extension to file computerized voter registration information for the May 15, 2009 submission. Rules and Regulations	VRS
5 /26/2009		Last day for election authority to submit computerized voter registration file for the May 15, 2009 submission. 10 ILCS 5/4-8,5-7,6-36	VRS
5 /29/2009		Last day to notify political committees that have filed a Statement of Organization of their obligation to file a SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. 10 ILCS 5/9-10, 9-16(7)	CAMP DISC

Start Date	End Date	Activity	Division
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

April 28, 2009

CHICAGO
PM 4: 42
STATE
BOARD OF ELECTIONS

Illinois State Board of Elections
100 W Randolph St.
Suite 14-100
Chicago, IL 60601

Greetings:

My name is Sebastian James, and I am the Treasurer for Citizens for Joe Moore (L2617). This is a request on behalf of the committee to revisit the April 21, 2009 decision by the Board to fine our committee for late submission of the 2008 Semi-annual Report. Our goal of revisiting this decision is to appeal again and overturn the decision as well as the $100 fine.

Enclosed with this letter is a separate attachment containing a letter given to the Chicago office of the Board on February 17, 2009. It was my understanding that this letter was to serve as my appeal. I have come to find out that the letter was not provided to those who review appeals.

The key text of the letter, and the reason why we feel the fine must be overturned is below:

...I attempted to upload the report multiple times on 1/20/09. According to the IDIS software error report, the program wouldn't accept the upload because of HDR errors. At 10:17 pm on 1/20/09, I stopped trying to fix the problem, and emailed the files to Andy Nauman at the Board's Chicago office.

The time-stamp in the header of my sent email shows the report was delivered to the Board before the deadline. Unfortunately the technical problems kept me from having it processed via the IDIS software...

I have also included a printout of the January 20, 2009 email showing I sent the files to the Board before the midnight deadline.

This has been a recurring problem for many years now. I believe the problem lies less in our ability to file on time and more with uptime problems with the Board's servers. I have worked very closely with your Chicago staff to solve these problems, but they seem to persist.

Please review my grounds for re-appealing your decision. I look forward to your reply.

Sincerely,

Sebastian James
Treasurer, Citizens for Joe Moore (L2617)
729 W Waveland Av, Unit C
Chicago, IL 60613
773.879.3538

Sebastian James <sabbadoo32@gmail.com>

Same Header Problems, Attaching Files

3 messages

Sebastian James <sabbadoo32@gmail.com> **Tue, Jan 20, 2009 at 11:17 PM**
To: "Nauman, Andy" <ANauman@elections.il.gov>
Cc: "Ald. Joe Moore" <aldmoore@aol.com>, Scott Kastrup <skastrup@yahoo.com>

Andy,

I tried uploading from the new computer, and got header errors. So I emailed it to the old computer, got the same problem and couldn't upload. I found your email from when I had these same problems the last time. I reinstalled IDIS and the problem didn't go away.

Now I can't upload the other files you need to verify the contribution/expenditure thing. I can email the rest tomorrow.

So I made a .pdf of the validation report after filing the report. You'll see it had no errors other than the HDR. I'll attach it and the screwed up IDIS file.

--
Thanks,
Sebastian James

http://www.collectiveinterest.us
http://www.linkedin.com/in/sebastianjames

2 attachments

Semi to 12-31-08.pdf
6K

Semi to 12-31-08.DCf
1201K

Nauman, Andy <ANauman@elections.il.gov> **Wed, Jan 21, 2009 at 9:46 AM**
To: Sebastian James <sabbadoo32@gmail.com>

Sebastian,

The file or the program is not located on the C drive in its own root file. What is the password, I can file it from here with your permission.

andy

From: Sebastian James [mailto:sabbadoo32@gmail.com]
Sent: Tuesday, January 20, 2009 10:17 PM
To: Nauman, Andy

CHICAGO

2009 FEB 17 PM 2:36

STATE
BOARD OF ELECTIONS

February 14, 2009

Illinois Board of Elections
Chicago Office
100 W Randolph
Suite 14-100
Chicago, IL 60601

Hello:

My name is Sebastian James, Treasurer for the Citizens for Joe Moore. This is a letter to the Board of Elections in response to their claim that our organization didn't file our 2nd half 2008 Semiannual Report on time.

I attempted to upload the report multiple times on 1/20/09. According to the IDIS software error report, the program wouldn't accept the upload because of HDR errors. At 10:17 pm on 1/20/09, I stopped trying to fix the problem, and emailed the files to Andy Nauman at the Board's Chicago office.

The time-stamp in the header of my sent email shows the report was delivered to the Board before the deadline. Unfortunately the technical problems kept me from having it processed via the IDIS software.

This was not a new problem. I have had these problems before. When I have brought it to the attention of the Board, they have been proactive in helping me find a solution. While trying to fix the problems on the night of 10/20, I referred to a set of solutions sent to my by the Board regarding where the files and IDIS program resides in the root structure of the computer. I followed these instructions multiple times, and still couldn't clear the errors. I reinstalled the program on multiple machines and couldn't' clear the errors. It was at that point I decided to email the file to the Board.

Regardless of the problems I had in uploading the file, I was still able to provide the report to the Board before the end of the filing deadline.

Separately from the issues above, our organization recently received a letter informing us that we didn't file a non participation report for the March elections. This was an oversight on our part. On Monday, February 16, 2009, I will speak with Andy Nauman in the Board's Chicago office about how to solve the HDR problem, and upload the file as soon as possible after that.

Thank you,

Sebastian James
Treasurer, Citizens for Joe Moore
L2617

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

In the Matter Of:	)	
	)	
State Board of Elections	)	
Complainant(s),	)	
Vs.	)	
	)	09 DS 010
Citizens for Joe Moore	)	
Respondent(s).	)	

FINAL ORDER

TO: Citizens for Joe Moore L2617
1431 W Fargo Ave
Chicago, IL 60626

This matter coming to be heard this 20th day of April, 2009, as an imposition of a civil penalty under Article 9 of the Illinois Election Code (10 ILCS 5/9-1 *et. seq.*), and the State Board of Elections being fully advised in the premises,

THE BOARD FINDS

1. In case number 09 DS 010, a $100.00 civil penalty was assessed against the Respondent for the delinquent filing of the December 2008 Semi-annual report; and
2. An appeal of the civil penalty was not submitted by the committee, and
3. The committee was previously assessed a penalty of $50.00 for the delinquent filing of the December 2006 Semi-annual report (07 DS 009), which was not appealed. The committee was also assessed penalties totaling $2250.00 for failing to file Schedule A-1's in conjunction with the February 2007 election (07 AC 038 & 07 AC 004). All previous civil penalty assessments have been paid in full by the committee.

IT IS ORDERED:

1. A civil penalty in the amount of $100.00 is imposed and is now due and owing within 30 days of the effective date of this Order; and
2. The effective date of this Order is April 21, 2009, and
3. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 4/21/2009

Albert S Porter, Chairman

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

February 27, 2009

Citizens for Joe Moore
1413 W Fargo Ave
Chicago, IL 60626

L2617

Dear Citizens for Joe Moore;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2008 through December 31, 2008
Filing Period:	January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on January 21, 2009, 1 day(s) late. As such, this committee has been assessed a fine of $100.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation it is required to be paid by the committee within 30 days:

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v. **08 AG 010**

William Davis for State Representative S8040
Respondent

REPORT OF HEARING EXAMINER

Reconsideration of an Appeal of the Civil Penalty Assessment for the late Filing of A Schedule A-1 in conjunction with the 2008 November General Election

According to the political committee's Schedule A-1's filed with the State Board of Elections (herein referred to as SBE), in relation to the November 2008 General Election, the William Davis for State Representative committee received a contribution from the IL State Medical Society PAC, in the amount of $1,000.00, dated 10/27/08, one (1) day late. As such, the political committee has been assessed a fine of $1,000.00.

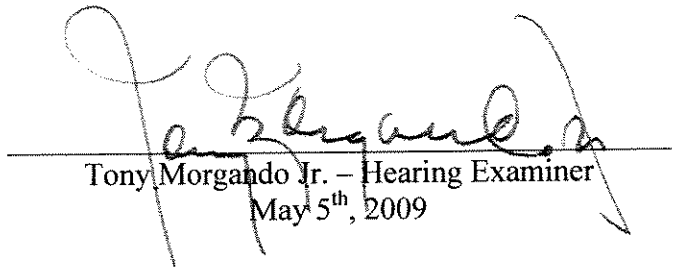
Ms. Tawny Smith, Treasurer, filed a Request for Hearing and Appeal Affidavit, on January 14th, 2009, indicating: "The committee will offer support of the appeal at the time of the hearing".

Hearing in this matter was set for Wednesday, April 29th, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, Suite 14-100, Chicago, Illinois, at 9:00 a.m.

Ms. Tawny Smith, Treasurer, appeared on behalf of the political committee. A review of the documents/statements related to this matter between Ms. Smith and the Hearing Examiner indicated the following; On Wednesday, October 22nd, 2008, at 8:02 p.m., Ms. Smith emailed Ms. Kim Brown, SBE staff, stating she filed two (2) Schedule A-1's, "because the first one is an error. The A-1 is for the contribution made by Illinois State Medical Society Political Action Committee for $1000.00 is correct". Ms. Smith further questions the "need to amend the first A-1". On Thursday, October 23rd, 2008, Ms. Kim Brown via email to Ms. Smith indicated (1) "You cannot amend an A-1, we will just document this correspondence in the file if any questions should arise (7:57 a.m.). This email was officially logged into the SBE system on Wednesday, October 23rd, 2008, and, (2) Ms. Brown indicated that "The second A-1 you submitted was a duplicate of the first A-1 you sent us. You must resend the A-1 with the IL State Medical PAC contribution of $1,000.00. Please email me back to confirm you received this message" (9:05 a.m.). Ms. Smith responded on Monday, October 27th, 2008, "I just got this email and will correct it immediately" (6:04 p.m.), which Ms. Smith proceeded to file the needed Schedule A-1 at 6:11 p.m.

I feel based upon a review of the documents/statements presented in this matter, and discussions with SBE staff, the Hearing Examiner is of the opinion (1) Ms. Smith acknowledges in her email of October 22nd, that a Schedule A-1 upload error was committed, in which the intended donor, the Illinois State Medical Society PAC, ($1,000.00) was initially omitted, but subsequently corrected (unfortunately the

intended correction was a duplicate of the initial filing) and, (2) the email disclosing this omission/and or receipt of the Illinois Medical Society PAC donation of $1,000.00 was entered into the SBE system on October 23rd, within 48-hours of the receipt of such contribution, it is the opinion of the Hearing Examiner that absent an official form Schedule A-1, notification required under 10 ILCS 5/9-10(b-5), did occur. It therefore is the recommendation of the Hearing Examiner that the appeal be granted in this matter. The Hearing Examiner further recommends that the political committee prepare and file an amended 2008 December Semi-Annual Report to reflect corrected contribution dates within 30 days of the effective date of the Final Board Order.



Tony Morgando Jr. – Hearing Examiner
May 5th, 2009

June 16, 2008

AY FIVE HUNDRED and 00 /100 Dollars

$ **********500.00

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RDER
F

William Davis for State Representat
PO Box 704
Homewood IL 60430-8704

Bank of America Controlled Disbursement
Bank of America, N.A.
Atlanta, DeKalb County, Georgia

64-1278/611

VOID AFTER 180 DAYS

AUTHORIZED SIGNATURE

THE BACK OF THIS DOCUMENT HAS THE ASTRAZENECA LOGO PRINTED IN WHITE INK IN MULTIPLE POSITIONS - HOLD AT AN ANGLE TO VIEW - VOID IF NOT PRESENT

⑈2900005258⑈ ⑆061112788⑆ 329 997 7316⑈

12211

ILLINOIS STATE MEDICAL SOCIETY
POLITICAL ACTION COMMITTEE
20 N. MICHIGAN AVENUE-SUITE 700
CHICAGO, ILLINOIS 60602

BANK OF SPRINGFIELD
SPRINGFIELD, ILLINOIS

70-855/711

10/2/2008

DATE

**1,000.00

AMOUNT

William Davis for State Rep.

One Thousand and 00/100**********

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O THE
RDER
F

William Davis for State Rep.
P. O. Box 704
Homewood, IL 60430

VOID AFTER 90 DAYS

AUTHORIZED SIGNATURE

Security features. Details on back.

⑈012211⑈ ⑆071108559⑆ 144 096⑈

44

From: Brown, Kim <KThorpe@elections.il.gov>
To: tsmithtv@aol.com
Subject: RE: A1 Question
Date: Thu, 23 Oct 2008 7:57 am

Hi there!

You cannot amend an A-1, we will just document this correspondence in the file if any questions should arise!

Have a good day!

Kim

From: tsmithtv@aol.com [mailto:tsmithtv@aol.com]
Sent: Wednesday, October 22, 2008 8:02 PM
To: Brown, Kim
Subject: A1 Question

Good Evening Kim,

I submitted an A1 for William Davis and I did it twice because the first one is an error. The A1 is for the contribution made by Illinois State Medical Society Political Action Committee for $1000.00 is correct.

The first A1 list all of the checks over 500.00 for the Report period. In error, I thought I had to list all checks. Can you tell me how or if I need to amend the first A1? I tried to do it but I didn't see that as an option. Those checks were received before October 6th, but are included in the pre election report.

Please advise. Thank you for your help.

Tawny Smith

McCain or Obama? Stay updated on coverage of the Presidential race while you browse - Download Now!

From: Brown, Kim <KThorpe@elections.il.gov>
To: tsmithtv@aol.com
Subject: RE: A1 Question
Date: Thu, 23 Oct 2008 8:06 am

Also, wanted to let you know for the A-1, you put an incorrect election date. The correct election is 11/4/08.
Thanks

From: tsmithtv@aol.com [mailto:tsmithtv@aol.com]
Sent: Wednesday, October 22, 2008 8:02 PM
To: Brown, Kim
Subject: A1 Question

Good Evening Kim,

I submitted an A1 for William Davis and I did it twice because the first one is an error. The A1 is for the contribution made by Illinois State Medical Society Political Action Committee for $1000.00 is correct.

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Tawny Smith

McCain or Obama? Stay updated on coverage of the Presidential race while you browse - Download Now!

From: Brown, Kim <KThorpe@elections.il.gov>
To: tsmithtv@aol.com
Subject: RE: A1 Question
Date: Thu, 23 Oct 2008 9:06 am

Hi Tawny,

Sorry to bother you again BUT this is important.

The second A-1 you submitted was a duplicate of the first A-1 you sent us. You must re send the A-1 with the IL State Medical PAC contribution of $1000.

Please email me back to confirm you received this message.

Thanks,
Kim

From: tsmithtv@aol.com [mailto:tsmithtv@aol.com]
Sent: Wednesday, October 22, 2008 8:02 PM
To: Brown, Kim
Subject: A1 Question

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Please advise. Thank you for your help.

Tawny Smith

McCain or Obama? Stay updated on coverage of the Presidential race while you browse - Download Now!

Brown, Kim

From: tsmithtv@aol.com
Sent: Monday, October 27, 2008 6:04 PM
To: Brown, Kim
Subject: Re: A1 Question

I just got this email and I will correct it immediately.

Tawny

-----Original Message-----
From: Brown, Kim <KThorpe@elections.il.gov>
To: tsmithtv@aol.com
Sent: Thu, 23 Oct 2008 9:05 am
Subject: RE: A1 Question

Hi Tawny,

Sorry to bother you again BUT this is important.

The second A-1 you submitted was a duplicate of the first A-1 you sent us. You must re send the A-1 with the IL State Medical PAC contribution of $1000.

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Thanks,
Kim

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Sent: Wednesday, October 22, 2008 8:02 PM
To: Brown, Kim
Subject: A1 Question

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Please advise. Thank you for your help.

Tawny Smith

SCHEDULE A-1

REPORT OF CAMPAIGN CONTRIBUTIONS
OF
MORE THAN $500
General Election - Election Date: 11/ 4/2008

FILED
10/27/2008 6:11:55 PM

FOR OFFICE USE ONLY
IDENTIFICATION NO.
S 8040

William Davis for State Represei
PO Box 704
Homewood, IL 60430-8704

FULL NAME, MAILING ADDRESS, AND ZIP CODE	RECEIPT TYPE	DATE INCURRED	AMOUNT OF EACH RECEIPT
	Individual Contribution		
Illinois State Medical Society Political Action Committee 20 north Michigan Avenue Suite 700 Chicago, IL 60602		10/22/2008	$1,000.00

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

December 16, 2008

S8040

William Davis for State Representative
Tawny Smith
3024 Matthew Ln, Unit C-1
Homewood, IL 60430

Dear William Davis for State Representative;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
IPACE	10/15/08	$1000.00	$1000.00	10/30/08	9
IL State Medical Society PAC	10/22/08	$1000.00	$1000.00	10/27/08	1

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.

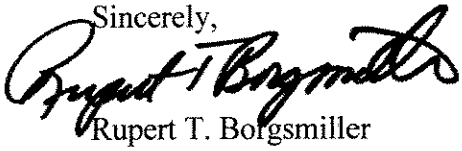
Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the third delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to $1500.00, (75% 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 mailing of this assessment notice 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)

State of Illinois)
County of Cook)

09 [illegible] 11:49

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
William Davis for State)
Respondent(s). Representative)

Case No. 08 AG 010

APPEAL AFFIDAVIT

I, Tawny Smith (Name), the Treasurer (Chairman/Treasurer) of the William Davis for State Representative (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:

Signed and Sworn to by: Audrey McFarlin
before me this 16th Day of January, ~~2008~~ 2009
Notary Public

Tawny Smith
(Signature of Chairman/Treasurer)

"OFFICIAL SEAL"
AUDREY H. McFARLIN
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 6/28/2010

January 9, 2009

Tawny Smith
Treasurer
William Davis for State Representative
P.O. Box 704
Homewood, Illinois 60430

To Whom It May Concern:

I write on behalf of William Q. Davis, Chairman of the committee for William Davis for State Representative to inform the Illinois State Board of Elections of the State of Illinois that the committee will appeal the penalty assessment and is submitting a request for a hearing.

The committee will offer support of the appeal at the time of the hearing. Thank you in advance for your attention.

Sincerely,

Tawny Smith
Treasurer
William Davis for State Representative

State of Illinois)
County of Cook)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.) Case No._____
William Davis for State Representative)
Respondent(s).)

REQUEST FOR HEARING

I, Tawny Smith (Name), the Treasurer (Chairman/Treasurer)
William Davis for State Representative (Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.

Tawny Smith
(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v. **08 JS 247**

Cuba Township Republican Club L1336
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Delinquently Filing the
June 2008 Semi-Annual Report

The political committee's June 2008 Semi-Annual Report was received by the State Board of Elections (herein referred to as SBE) on October 5th, 2008, 53 day(s) late. As such, the political committee has been assessed a fine of $5,000.00. In addition, the political committee was previously assessed a penalty of $925.00 for the delinquent filing of its 2007 June Semi-Annual report and was subsequently assessed a penalty of $200.00 for the delinquent filing of its December 2008 Semi-Annual report. The total assessment is $6,125.00. Since this is a subsequent violation, it will be required to be paid by the political committee within thirty (30) days of the issuance of a Final Board Order.

Mr. Thomas W. Gooch, Chairman, filed a Request for Hearing and Appeal Affidavit, on January 16th, 2009, indicating in part: "Both our treasurer and president are elderly and the treasurer, who is in her late 80's does not own a computer and has been very ill. Therefore I as a member of the club and as the chairman of our committeemen have been preparing the reports using my office computer. In June of this year I became extraordinarily ill and discovered I had high blood pressure which was uncontrolled, out of control diabetes and a heart condition. I have had a very slow recovery and there simply was no one else to complete the report inasmuch as all the date required for the electronic filing which is mandatory was stored on my personal computer. I will inform you that we are making arrangements to retain an accounting firm to handle the filings of these reports in a timely manner in the future and can assure you that this tardiness will not reoccur".

Attached to the Appeal Affidavit (1) a copy of a signed affidavit of Mr. Gooch's physician, Dr. Stewart B. Segal, describing his condition, dated June 26th, 2008, (2) a coronary artery scan test results, conducted on Mr. Thomas Gooch, by the University of Illinois Cardiology Department of Medicine, and (3) correspondence originating from Mr. Thomas W. Gooch, to SBE Disclosure Specialist, Mr. Clinton Jenkins, dated October 6th, 2008, explaining extenuating circumstances which relate to the late filing of the political committees report.

Hearing in this matter was originally set for Tuesday, February 5th, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, Suite 14-100, Chicago, Illinois, at 9:00 a.m., held telephonically on Thursday, February 5th, 2009, at 1:00 p.m. via conference call.

Mr. Thomas W. Gooch spoke on behalf of the political committee. Mr. Gooch reaffirmed statements contained in his Appeal Affidavit, concerning his physical concerns which caused the officers of the political committee lack of access to financial records needed to file the June 30th 2008 Semi-Annual Report. Mr. Gooch stated an amended Statement of Organization (Form D-1) will be filed shortly, installing new officers capable of compliance with the electronic filing requirements.

Based upon a review of the documents/statements presented in this matter, the Hearing Examiner finds the presence of personal circumstances which affected the timely filing of the political committee's June 2008 Semi-Annual Report. Regardless of the fact that Mr. Gooch is not a current officer of the political committee; his physical concerns had a direct relationship on the ability of the committee to electronically file. The Hearing Examiner encourages the installation of new officers, capable of filing electronic reports in the future. It is the recommendation of the Hearing Examiner that the appeal be granted in this matter, contingent on the filing of an amended D-1 Statement of Organization listing Mr. Gooch, who states he is the president of the Cuba Township Republican Club, as an officer within ten (10) business days of the effective date of this Order. Failure by the political committee to comply with this Order will result in the denial of the appeal, making the total amount of $6,125.00 due and owing.

Tony Morgando Jr. – Hearing Examiner
May 6, 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

December 16, 2008

Cuba Township Republican Club
PO Box 246
Barrington, IL 60011

L1336

Dear Cuba Township Republican Club;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	January 1, 2008 through June 30, 2008
Filing Period:	July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on October 5, 2008, 53 day(s) late. As such, this committee has been assessed a fine of $5000.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days:

Reporting Period	Report Type	Previous Fine Amount
1/1/2007 – 6/30/2007	Semi-annual	$925.00
TOTAL AMOUNT NOW DUE		**$5925.00**

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

State of Illinois)
)
County of Lake)

09 J 15 AM 11:58

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 08 IS247
)
Cuba Township Republican Club)
Respondent(s).)

APPEAL AFFIDAVIT

I, Thomas W. Gooch (Name), the Chairman (Chairman/Treasurer) of the

Cuba Township Republican Club and Central Committee
(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:

Please see attached

Signed and Sworn to by:

_____
before me this _____ Day of
_____, 2008

_____
Notary Public

_____
(Signature of Chairman/Treasurer)

January 14, 2007

State Board of Elections
Attn: Campaign Disclosure
1020 S. Spring Street
Springfield, IL 62704

Greetings

I ask you to recognize the difficulties we have been incurring at the Cuba Township Republican Club and Central Committee and reconsider your decision imposing such a large fine and consider granting us clemency from such a fine which would be devastating to our very small organization.

John Hipsky was the President of the Cuba Township Republican Club however he moved to the Upper Peninsula of Michigan, ceased being a committeeman or a voter in Cuba Township. Our Treasurer Roberta Svacha is an elderly lady in her late 80's and in very poor health and has been unable to handle the filing of reports as required by the State Board of Elections. She is not able to use a computer, does not own a computer and would not understand the basics of filling out your reports electronically as required.

The duty then fell to me as I became the defacto President of the Cuba Township Republican Club and I am the Chairman of the Club and the Central Committee of Cuba Township. I was able to complete the reporting tasks and have been preparing the reports for her signature for some time. However I too became seriously ill this year.

I had a routine physical in June with absolutely no symptoms prior to that time whatsoever and after a Heartcheck America scan was told by my internist and cardiologist that I had uncontrolled diabetes, high blood pressure and was on the verge of suffering a cardiac arrest (heart attack). I immediately underwent early in June a nuclear imaging stress test which was abnormal and was subsequently scheduled for an angiogram.

During the angiogram the procedure became an angioplasty on an emergency basis and I had two cardiac stents inserted as a result of an 80% blockage in my coronary arteries. I still had at this point uncontrolled diabetes and high blood pressure.

I was closely followed by my physician thereafter and sent to cardiac rehab. I did not return to my full time employment as an attorney or as the Highway Commissioner of the Cuba Township Road District until October of last year. I spent 90 days in very intensive rehabilitation, lost 30 pounds of weight and through the use of medication, exercise and diet got both my blood pressure and diabetes under control.

Under the circumstances I filed the report as promptly as I could. I can assure you that all reports will be filed in the future on time and I have solicited the assistance of other professionals to assure those reports.

At the time that I filed the report I did voluntarily write to Mr. Jenkins at the State Board to explain the reasons for the late filing and I did not simply want to send it in without any comment whatsoever. I am enclosing a copy of the letter that I sent to Mr. Jenkins at that time.

Furthermore I am enclosing a copy of an affidavit my physician gave me back in June as further proof of my physical condition at that time as I needed the affidavit in order to continue litigation that I was involved with as an attorney due to my condition. At the time of the affidavit I had not yet had the angioplasty and as a result of the angioplasty of course as aforesaid I was off work for a great deal of time until I had my physical condition under better control.

I look forward to a personal appearance before you at your convenience.

Very truly yours

Thomas W. Gooch

Subscribed and sworn before me
on this 14th day of Jan, 2009

Anne E. Baker, Notary Public

OFFICIAL SEAL
ANNE E BAKER
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:02/24/11

State of Illinois)
)
County of _____)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;	)	
	)	
ILLINOIS STATE BOARD OF ELECTIONS,	)	
	)	
Complainant	)	
	)	
Vs.	)	Case No._____
	)	
Cuba Township Republican Club	)	
	)	
Respondent(s).	)	

REQUEST FOR HEARING

I, Thomas W. Gooch, the Chairman
(Name) (Chairman/Treasurer)

Cuba Township Republican Club and Central Committee
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.

_____
(Signature of Chairman/Treasurer)

Thomas W. Gooch
23559 Old Barrington Road
Barrington, IL 60010

October 6, 2008

By regular mail and facsimilie

Mr. Clinton Jenkins
Campaign Finance Specialist
Illinois State Board of Elections
100 West Randolph Street
Suite 14-100
Chicago, IL 60601
Fax: 312-814-6485

Re: Cuba Township Republican Club L1336

Dear Mr. Jenkins

As you know I have filed the semi-annual report which was due the end of June on behalf of the Cuba Township Republican Club. I wanted to explain to you the extenuating circumstances which caused the late filing of this report and beg your indulgence and waiver of any fines.

Both our treasurer and president are elderly and the treasurer, who is in her late 80's does not own a computer and has been very ill. Therefore I as a member of the club and as the chairman of our committeemen have been preparing the reports using my office computer.

In June of this year I became extraordinarily ill and discovered I had high blood pressure which was uncontrolled, out of control diabetes and a heart condition. I am enclosing a copy of an affidavit signed by my attending physician which was used in a lawsuit I was handling (as an attorney) to continue the trial due to my poor health at the time. Obviously the court continued the matter.

After this affidavit was signed by my doctor I had another stress test which I failed and an angiogram. Immediately following the angiogram I had an angioplasty on an emergency basis and had coronary stents installed in my coronary arteries at my heart.

I have had a very slow recovery and there simply was no one else to complete this report inasmuch as all of the data required for the electronic filing which is mandatory was stored on my personal computer at the office and I was homebound really until the past two weeks. Because of my diabetes and high blood pressure my recovery has been slow.

I will inform you that we are making arrangements to retain an accounting firm to handle the filing of these reports in a timely manner in the future and can assure you that this tardiness will not re-occur.

Should you wish to discuss the matter with me further please contact me on my cell at 847-951-7575, which is the best place to locate me today and tomorrow. My office number is 847-526-0110 and my home is 847-382-1224.

Thank you for your consideration of this matter.

Very truly yours

Thomas W. Gooch
Cuba Township Republican Club

TWG/ab

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

SABINA BIELAWSKI,	)	
	)	
Plaintiff,	)	
	)	
v	)	**No. 00 L 007178**
	)	
HOWARD ROSENFELD, ROSENFELD, ROTENBERG, HAFRON & SHAPIRO	)	
	)	
Defendant(s).	)	

AFFIDAVIT OF STEWART B. SEGAL, M.D.

NOW COMES STEWART B. SEGAL, M.D., and being first duly sworn on his oath, deposes and states the following:

1. That I am a physician/surgeon licensed to practice medicine in the State of Illinois at 504 S. Rand Road, Lake Zurich, IL 60047 and if called to testify I could competently testify to the following facts contained herein.

2. I am personally acquainted with Thomas W. Gooch III and have been his primary care physician for a period of approximately twenty years. I am intimately familiar with his physical condition and health issues surrounding him.

3. That Thomas W. Gooch III is a diabetic and at present his diabetes is uncontrolled, meaning that it is not within acceptable ranges although he is on medication. His medication has recently been changed during the past seventy-two hours and presumably within the next fourteen to twenty-one days, his diabetes should again be under control.

4. Mr. Gooch, probably as a result of the diabetes, also is suffering from hypertension which is barely within acceptable limits despite him having been on medication.

STATE LEGAL® A

5. That due to symptoms Mr. Gooch has been recognizing, he underwent a complete heart scan at HEART CHECK AMERICA on Thursday, June 19, 2008. Copies of the medical reports from THE UNIVERSITY OF ILLINOIS MEDICAL CENTER are attached hereto as Exhibit A.

6. The medical report from THE UNIVERSITY OF ILLINOIS MEDICAL CENTER indicates that Mr. Gooch has widespread plaque burden throughout his coronary arteries.

7. The results of the tests attached hereto as Exhibit A indicate that he has more calcium buildup in his coronary arteries than 89% of people in his age group. His score was unacceptable. This is considered to be a serious situation and, until controlled by medication or other means, life threatening.

8. That upon receipt of these test results, I arranged for Mr. Gooch to undergo a nuclear imaging stress test. The results of that stress test were mildly abnormal and confirmed widespread plaque burden through at least three of his coronary arteries.

9. I am scheduling on an urgent basis a cardiac catheterization for Mr. Gooch which will take place immediately.

10. That the results of that cardiac catheterization, also known as an angioplasty, could recommend the continued medication regime until stabilized, or could require surgical intervention either at the time of the catheterization or immediately thereafter.

11. Mr. Gooch is at the present time, due to the uncontrolled diabetes, and the unknown extent of the plaque burden in his coronary arteries, at serious risk for an unexpected myocardial infarction (heart attack).

12. It is my opinion, with a reasonable degree of medical certainty, based on the foregoing observations, that Mr. Gooch should not be exposed to any type of stress or tension, and particularly a trial, until such time as his new medications have taken effect, (14 - 21 days), which includes a beta blocker to slow his heart rate and until his diabetes is under control and the catheterization is

complete with any necessary procedures . He should not be participating in any type of courtroom activity which could cause stress or tension at any time for at least fourteen (14) to twenty-one (21) days at which time his new medications for coronary issues will have taken effect, catheterization issues resolved and his condition should have stabilized.

FURTHER AFFIANT SAYETH NOT.

OFFICIAL SEAL
SCOTT J TAYLOR
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:02/27/11

STEWART B. SEGAL, M.D.

Signed and Sworn to

before me this

this 26th day of June, 2008.

Notary Public

UIC Section of Cardiology
Department of Medicine

1-800-NEW-TEST

CORONARY ARTERY SCAN TEST RESULTS

Patient Name:	GOOCH, THOMAS	Patient Weight:	245LB
Date of Birth:	18-MAY-49	Patient Height:	74IN
Patient ID:	080536001	Study Date:	19-JUN-08
HCA ID:	111441	UIC MR No:	080536001

The following report is based on the analysis of the coronary arteries ONLY. The following scores represent the amount of calcified atherosclerotic plaque in the coronary arteries. These scores do NOT necessarily correspond to the presence or degree of stenosis. Non-calcified plaque may be present in any of the coronaries even if calcified plaque is not detected.

Location Coronary Artery	# Lesions	Mean CT Density (Hounsfield Units)	Calcium Volume (mm3)	Calcium Score
Left Main	0	--	0.0	0.0
Left Anterior Descending	8	225	104.3	136.1
Circumflex	4	219	96.8	142.6
Right Coronary	7	217	215.9	283.1
Totals	**19**	**219**	**417.0**	**561.8**

Percentile Rank = 89

As individuals age, coronary calcium becomes more prevalent. Your total score places you in the 89th percentile. This means that you have more calcified atherosclerotic plaque than 88% of people your age and gender. This information is derived from a database of approximately 19,000 individuals who have undergone coronary artery calcification scans at the University of Illinois at Chicago Medical Center.

Diagnosis: Extensive plaque burden

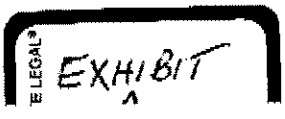
Clinical Interpretation: There is a high likelihood of the presence of at least one coronary stenosis (narrowing) greater than 50%.

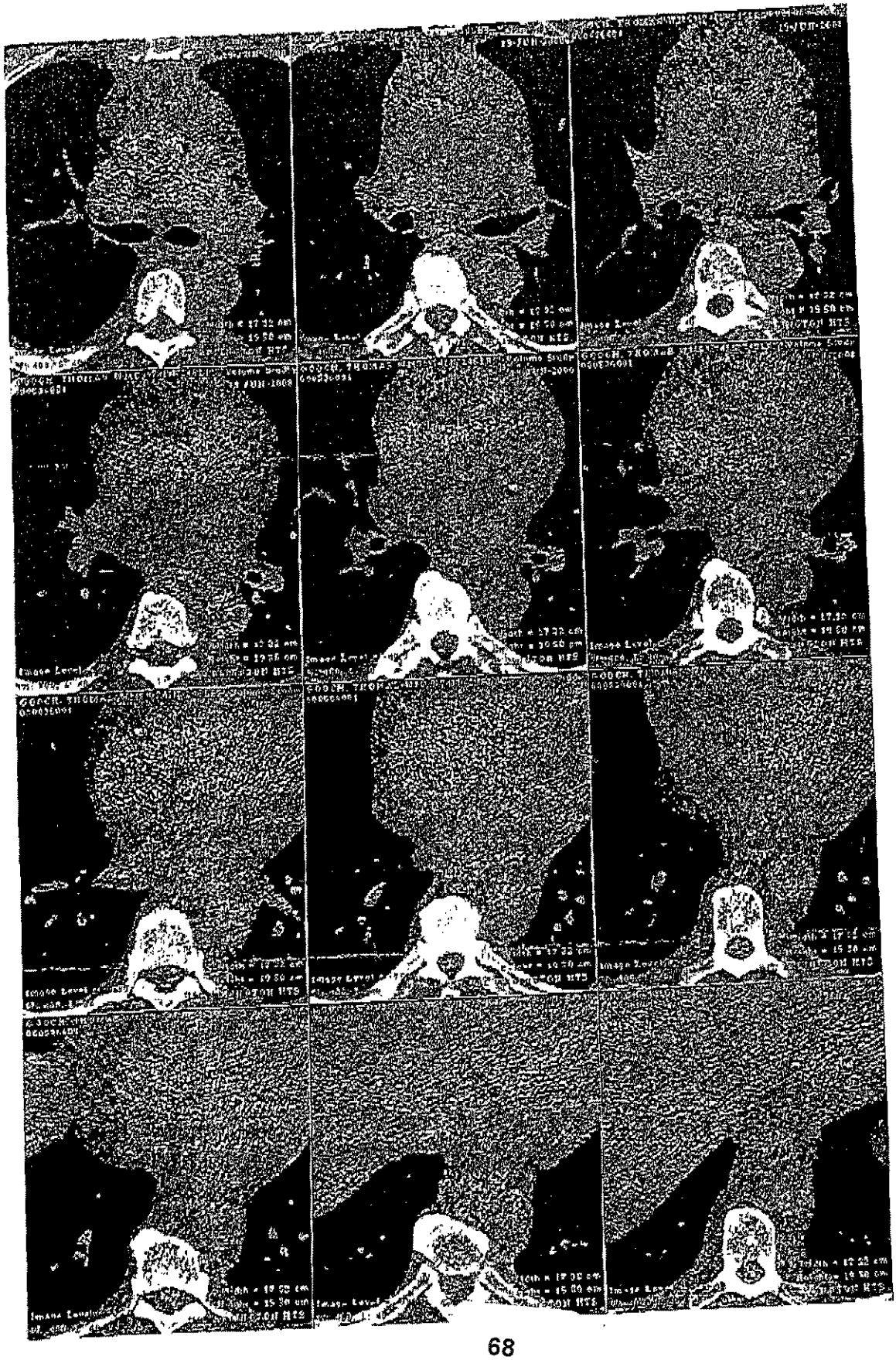
Recommended Clinical Action for Asymptomatic Patients (Individuals not Experiencing Symptoms): Exercise testing to rule out ischemia should be considered. Typically, cardiac catheterization would only be indicated if such exercise testing proves positive or if symptoms are present. Regardless of the results of such exercise testing, patient should, under the care of a physician, be adopting or adhering to a low-fat diet and cardiovascular exercise, stress management and smoking cessation programs, and achieving optimal weight, blood pressure and cholesterol levels. Specifically, patient should strictly adhere to National Cholesterol Education Program guidelines for cholesterol-lowering for patients with established coronary artery disease (LDL cholesterol should be reduced to below 100 mg/dl). In addition, aspirin therapy should be considered.

Warning: Should you now or ever experience any kind of chest discomfort or difficulty in breathing, you should seek medical care promptly. At such time, the appropriate clinical action should take into consideration not only the above diagnosis, but also the physician's evaluation of your symptoms.

George T. Kondos, MD

Signature
George T. Kondos, M.D.
Date: 6/20/08





HEART CHECK AMERICA / UNIVERSITY OF ILLINOIS
CORONARY ARTERY SCANNING
GENERAL INFORMATION

1) Coronary Artery Scanning is a diagnostic procedure designed to detect and measure calcium within the coronary arteries (the blood vessels that bring blood and oxygen to the heart muscle).

2) The presence of calcium within the coronary arteries means that the process of coronary atherosclerosis (plaque accumulation within these vessels) is present.

3) In Western civilization, the presence of plaque is typical in individuals as they age. Accordingly, the fact that some plaque is detected in a Coronary Artery Scan is not a reason to panic nor is it necessarily an indication that medication or surgery is needed.

4) The higher the calcium score, the greater the extent of the plaque accumulation.

5) In general, the greater the extent of plaque accumulation, the more aggressive the recommended therapy.

6) Calcium scores are computed for each of the four main coronary arteries:

   LM - Left Main coronary artery
   LAD - Left Anterior Descending coronary artery
   CIRC - Circumflex coronary artery
   RCA - Right coronary artery

7) Total calcium scores are classified as follows:

Score	Diagnosis
0	No identifiable atherosclerotic plaque
1 to 10	Minimal plaque burden
11 to 100	Mild plaque burden
101 to 400	Moderate plaque burden
Above 400	Extensive plaque burden

8) The recommended clinical action for each patient takes into consideration both the absolute score as indicated above, and how the patient's score compares to the scores of other individuals of the same age and gender. In general, patients who score in the 75th percentile or higher for their age and gender will receive a recommendation for more aggressive action than if their score was below the 75th percentile.

9) The following information, which is also included in your report, may provide your physician with additional insight into the nature of your disease (if any):

   a) Number of lesions – indicates how many calcified areas were found in each artery, and thus whether the disease is localized or diffuse.

   b) Mean CT Density – indicates the average density of the calcium found within each artery. In general, the higher the density, the older the lesion, and therefore the longer the time period the disease has been present.

   c) Calcium Volume – measures the volume of calcified plaque in cubic millimeters. This is proportional to the total amount of atherosclerotic plaque contained within the vessel.

10) The patient receives the greatest benefit when test results are placed in the context of the patient's entire medical profile. Accordingly, it is strongly recommended that these test results be shared with your physician.

11) If you wish to discuss your test results with a University of Illinois nurse please call the UIC Heart Center at **(312) 996-6480 between 8am - 4pm.** Please identify yourself as a Heart Check America patient calling to discuss the results of your Coronary Artery Scan.

PLEASE SEE REVERSE SIDE

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

vs. Case No. **09 DS 075**

Coalition for Property Rights L-14479
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Delinquently Filing the
December 2008 Semi-Annual Report

The political committee's December 2008 Semi-Annual Report was received by the State Board of Elections (herein referred to as SBE) on January 30th, 2009, eight (8) days late. As such, the political committee has been assessed a fine of $800.00. In addition, the political committee was previously assessed a penalty of $225.00 for the delinquent filing of the June 30th, 2008 Semi-Annual Report. The total assessment is $1,025.00. Since this is a subsequent violation, it will be required to be paid by the political committee within thirty (30) days of the issuance of a Final Board Order.

Mr. Steven R. Aisen, Chairman, filed a Request for Hearing and Appeal Affidavit, on March 27th, 2009, indicating in part: "In November, 2008, without my knowledge, the U.S. Post Office, Winnetka Branch did not renew the lease for the post office box, and cancelled the Committee's lease. As a result, the U.S. Post Office returned all mail received by the Committee to its sender and the Committee did not receive any mail during this time period. Therefore, the Committee never received the Board of Elections Notice regarding the filing of its Semiannual Report of Campaign Contributions and Expenditures. The Committee's failure to file its Semiannual Report of Campaign Contributions and Expenditures was not purposeful, but rather inadvertent and for good reason, and therefore, the civil penalty should be waived".

Hearing in this matter was set for Tuesday, April 21st, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 9:00 a.m. Such hearing was conducted telephonically.

Mr. Steven Aisen, Chairman, spoke on behalf of the political committee. Mr. Aisen confirmed statements contained in his Appeal Affidavit, and following a subsequent request by the Hearing Examiner, secured and submitted correspondence from the Winnetka Post Office. Such correspondence, dated April 17th, 2009, originating from Ms. Sheila McNally, Officer in Charge indicated "On November 30, 2008, we closed PO Box 438, Coalition for Property Rights, due to non-payment of box rent fees. At that point, we began sending all mail back to sender for this address. This PO Box was reopened for the same company on 1/26/09".

Based upon a review of the statements/documents submitted in this matter, it is the opinion of the Hearing Examiner that the closure of its PO Box, resulting in notices to be returned is a reasonable defense in this matter. Therefore, it is the recommendation of the Hearing Examiner that the appeal be granted in this matter.

Tony Morgando Jr. – Hearing Examiner
April 22, 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

February 27, 2009

Coalition for Property Rights
POB 438
Winnetka, IL 60093

L14479

Dear Coalition for Property Rights;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2008 through December 31, 2008
Filing Period:	January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on January 30, 2009, 8 day(s) late. As such, this committee has been assessed a fine of $800.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days:

Reporting Period	Report Type	Previous Fine Amount
1/1/2008 – 6/30/2008	Semi-annual	$225.00
TOTAL AMOUNT NOW DUE		**$1025.00**

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

STATE BOARD OF ELECTIONS
09 MAR 27 AM 11:31

State of Illinois)
)
County of Cook)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF:

ILLINOIS STATE BOARD OF ELECTIONS)
)
Complainant)
)
Vs.)
)
COALITION FOR PROPERTY RIGHTS)
)
Respondent.)

09DS075

APPEAL AFFIDAVIT

I, Steven R. Aisen, Chairman of the Coalition for Property Rights Committee (the "Committee"), first being duly sworn depose and state that I represent that the said Committee can offer good reason and defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

1. Since its inception, the Committee has maintained P.O. Box 438 with the United States post office, Winnetka Branch for the purpose of receiving its mail.

2. In November, 2008, without my knowledge, the U.S. Post Office, Winnetka Branch did not renew the lease for the post office box, and cancelled the Committee's lease. As a result, the U.S. Post Office returned all mail received by the Committee to its sender and the Committee did not receive any mail during this time period. Therefore, the Committee never received the Board of Elections' Notice regarding the filing of its Semiannual Report of Campaign Contributions and Expenditures.

3. Because the Committee did not receive any mail, including the Notice from the Board of Elections regarding its responsibility in filing its Reports, the Committee was unaware that its Semiannual Report was due to the Board of Elections, and inadvertently failed to file its Semiannual Report in a timely manner.

4. The Committee's failure to file its Semiannual Report of Campaign Contributions and Expenditures was not purposeful, but rather inadvertent and for good reason, and therefore, the civil penalty should be waived.

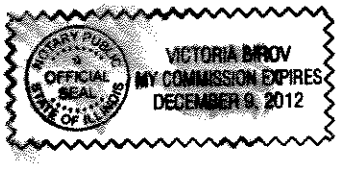
5. The Committee has since reinstated its post office mailbox, and will file its Board of Elections filings in a timely manner going forward.

Steven R. Aisen
773-505-2556 cell

Signed and Sworn by:

Victoria A. Birov, Esq.
Before me this 22nd day of March, 2009

Notary Public



CHICAGO
PM 2:19
STATE
BOARD OF ELECTIONS

UNITED STATES
POSTAL SERVICE

April 17, 2009

To Whom It May Concern:

On November 30, 2008, we closed PO Box 438 (Coalition for Property Rights) due to non-payment of box rent fees. At that point, we began sending all mail back to sender for this address. This PO Box was reopened for the same company on 1/26/09. We regret any inconvenience this has caused.

Sincerely,

Sheila McNally

Sheila McNally
Officer In Charge
Winnetka Post Office
512 Chestnut St
Winnetka IL 60093-9998

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **08 AP 042**

Citizens for Edward Acevedo S 6877

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment
For Failing to File Schedule A-1s for the 2008 General Primary Election

The Committee received 2 contributions of $500 each on 1/10/08 and 1/30/08, and failed to list them on a Schedule A-1. The Committee also received 3 in-kind contributions of $949.57, $1471.74, and $1978.32 on 1/17/08 and failed to list them on a Schedule A-1.

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

On the Affidavit, Mr. Ruiz stated that each of the contributions from Friends of Michael Madigan listed as not having been filed on an A-1 within 2 business days is disputed, because an A-1 for each contribution received was faxed to the Board within the 2 business day requirement. He attached the Schedule A-1 and his receipt. In addition, in regards to the contributions from Daniel Greenman & Co PC, the first check bounced, and the second check simply replaced the first, so no A-1 was required.

In regards to the 3 in-kind contributions from Friends of Michael Madigan, two Schedule A-1s were filed on January 17th. One was filed at 11:15 AM and a second at 4:35 PM—they were identical, and neither of them reported the Madigan contributions. A logical assumption is that the filer intended to upload the A-1 reporting the Madigan contributions, since according to the affidavit and the attached Schedule A-1, it had been created and a filed on date of 1/17/08 had been entered. Therefore, in order to be consistent with prior Board decisions, when an electronic filing issue has apparently been a contributing factor in the violation, I recommend that the appeal be granted. However, the Committee should be aware that the use of this defense a second time may not be looked upon favorably by the Board, since there are many ways to check whether or not a filing has been received by the Board and what was filed.

In regards to the Schedule A-1 which was not filed for the contributions from Daniel Greenman & Co PC, the affidavit explains that only one contribution was received. This defense is bolstered by the Committee's reporting of an expenditure to Daniel Greenman & Co PC on 1/22/08 for the listed purpose of 'returned check #12518'. The original check was received by the Committee on 1/10/08, reported as returned on 1/22/08, and another check received on 1/30/08. I therefore recommend that the appeal be granted in regards to this contribution, since a single check for $500 need not be reported on a Schedule A-1.

Sharon Steward – Hearing Examiner
April 16, 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

October 2, 2008

Citizens for Edward Acevedo
POB 08313
Chicago, IL 60608

S6877

Dear Citizens for Edward Acevedo;

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:

Contributed By	Date of Contribution	Fine Assessed	Amount of Contribution	Date A-1 Received	Days Late
Daniel Greenan & Co PC	1/10/08		**$500.00		
Daniel Greenan & Co PC	1/30/08	$500.00	$500.00	*not filed	2
Friends of Michael Madigan	1/17/08	$949.47	$949.57	*not filed	10
Friends of Michael Madigan	1/17/08	$1471.64	$1471.74	*not filed	10
Friends of Michael Madigan	1/17/08	$1978.32	$1978.32	*not filed	10

The committee is fined a **total** of $4909.43 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 $491.00, (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 mailing 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)

* This contribution was reported on the June 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.

CHICAGO

2008 OCT 29 PM 2:14

STATE BOARD OF ELECTIONS

State of Illinois)
)
County of Cook)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 08 AP 042
)
Citizens for Edward Acevedo)
Respondent(s).)

APPEAL AFFIDAVIT

I, Michael Ruiz (Name), the Treasurer (Chairman/Treasurer) of the Citizens for Edward Acevedo 56877 (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:

Each of the contributions listed as not having filed an A-1 within 2 business days is disputed because an A-1 for each contribution received was faxed to the State Board of Elections within the 2 business day requirement. Documents attached

Signed and Sworn to by:
Michael Ruiz
before me this 28 Day of November, 2008
Sylvia Idrovo
Notary Public

Michael Ruiz
(Signature of Chairman/Treasurer)

OFFICIAL SEAL
SYLVIA IDROVO
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:11/12/1

SCHEDULE A—1

REPORT OF CAMPAIGN CONTRIBUTIONS OF $500 OR MORE

CHICAGO

'08 OCT 29 PM 2:15

STATE BOARD OF ELECTIONS

THIS FORM MAY BE TRANSMITTED BY FAX.

Full name and complete mailing address of Political Committee

CITZ FOR EDWARD ACEVEDO

P.O BOX 08-313

CHICAGO IL 60608

FOR OFFICE USE ONLY
IDENTIFICATION NO.

INSTRUCTIONS

ANY CONTRIBUTION IN AN AGGREGATE OF $500.00 OR MORE RECEIVED IN THE THIRTY DAY PERIOD PRECEDING ANY ELECTION MUST BE REPORTED WITHIN TWO BUSINESS DAYS OF RECEIPT.

CONTRIBUTIONS MUST ALSO BE REPORTED ON THE NEXT REGULAR CAMPAIGN CONTRIBUTIONS REPORT - FORM D-2 - SCHEDULE A.

RECEIVED FROM: FULL NAME, MAILING ADDRESS, AND ZIP CODE	RECEIPT TYPE	DATE	AMOUNT
FRIENDS OF MICHAEL J. MADIGAN P.O. BOX 3188 CHICAGO IL 60654 **postage**	☐ Individual Monetary Contributions ☐ Transfers In ☐ Loans Received ☐ Other Receipts (No In-kind) ☒ In-kind Contributions	01/17/2008	1978.32
FRIENDS OF MICHAEL J. MADIGAN P.O. BOX 3188 CHICAGO IL 60654 **printing**	☐ Individual Monetary Contributions ☐ Transfers In ☐ Loans Received ☐ Other Receipts (No In-kind) ☒ In-kind Contributions	01/17/2008	1471.64
FRIENDS OF MICHAEL J. MADIGAN P.O. BOX 3188 CHICAGO IL 60654 **printing**	☐ Individual Monetary Contributions ☐ Transfers In ☐ Loans Received ☐ Other Receipts (No In-kind) ☒ In-kind Contributions	01/17/2008	949.47

MIKE RUIZ
SIGNATURE OF TREASURER OR CANDIDATE

01/17/2008
DATE

THE ILLINOIS BOARD OF ELECTIONS IS REQUESTING DISCLOSURE OF INFORMATION THAT IS NECESSARY IF YOU QUALIFY AS A POLITICAL COMMITTEE AS OUTLINED UNDER PUBLIC ACT 78-1183. DISCLOSURE OF THIS INFORMATION IS REQUIRED. FAILURE TO PROVIDE ANY INFORMATION COULD RESULT IN A FINE UPTO $1,000.00. THIS FORM IS IN COMPLIANCE WITH THE FORMS MANAGEMENT PROGRAM ACT.

STATE POLITICAL COMMITTEE
RETURN TO
STATE BOARD OF ELECTIONS
1020 SOUTH SPRING STREET
P.O BOX 4187
SPRINGFIELD IL 62708

LOCAL POLITICAL COMMITTEES AND
STATE AND LOCAL POLITICAL COMMITTEES
RETURN ORIGINAL TO:
STATE BOARD OF ELECTIONS
AND COPY TO
APPROPRIATE COUNTY CLERK

THIS FORM MAY BE REPRODUCED

Printed on Recycled Paper

at&t YAHOO! MAIL Classic

CHICAGO

2008 OCT 29 PM 2:16

STATE BOARD OF ELECTIONS

Illinois Electronic Filing Acknowledgement Thursday, January 17, 2008 4:35 PM

From: "Disclose@elections.il.gov" <Disclose@elections.il.gov>

To: sidrovo21@att.net

DISCLOSE -- Illinois Political Financial Disclosure Filing Acknowledgement

This is to acknowledge the receipt and acceptance of your electronic filing via the DISCLOSE protocol.

Your filing was received and accepted by our system at Thu Jan 17 16:35:12 2008, and was assigned the Filing ID of: IL-88575

Please make a note of this, as it will be necessary to refer to this information in the future.

Thank you for using DISCLOSE.

For your reference, the output of the validation check was as follows:

Illinois PDP File Validator Ver: IL-1.00.17

Developed by NIC Technologies, Inc. 1996-2001

==========

Committee ID: FID699
Committee Name: CITZ FOR EDWARD ACEVEDO
Filing Type: A-1

>>>----> PDP data file PASSED validation! <----<<<

NAME OF POLITICAL COMMITTEE: CITZ FOR EDWARD ACEVEDO

REPORTING PERIOD: FROM 01/01/2008 THRU 06/30/2008

CHICAGO

2008 OCT 29 PM 2: 17

STATE BOARD OF ELECTIONS

SCHEDULE A

INDICATE THE PART OF FORM D-2 BEING ITEMIZED:

☒ PART 1 - INDIVIDUAL CONTRIBUTIONS INCLUDING TICKET AND RAFFLE SALES

☐ PART 2 - TRANSFERS IN POLITICAL COMMITTEE CONTRIBUTIONS INCLUDING TICKET AND RAFFLE SALES

☐ PART 3 - LOANS RECEIVED INCLUDING ENDORSER

☐ PART 4 - OTHER RECEIPTS

FOR OFFICE USE ONLY

IDENTIFICATION NO.

SEE GUIDE TO CAMPAIGN DISCLOSURE FOR INSTRUCTIONS

ITEMIZED RECEIPTS FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE RECEIVED	AMOUNT OF EACH RECEIPT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
Breaker Press Co., Inc. 2421 S. Western Ave. Chicago IL 60608	01/10/2008	250.00 EMPLOYER :	250.00 OCCUPATION :
Ruben or Felipa Chavez 2222 South 18th Avenue North Riverside IL 60546	01/10/2008	1000.00 EMPLOYER : Yuritzy Landscaping	1000.00 OCCUPATION : Landscaper
Cristina Foods Inc. 1056 Lake Street Chicago IL 60607	01/10/2008	1000.00 EMPLOYER :	1000.00 OCCUPATION :
Daniel Greenman & Co PC Certified Public Accountant 3 Pine Trail Riverwoods IL 60015-1909	01/10/2008	500.00 EMPLOYER :	1000.00 OCCUPATION :
Michael W. Gonzalez 810 W. 15th Place Chicago IL 60608	01/10/2008	750.00 EMPLOYER : Good Faith Effort Made	750.00 OCCUPATION : Good Faith Effort Made
Industrial Fence, Inc., MBE 1300 South Kilbourn Chicago IL 60623-1031	01/10/2008	1500.00 EMPLOYER :	1500.00 OCCUPATION :

USE SEPARATE PAGE(S) FOR EACH NUMBERED PART

TOTAL THIS PERIOD $ _____
(LAST PAGE OF THIS PART ONLY)

(THIS FORM MAY BE REPRODUCED)

Printed on Recycled Paper

NAME OF POLITICAL COMMITTEE: CITZ FOR EDWARD ACEVEDO

REPORTING PERIOD: FROM 01/01/2008 THRU 06/30/2008

CHICAGO

'08 OCT 29 PM 2:17

STATE BOARD OF ELECTIONS

SCHEDULE B

INDICATE THE PART OF FORM D-2 BEING ITEMIZED:

☐ PART 6 — TRANSFERS OUT
EXPENDITURES TO POLITICAL COMMITTEES — INCLUDING TICKET & RAFFLE PURCHASES

☐ PART 7 — LOANS MADE

☒ PART 8 — EXPENDITURES

FOR OFFICE USE ONLY

IDENTIFICATION NO.

SEE GUIDE TO CAMPAIGN DISCLOSURE FOR INSTRUCTIONS

ITEMIZED EXPENDITURES FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE OF EXPENDITURE	BENEFICIARY	AMOUNT OF EACH EXPENDITURE THIS REPORTING PERIOD	AGGREGATE AMOUNT THIS REPORTING PERIOD
Daniel Greenman & Co PC Certified Public Accountant 3 Pine Trail Riverwoods IL 60015-1909 PURPOSE: Returned Check #12518	01/22/2008	CITZ FOR EDWARD ACEVEDO	500.00	500.00
Deluxe Business Forms / Supplies 5820 West Harlold Gatty Drive Salt Lake City UT 84116 PURPOSE: Checks	01/10/2008	CITZ FOR EDWARD ACEVEDO	262.25	262.25
Dvorak Park Advisory Council 1119 West Cullerton Chicago IL 60608 PURPOSE: donation / 100th Anniversary	04/07/2008	CITZ FOR EDWARD ACEVEDO	200.00	200.00
FORD MOTOR CREDIT P.O. BOX 219686 AC KANSAS IL 64121-9686 PURPOSE: Auto Lease Payment	01/23/2008	CITZ FOR EDWARD ACEVEDO	293.27	1800.52

USE SEPARATE PAGE(S) FOR EACH NUMBERED PART

(THIS FORM MAY BE REPRODUCED)

TOTAL THIS PERIOD $ _____
(LAST PAGE OF THIS PART ONLY)

Printed on Recycled Paper

NAME OF POLITICAL COMMITTEE: CITZ FOR EDWARD ACEVEDO

REPORTING PERIOD: FROM 01/01/2008 THRU 06/30/2008

CHICAGO

2008 OCT 29 PM 2: 17

STATE BOARD OF ELECTIONS

SCHEDULE A

INDICATE THE PART OF FORM D-2 BEING ITEMIZED:

☒ PART 1 - INDIVIDUAL CONTRIBUTIONS INCLUDING TICKET AND RAFFLE SALES

☐ PART 3 - LOANS RECEIVED INCLUDING ENDORSER

☐ PART 2 - TRANSFERS IN POLITICAL COMMITTEE CONTRIBUTIONS INCLUDING TICKET AND RAFFLE SALES

☐ PART 4 - OTHER RECEIPTS

FOR OFFICE USE ONLY
IDENTIFICATION NO.

SEE GUIDE TO CAMPAIGN DISCLOSURE FOR INSTRUCTIONS

ITEMIZED RECEIPTS FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE RECEIVED	AMOUNT OF EACH RECEIPT	AGGREGATE AMOUNT FOR THIS REPORTING PERIOD
MIDWEST GENERATION EME LLC 18101 VON KARMAN AVE. SUITE 1700 IRVINE CA 92612	01/29/2008	1000.00 EMPLOYER :	1000.00 OCCUPATION :
Reynolds American P.O. Box 2990 Winston-Salem NC 27102	01/29/2008	500.00 EMPLOYER :	500.00 OCCUPATION :
Daniel Greenman & Co PC Certified Public Accountant 3 Pine Trail Re-Deposit Riverwoods IL 60015-1909	01/30/2008	500.00 EMPLOYER :	1000.00 OCCUPATION :
HARRAH'S OPERATING COMPANY, INC. 1023 CHERRY ROAD MEMPHIS TN 38117-5423	02/04/2008	500.00 EMPLOYER :	500.00 OCCUPATION :
National Concrete Pipe Co. 11825 Franklin Avenue Franklin Park IL 60131	02/08/2008	500.00 EMPLOYER :	500.00 OCCUPATION :
J.P. Morgan Chase & Co. PAC 270 Park Avenue New York NY 10017	02/13/2008	1000.00 EMPLOYER :	1000.00 OCCUPATION :

USE SEPARATE PAGE(S) FOR EACH NUMBERED PART

TOTAL THIS PERIOD $ _____
(LAST PAGE OF THIS PART ONLY)

(THIS FORM MAY BE REPRODUCED)

Printed on Recycled Paper

SCHEDULE A—1

REPORT OF CAMPAIGN CONTRIBUTIONS OF $500 OR MORE

CHICAGO

2008 OCT 29 PM 2:17

THIS FORM MAY BE TRANSMITTED BY FAX.

STATE BOARD OF ELECTIONS

Full name and complete mailing address of Political Committee

CITZ FOR EDWARD ACEVEDO

P.O BOX 08-313

CHICAGO IL 60608

FOR OFFICE USE ONLY
IDENTIFICATION NO.

INSTRUCTIONS

ANY CONTRIBUTION IN AN AGGREGATE OF $500.00 OR MORE RECEIVED IN THE THIRTY DAY PERIOD PRECEDING ANY ELECTION MUST BE REPORTED WITHIN TWO BUSINESS DAYS OF RECEIPT.

CONTRIBUTIONS MUST ALSO BE REPORTED ON THE NEXT REGULAR CAMPAIGN CONTRIBUTIONS REPORT - FORM D-2 - SCHEDULE A.

RECEIVED FROM: FULL NAME, MAILING ADDRESS, AND ZIP CODE	RECEIPT TYPE	DATE	AMOUNT
ALL-CIRCO, INC. 111 W. WASHINGTON ST. CHICAGO IL 60602	[X] Individual Monetary Contributions [ ] Transfers In [ ] Loans Received [ ] Other Receipts (No In-kind) [ ] In-kind Contributions	01/10/2008	500.00
AZTEC MATERIAL 3624 W. 26TH ST. - 2ND FLOOR CHICAGO IL 60623	[X] Individual Monetary Contributions [ ] Transfers In [ ] Loans Received [ ] Other Receipts (No In-kind) [ ] In-kind Contributions	01/10/2008	500.00
Ruben or Felipa Chavez 2222 South 18th Avenue North Riverside IL 60546	[X] Individual Monetary Contributions [ ] Transfers In [ ] Loans Received [ ] Other Receipts (No In-kind) [ ] In-kind Contributions	01/10/2008	1000.00
Cristina Foods Inc. 1056 Lake Street Chicago IL 60607	[X] Individual Monetary Contributions [ ] Transfers In [ ] Loans Received [ ] Other Receipts (No In-kind) [ ] In-kind Contributions	01/10/2008	1000.00
Daniel Greenman & Co PC Certified Public Accountant 3 Pine Trail Riverwoods IL 60015-1909	[X] Individual Monetary Contributions [ ] Transfers In [ ] Loans Received [ ] Other Receipts (No In-kind) [ ] In-kind Contributions	01/10/2008	500.00

MIKE RUIZ
SIGNATURE OF TREASURER OR CANDIDATE

01/11/2008
DATE

THE ILLINOIS BOARD OF ELECTIONS IS REQUESTING DISCLOSURE OF INFORMATION THAT IS NECESSARY IF YOU QUALIFY AS A POLITICAL COMMITTEE AS OUTLINED UNDER PUBLIC ACT 78-1183. DISCLOSURE OF THIS INFORMATION IS REQUIRED. FAILURE TO PROVIDE ANY INFORMATION COULD RESULT IN A FINE UPTO $1,000.00. THIS FORM IS IN COMPLIANCE WITH THE FORMS MANAGEMENT PROGRAM ACT.

STATE POLITICAL COMMITTEE
RETURN TO
STATE BOARD OF ELECTIONS
1020 SOUTH SPRING STREET
P.O BOX 4187
SPRINGFIELD IL 62708

LOCAL POLITICAL COMMITTEES AND
STATE AND LOCAL POLITICAL COMMITTEES
RETURN ORIGINAL TO:
STATE BOARD OF ELECTIONS
AND COPY TO
APPROPRIATE COUNTY CLERK

THIS FORM MAY BE REPRODUCED

Printed on Recycled Paper

at&t YAHOO! MAIL Classic

CHICAGO
'08 OCT 29 PM 2:17
STATE BOARD OF ELECTIONS

Illinois Electronic Filing Acknowledgement Friday, January 11, 2008 2:21 PM

From: "Disclose@elections.il.gov" <Disclose@elections.il.gov>
To: sidrovo21@att.net

DISCLOSE -- Illinois Political Financial Disclosure Filing Acknowledgement

This is to acknowledge the receipt and acceptance of your electronic filing via the DISCLOSE protocol.

Your filing was received and accepted by our system at Fri Jan 11 14:21:33 2008, and was assigned the Filing ID of: IL-87617

Please make a note of this, as it will be necessary to refer to this information in the future.

Thank you for using DISCLOSE.

For your reference, the output of the validation check was as follows:

Illinois PDP File Validator Ver: IL-1.00.17

Developed by NIC Technologies, Inc. 1996-2001

==========

Committee ID: FID699
Committee Name: CITZ FOR EDWARD ACEVEDO
Filing Type: A-1

>>>----> PDP data file PASSED validation! <----<<<

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v. Case No. **09 DS 159**

Wilpower S7378
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Delinquently Filing the
December 2008 Semi-Annual Report

The political committee's December 2008 Semi-Annual Report was received by the State Board of Elections (herein referred to as SBE) on January 23rd, 2009, three (3) days late. As such, the political committee has been assessed a fine of $150.00.

Ms. Adeena Weiss, Treasurer, filed a Request for Hearing and Appeal Affidavit, on March 27th, 2009, indicating: (1) I am a new treasurer for Wilpower, (2) I took over for Sharon Eisman, (3) I did not have 6 months of Bank Statements & check stubs, in order to file the Semi Annual Report, (4) I called the Illinois Det of Elections & inquired if I filed a report on the due date, could I amend it, (5) I was advised that I could not amend it (6) After speaking with Andy Nauman, he told the Board of Elections treasurer what the situation was & she call me. She advised me I could file an amended report. After speaking with her, I immediately filed.

Hearing in this matter was set for Tuesday, April 21st, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 9:30 a.m.

Ms. Michelle Kohut, Chairwoman, appeared on behalf of the political committee. Ms. Kohut indicated that Ms. Adeena Weiss recently assumed the responsibilities of the former Treasurer, Ms. Sharon Eisman. Ms. Kohut stated Ms. Weiss lacked possession of the political committee's financial records at the time of the filing deadline, plus her working knowledge of the IDIS program was minimal.

Considering Mr. Andy Nauman, Staff Specialist, was alluded to in the Respondents Appeal Affidavit, the Hearing Examiner discussed this matter with Mr. Nauman. Mr. Nauman produced six (6) emails (attached) dated January 20th, 2009, between Ms. Weiss and himself indicating the difficulty Ms. Weiss was having filing a report without any records, "I don't have the numbers to input". The Hearing Examiner notes within one (1) email, Ms. Weiss sought an extension to secure necessary financial records.

Based upon a review of the documents and statements submitted in this matter, it is the opinion of the Hearing Examiner that "all records, statements and reports in possession of the outgoing officers" were not "transferred within 10-days following such change to the person or persons newly responsible for the maintenance of those records and/or the filing of reports", RR 100.40(f). The Hearing Examiner does not feel the delay in access to financial records was intentional, but created a situation that stymied the filing of the political committee's report in a timely fashion. The Hearing Examiner also notes Ms. Weiss sought guidance from SBE staff to resolve this matter in an appropriate manner. Therefore it is the recommendation of the Hearing Examiner that the appeal in this matter be granted.

Tony Morgando Jr. – Hearing Examiner
April 22, 2009

Nauman, Andy

From: Nauman, Andy
Sent: Tuesday, January 20, 2009 4:23 PM
To: 'Weiss, Adeena J'
Subject: RE: extension

I'm sorry I could not help more.

From: Weiss, Adeena J [mailto:ajweiss@cps.k12.il.us]
Sent: Tuesday, January 20, 2009 3:48 PM
To: Nauman, Andy
Cc: Michelle M. Kohut
Subject: RE: extension

Thank Andy. I will file tomorrow. As usual, thank you for your help. Adeena

Sincerely,
Adeena J. Weiss-Ortiz
Assistant General Counsel
Board of Education of the City of Chicago
125 South Clark Street
Suite 700
Chicago, IL 60603
773.553.1700
NOTICE: THIS EMAIL MESSAGE AND ANY ATTACHMENTS TRANSMITTED WITH IT MAY CONTAIN ATTORNEY-CLIENT PRIVILEGED, ATTORNEY WORK-PRODUCT AND/OR CONFIDENTIAL INFORMATION INTENDED SOLELY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. RECEIPT OF THIS EMAIL MESSAGE AND/OR ATTACHEMENT(S) BY ANY PERSON(S) OR ENTITIES THAT ARE NOT THE INTENDED RECIPIENT(S) DOES NOT CONSTITUTE A WAIVER OF ANY APPLICABLE LEGAL PRIVILEGE. IF YOU ARE NOT THE INTENDED RECIPIENT OF THIS EMAIL, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. PLEASE CALL 773 553 1700 IMMEDIATELY IF YOU RECEIVED THIS MESSAGE IN ERROR.

From: Nauman, Andy [mailto:ANauman@elections.il.gov]
Sent: Tuesday, January 20, 2009 3:11 PM
To: Weiss, Adeena J
Subject: RE: extension

Can you possibly call the bank and get the statements or check online? As for the fines it depends on how much money is in the committee and if they have had violations in the past. Here is a quick overview.

If its total receipts, total expenditures, and the balance remaining at the end of the reporting period for which the delinquent report was due are each $5000 or less, and if the delinquent report is a semi-annual report, the political committee shall be assessed a fine of $25 per business day for the first violation, $50 per business day for the second violation, and $75 per business day for the third and each subsequent violation to a maximum of $5000, except that if the committee is formed for statewide office as that term is
defined in Section 9-10(b) of the Election Code, the maximum shall be $10,000, provided that the civil

penalty for any committee shall not exceed $500 for a first time offense involving a filing that is less than 10 days late;

If its total receipts, total expenditures, or balance remaining at the end of the reporting period for which the delinquent report was due exceeds $5000, and if the delinquent report is a semi-annual report, the political committee shall be assessed a fine of $50 per business day for the first violation, $100 per business day for the second violation, and $200 per business day for the third and each subsequent violation to a maximum of $5000, except that if the committee is one formed for statewide office as that term is defined in Section 9-10(b) of the Election Code, the maximum shall be $10,000, provided that the civil penalty for any committee shall not exceed $500 for a first time offense involving a filing that is less than 10 days late;

From: Weiss, Adeena J [mailto:ajweiss@cps.k12.il.us]
Sent: Tuesday, January 20, 2009 3:07 PM
To: Nauman, Andy
Subject: RE: extension

what is the fine if I file it tomorrow? the bank statements are also in the office....

Sincerely,
Adeena J. Weiss-Ortiz
Assistant General Counsel
Board of Education of the City of Chicago
125 South Clark Street
Suite 700
Chicago, IL 60603
773.553.1700
NOTICE: THIS EMAIL MESSAGE AND ANY ATTACHMENTS TRANSMITTED WITH IT MAY CONTAIN ATTORNEY-CLIENT PRIVILEGED, ATTORNEY WORK-PRODUCT AND/OR CONFIDENTIAL INFORMATION INTENDED SOLELY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. RECEIPT OF THIS EMAIL MESSAGE AND/OR ATTACHEMENT(S) BY ANY PERSON(S) OR ENTITIES THAT ARE NOT THE INTENDED RECIPIENT(S) DOES NOT CONSTITUTE A WAIVER OF ANY APPLICABLE LEGAL PRIVILEGE. IF YOU ARE NOT THE INTENDED RECIPIENT OF THIS EMAIL, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. PLEASE CALL 773 553 1700 IMMEDIATELY IF YOU RECEIVED THIS MESSAGE IN ERROR.

From: Nauman, Andy [mailto:ANauman@elections.il.gov]
Sent: Tuesday, January 20, 2009 3:05 PM
To: Weiss, Adeena J
Subject: RE: extension

Dear Adeena,
I can not grant an extension, our director is the only one who would possibly be able to do that and it is not likely. I would try to get in touch with the bank and get the bank statements. If you have any other questions please let me know.

Thanks,
Andy

From: Weiss, Adeena J [mailto:ajweiss@cps.k12.il.us]
Sent: Tuesday, January 20, 2009 2:12 PM
To: Nauman, Andy
Subject: extension

Andy,

Is it possible to get an extension for the filing of Wilpower's D2 semi annual form? The check book is in the women's bar office which, I just found out, is closed today. Please let me know if it is possible.

Thank you.

Otherwise, what do I do if I don't have the numbers to input? Thank you.

Sincerely,
Adeena J. Weiss-Ortiz
Assistant General Counsel
Board of Education of the City of Chicago
125 South Clark Street
Suite 700
Chicago, IL 60603
773.553.1700
NOTICE: THIS EMAIL MESSAGE AND ANY ATTACHMENTS TRANSMITTED WITH IT MAY CONTAIN ATTORNEY-CLIENT PRIVILEGED, ATTORNEY WORK-PRODUCT AND/OR CONFIDENTIAL INFORMATION INTENDED SOLELY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. RECEIPT OF THIS EMAIL MESSAGE AND/OR ATTACHEMENT(S) BY ANY PERSON(S) OR ENTITIES THAT ARE NOT THE INTENDED RECIPIENT(S) DOES NOT CONSTITUTE A WAIVER OF ANY APPLICABLE LEGAL PRIVILEGE. IF YOU ARE NOT THE INTENDED RECIPIENT OF THIS EMAIL, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. PLEASE CALL 773 553 1700 IMMEDIATELY IF YOU RECEIVED THIS MESSAGE IN ERROR.

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

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Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White

February 27, 2009

S7378

Wilpower
Michelle Kohut, Adeena Weiss
321 S Plymouth Ct., Ste 4S
Chicago, IL 60604

Dear Wilpower;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contributions and Expenditures
Report Period:	July 1, 2008 through December 31, 2008
Filing Period:	January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on January 23, 2009, 3 day(s) late. As such, this committee has been assessed a fine of $150.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be ***stayed***. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

State of Illinois)
County of Cook)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
vs. WilPower) No. 09 DS 159
Respondent(s).)

APPEAL AFFIDAVIT

I, ADEENA Weiss (Name), the _____ (Chairman/Treasurer) of the WilPower, Political Action Committee for the Women's Bar Assn. of Illinois ("Power") (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:

1) I am the new treasurer for Power;
2) I took over for Sharon Eisman;
3) I did not have 6 months of Bank Statements & check stubs, in order to file the Semi Annual Report;
4) I called the Illinois Dept. of Elections & inquired if I filed a report on the due date, could I later amend it;
5) I was advised that I could not amend it 6) After speaking with Andy Naumann, he told the Board of Elections treasurer what the situation was & she called back & advise me I could file an amended report. After speaking with her, I immediately filed.

Subscribed and Sworn to Before me
This 27th Day Of March, 20 09

(Signature of Chairman/Treasurer)

Gwendolyn J Broughton
NOTARY PUBLIC

OFFICIAL SEAL
GWENDOLYN J BROUGHTON
MY COMMISSION EXPIRES
SEPTEMBER 28, 2012

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **09 DS 195**

12th CD Democratic State Central Committee (DSCC)
S 9282

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing
The 2008 December Semi-Annual Report

The Report was received February 3, 2009, 10 days late, resulting in a civil penalty assessment of $250.

Barbara Brown, the Chairman of the Committee, filed a Request for Hearing and submitted on the Appeal Affidavit the following:

On the Affidavit, Ms. Brown stated that she attempted to file her semi-annual report and experienced a computer/software problem that she was unable to correct. She filed the report on January 17th and contacted staff the following Monday. She had traveled to Washington DC for the inauguration and talked to staff at the Board telling them she would correct the report when she returned. She was assisted on February 3, 2009 and re-filed the report. She believed the report filed on January 17th was voided and that is why she got assessed a penalty for late filing.

The Hearing was scheduled at 11:00 AM on April 15, 2009, at the Springfield office of the Board of Elections. Barbara Brown appeared on behalf of the Committee. The error Ms. Brown was referring to was a doubling of the beginning funds available figure, and when corrected and refiled, she thought the original report was removed, and that was the reason for the late filing assessment. Actually the error Ms. Brown committed was that, although she established the correct reporting period of 7/1/08-12/31/08, she created a pre-election report in the software, rather than the semi-annual report. The pre-election report was filed on January 17, 2009, but since it was a pre-election report rather than a semi-annual report, the internal campaign disclosure system looked at it as though no semi-annual report had been filed and treated the committee as though it were delinquent.

Ms. Brown had filed a report and she believed it to be the semi-annual report. Therefore, in order to be consistent with prior Board decisions when an electronic filing issue is submitted as a defense, I recommend that the appeal be granted. The Committee did file a report that she believed to be the semi-annual report, prior to the filing deadline. In addition, this committee has no money and no activity. Ms. Brown stated that the treasurer normally does the reports, but she was out of town. However, since the error has been explained to Ms. Brown, and since the Committee now understands how the error was made, it is unlikely that the Board would look favorably upon the use of this defense a second time.

Sharon Steward – Hearing Examiner
April 15, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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Springfield, Illinois 62708
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Fax: 217/782-5959

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John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White

February 27, 2009

12th CD Democratic State Central Committee (DSCC) S9282
Elilie Roehrkasse
5141 State Rte 150
Steeleville, IL 62288

Dear 12th CD Democratic State Central Committee (DSCC);

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contributions and Expenditures
Report Period:	July 1, 2008 through December 31, 2008
Filing Period:	January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on February 3, 2009, 10 day(s) late. As such, this committee has been assessed a fine of $250.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be ***stayed***. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

STATE BOARD OF ELECTIONS

09 MAR 23 AM 11:39

State of Illinois)
)
County of Randolph)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 09 DS 195
)
12th CD Dem. State Central Comm. Fund)
Respondent(s).)

APPEAL AFFIDAVIT

I, Barbara Brown (Name), the Chairman (Chairman/Treasurer) of the 12th CD Democrat State Central Committee Fund (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:

That on January 17, 2009, I attempted to submit electronically my required report and while doing so experienced a computer/software problem that I (as a computer illiterate) did not know how to correct. In order to meet the deadline for submission of the report, I filed the report as I was able to create it, knowing that it was incorrect but being unable to fix it with my limited understanding of the problem. I traveled to Washington,D.C. for the Presidential Inauguration the next day but communicated with John Levin of your staff. I explained the problem and he indicated that someone from your staff would help me correct the problem upon my return. Upon contacting the office, I was unable to reach Mr. Levin (he was not available when I called) so I eventually (Feb. 3) sought help from another staff person. He helped me to void the incorrect report and resubmit a corrected one. That is why the report is dated Feb. 3, 2009, instead of January 17, 2009.

Signed and Sworn to by:

Barbara Brown
(Signature of Chairman/Treasurer)

before me this 20th Day of March, 2009

Linda M. Reichling
Notary Public

OFFICIAL SEAL
LINDA M REICHLING
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:10/25/11

YAHOO! MAIL Classic

Illinois Electronic Filing Acknowledgement

Saturday, January 17, 2009 9:09 PM

From: "Disclose@elections.il.gov" <Disclose@elections.il.gov>
To: bbrowncc@yahoo.com

DISCLOSE -- Illinois Political Financial Disclosure Filing Acknowledgement

This is to acknowledge the receipt and acceptance of your electronic filing via the DISCLOSE protocol.

Your filing was received and accepted by our system at Sat Jan 17 21:09:46 2009, and was assigned the Filing ID of: IL-102871

Please make a note of this, as it will be necessary to refer to this information in the future.

Thank you for using DISCLOSE.

For your reference, the output of the validation check was as follows:

Illinois PDP File Validator Ver: IL-1.00.17

Developed by NIC Technologies, Inc. 1996-2001

==========

Committee ID: FID4049
Committee Name: 12th CD DSCC Fund
Filing Type: D-2 (Amended)
From/Through: 20080701 - 20081231

Cover/Summary Page Totals for Form: D-2

Line No.	Dollar Total
1A	0.00
1B	0.00
2A	0.00
2B	0.00
3A	0.00
3B	0.00
4A	0.00
4B	0.00
TOT1-4	0.00
5A	0.00
5B	0.00
TOT5	0.00
6A	0.00
6B	0.00
7A	0.00
7B	0.00

>>>----> PDP data file PASSED validation! <----<<<

YAHOO! MAIL Classic

Illinois Electronic Filing Acknowledgement

Tuesday, February 3, 2009 1:40 PM

From: "Disclose@elections.il.gov" <Disclose@elections.il.gov>
To: bbrowncc@yahoo.com

DISCLOSE -- Illinois Political Financial Disclosure Filing Acknowledgement

This is to acknowledge the receipt and acceptance of your electronic filing via the DISCLOSE protocol.

Your filing was received and accepted by our system at Tue Feb 03 13:40:49 2009, and was assigned the Filing ID of: IL-105293

Please make a note of this, as it will be necessary to refer to this information in the future.

Thank you for using DISCLOSE.

For your reference, the output of the validation check was as follows:

Illinois PDP File Validator Ver: IL-1.00.17

Developed by NIC Technologies, Inc. 1996-2001

==========

Committee ID: FID4049
Committee Name: 12th CD DSCC Fund
Filing Type: D-2
From/Through: 20080701 - 20081231

Cover/Summary Page Totals for Form: D-2

Line No.	Dollar Total
1A	0.00
1B	0.00
2A	0.00
2B	0.00
3A	0.00
3B	0.00
4A	0.00
4B	0.00
TOT1-4	0.00
5A	0.00
5B	0.00
TOT5	0.00
6A	0.00
6B	0.00
7A	0.00
7B	0.00

8A	0.00
8B	0.00
TOT6-8	0.00
9A	0.00
9B	0.00
TOT9	0.00
A	409.27
B	0.00
C	409.27
D	0.00
E	409.27
F	0.00

>>>----> PDP data file PASSED validation! <----<<<

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v. Case No. **09 MA 006**

Motion Picture Union Local 476 Political Action Fund S9843
Respondent

REPORT OF HEARING EXAMINER

The political committee on January 5th, 2009, filed the following disclosure reports late with the State Board of Elections (herein referred to as SBE), (1) A Statement of Organization, Form D-1, indicating a creation date of November 8th, 2007, 273 days late ($5,000); (2) A Pre-Election Report for the November 2008 General Election, 11 days late ($1,100); (3) A December 2007 Semi-Annual Report, 237days late ($5,000), and, (4) A June 2008 Semi-Annual Report, 112 days late ($5,000.) As such, the political committee has been assessed a total fine of $16,100.00.

Mr. Mark Hogan, Business Manager, Secretary/Treasurer, filed a Request for Hearing and Appeal Affidavit, on March 24th, 2009, indicating in part; (1) The Union contributed to political candidates through a checking account it designated Motion Picture Union Local 476 Political Action Fund. The fund was not and is not a legal entity separate from the Union; (2) All contributions to candidates from the Fund were from the general treasury of the Union; (3) The Union did not solicit funds to support or oppose a candidate or questions of public policy, and accordingly, the Fund did not include any such solicited funds; (4) Based on advice from an accountant, the Union was under the mistaken impression that such registration was required by the Illinois Election Code. Based on that same advice I subsequently filed multiple Forms D-2 covering periods encompassing July 1, 2008 through and including February 5, 2009; (5) The Union was subsequently advised by legal counsel that unions are not required to register with the Board under the Illinois Election Code if contributions by such unions to political candidates came solely from the general treasury of such union. A copy of relevant pages from the Board's publication "A Guide to Campaign Disclosure" is attached, and, (6) Since all contributions by the Union through the Fund came solely from the general treasury of the Union, the Union thereafter filed a Form D-2 Final Report on February 27, 2009".

Hearing in this matter was set for Wednesday, January 16th, 2008, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 10:30 a.m.

Mr. Mark Hogan, Secretary/Treasurer, and Mr. Michael C. Dorf, Counsel, appeared on behalf of the political committee. The Respondent(s) confirmed statements expressed in their Appeal Affidavit that all funds donated to candidates originated from the Unions treasury, and no funds contained in such treasury were solicited. Mr. Hogan provided the Hearing Examiner with a deposit slip for the Motion Picture Local 476 Political Action Fund, located at Northern Trust, indicating funds so deposited originated from the Studio Mechanics #476 Work Dues (attachment).

Based upon a review of statements/documents presented in this matter, the Hearing Examiner concurs with the position of the Respondent(s), that compliance with the requirements of the Illinois Campaign Disclosure Act was inadvertent and not necessary. The Unions' filing of a Final Report, on February 27th, 2009, officially removes the organization from further obligations under the statute; therefore it is the recommendation of the Hearing Examiner that the appeal be granted in this matter.

Tony Morgando Jr. – Hearing Examiner
April 27th, 2009

ADDUCCI, DORF, LEHNER, MITCHELL & BLANKENSHIP, P.C.

ATTORNEYS AT LAW

SUITE 2130
150 NORTH MICHIGAN AVENUE
CHICAGO, ILLINOIS 60601-7524

TELEPHONE (312) 781-2800
FACSIMILE (312) 781-2811

Michael C. Dorf
Direct Dial (312) 781-2806
E-Mail mdorf@adlmb.com

April 28, 2009

Mr. Tony Morgando
Hearing Examiner
Illinois Board of Elections
100 W. Randolph, Suite 14-100
Chicago, Illinois 60601

Re: Illinois State Board of Elections v.
Motion Picture Local 476 Political Action Fund
Board File No. 09 MA 006

Dear Mr. Morgando:

At the hearing on April 21, 2009 in the above referenced matter, Mr. Mark Hogan, Business Manager and Secretary-Treasurer of the Motion Picture Studio Mechanics Local 476 (the "Union") and I described the procedure through which the Union made political contributions out of the Union's general treasury. You invited us to provide additional documentary evidence of this procedure, which I am pleased to provide.

As we discussed, and as Mr. Hogan attested in his Appeal Affidavit, the Union designated a checking account of its general funds from which to make political contributions. Following a decision to make such contributions, the Union would select, from the dues payments sent by employers each week, checks which roughly aggregated the amount of contributions to be made and would deposit them into the political account.

For example, in April, 2008, the Union made three contributions to political committees in the aggregate amount of $2500. On April 7, 2008, the Union deposited a single dues payment of $2,710.65 into the political account. A copy of the 4/7/08 deposit, and the three contribution checks, are attached as Exhibit A to this letter.

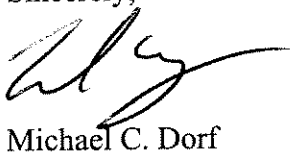
Similarly, in September and October, 2008, the Union made nine contributions to political committees in the aggregate amount of $4,250. On September 9, 2008, the Union deposited a single dues payment of $4,176.22 into the political account. A copy of the 9/9/08 deposit, and the nine contribution checks, are attached as Exhibit B to this letter.

Finally, on December 9, 2008, the Union made a single contribution to a political committee in the amount of $1,500. On that same day, the Union deposited two dues payments in the aggregate amount of $1,116.83 into the political account. A copy of the 12/9/08 deposit and the contribution check are attached as Exhibit C to this letter.

We believe that these exhibits clearly establish the procedures followed by the Union and confirm that all contributions were made from the Union's general treasury.

Mr. Hogan and I would be pleased to provide any additional information. Thank you again for your consideration.

Sincerely,



Michael C. Dorf

Enclosures

cc: Mr. Mark Hogan

Illinois State Board of Elections v.
Motion Picture Local 476 Political Action Fund
Board File No. 09 MA 006

EXHIBIT A

A-1

© DELUXE BDM-43
DEPOSIT TICKET
FOR CLEAR COPY, PRESS FIRMLY WITH BALL POINT PEN.

Northern Trust Bank
8501 West Higgins Road, Chicago, Illinois 60631
Northern Trust Bank/Oliare is a wholly owned subsidiary of Northern Trust Corporation

DATE 4-7-08 19

	DOLLARS	CENTS
CURRENCY		
COIN		
LIST EACH CHECK		
CAPS	2710	65
2		
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
	2710	65

2-80/710

TOTAL ITEMS 2

PLEASE BE SURE ALL ITE
ARE PROPERLY ENDORSI

PLEASE ENTER TOTAL 2710 6

TOTAL DEPOSIT
DEPOSITS MAY NOT BE AVAILAB
FOR IMMEDIATE WITHDRAWAL

MOTION PICTURE
LOCAL NO. 476
POLITICAL ACTION FUND

⑆071000806⑆ 5258839⑈ 54

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT.

THIS DOCUMENT CONTAINS MULTIPLE SECURITY FEATURES. SEE REVERSE SIDE FOR LISTING.

CAPS, Inc.
400 N. Skokie Blvd.
Suite 460
Northbrook, IL 60062
Check VOID 180 Days From Date Of Issue

LaSalle Bank
Chicago, IL

70-2302/719

443066

Date	Amount
04/02/2008	2,710.65

PAY Sum of Two Thousand Seven Hundred Ten and 65/100 Dollars

TO THE ORDER OF
Local 476, Dues
Motion Pictures Studion Mechanic
6309 N Northwest Highway
Chicago, IL 60631-0490

⑈443066⑈ ⑆071923022⑆ 5590089404⑈

VOID

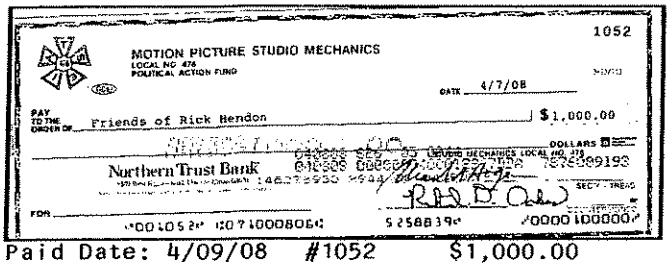
Northern Trust

A-2

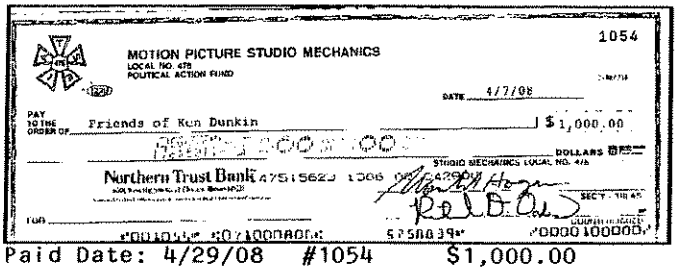
Statement of Account

MOTION PICTURE UNION

Interest Checking **Account Number:**


1052
MOTION PICTURE STUDIO MECHANICS
LOCAL NO. 476
POLITICAL ACTION FUND
DATE 4/7/08
PAY TO THE ORDER OF Friends of Rick Hendon $1,000.00
DOLLARS
Northern Trust Bank
STUDIO MECHANICS LOCAL NO. 476
SECY - TREAS
FOR
⑈001052⑈ ⑆071000806⑆ 5258839⑈ ⑈0000100000⑈

Paid Date: 4/09/08 #1052 $1,000.00

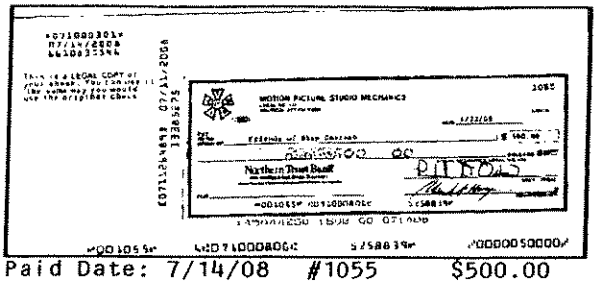

1054
MOTION PICTURE STUDIO MECHANICS
LOCAL NO. 476
POLITICAL ACTION FUND
DATE 4/7/08
PAY TO THE ORDER OF Friends of Ken Dunkin $1,000.00
DOLLARS
Northern Trust Bank
STUDIO MECHANICS LOCAL NO. 476
SECY - TREAS
FOR
⑈001054⑈ ⑆071000806⑆ 5258839⑈ ⑈0000100000⑈

Paid Date: 4/29/08 #1054 $1,000.00

A-3

MOTION PICTURE UNION

Interest Checking **Account Numbe**



Paid Date: 7/14/08 #1055 $500.00

Illinois State Board of Elections v.
Motion Picture Local 476 Political Action Fund
Board File No. 09 MA 006

EXHIBIT B

B-1

THE FACE OF THIS DOCUMENT HAS A MULTI-COLORED BACKGROUND - NOT A WHITE BACKGROUND

ENTERTAINMENT PARTNERS

2835 N. NAOMI STREET - SUITE 200
BURBANK, CALIFORNIA 91504-2024
(818) 955-6000

64-1278
611 GA

290036

VENDOR NO.	CHECK DATE	CHECK NUMBER	PAY EXACTLY
000000003224	09/02/08	290036	*****4,176.22

DRAWN ON
BANK OF AMERICA, N.A.
ATLANTA, DEKALB COUNTY, GEORGIA

VOID AFTER 180 DAYS

PAY exactly FOUR THOUSAND ONE HUNDRED SEVENTY SIX DOLLARS AND 22 CENTS

PAY to the order of

LOCAL 476 DUES
POST OFFICE BOX 31490
CHICAGO, IL 60631-0490

PRESIDENT

TREASURER

THE BACK OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMAR

⑈290036⑈ ⑆071112788⑆ 329 911 4241⑈

DEPOSIT TICKET
FOR CLEAR COPY, PRESS FIRMLY WITH BALL POINT PEN.

Northern Trust Bank
8501 West Higgins Road, Chicago, Illinois 60631
Northern Trust Bank/O'Hare is a wholly owned subsidiary of Northern Trust Corporation

DATE 9-9-08 19

	DOLLARS	CENTS
CURRENCY		
COIN		
LIST EACH CHECK 1	4176	22
2		
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
	4176	22

2-80/710

TOTAL ITEMS 1

PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED.

PLEASE ENTER TOTAL 4176.22

TOTAL DEPOSIT
DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.

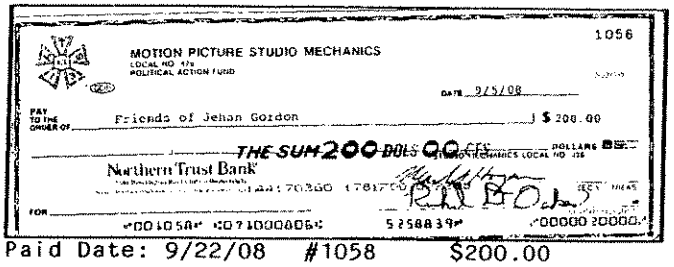
MOTION PICTURE
LOCAL NO. 476
POLITICAL ACTION FUND

⑆071000806⑆ 5258839⑈ 54

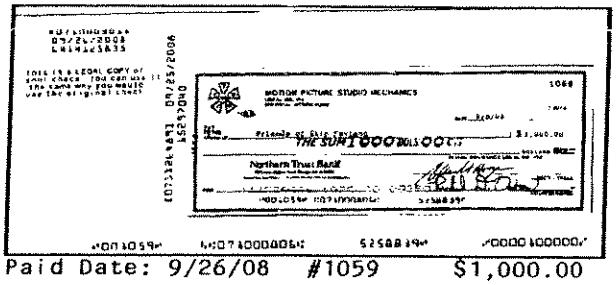
CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT.

MOTION PICTURE UNION

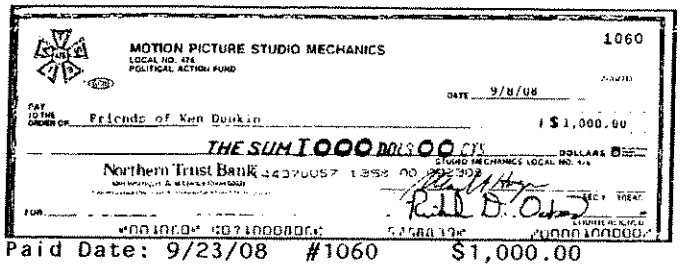
Interest Checking **Account Number:**


MOTION PICTURE STUDIO MECHANICS
LOCAL NO. 476
POLITICAL ACTION FUND
1056
DATE 9/5/08
PAY TO THE ORDER OF Friends of Jehan Gordon $ 200.00
THE SUM 200 DOLS 00 CTS DOLLARS
Northern Trust Bank
FOR

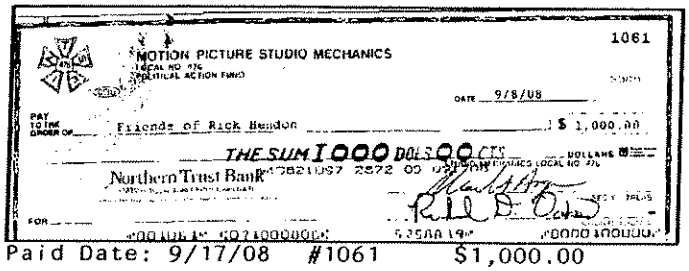
Paid Date: 9/22/08 #1058 $200.00


MOTION PICTURE STUDIO MECHANICS
1059
Friends of Chris Christie
THE SUM 1000 DOLS 00 CTS
Northern Trust Bank

Paid Date: 9/26/08 #1059 $1,000.00


MOTION PICTURE STUDIO MECHANICS
LOCAL NO. 476
POLITICAL ACTION FUND
1060
DATE 9/8/08
PAY TO THE ORDER OF Friends of Ken Dunkin $ 1,000.00
THE SUM 1000 DOLS 00 CTS DOLLARS
Northern Trust Bank
FOR

Paid Date: 9/23/08 #1060 $1,000.00


MOTION PICTURE STUDIO MECHANICS
LOCAL NO. 476
POLITICAL ACTION FUND
1061
DATE 9/8/08
PAY TO THE ORDER OF Friends of Rick Bendon $ 1,000.00
THE SUM 1000 DOLS 00 CTS DOLLARS
Northern Trust Bank
FOR

Paid Date: 9/17/08 #1061 $1,000.00

DPS833A P 0 0 10227 2 / 2 NNN

Northern Trust

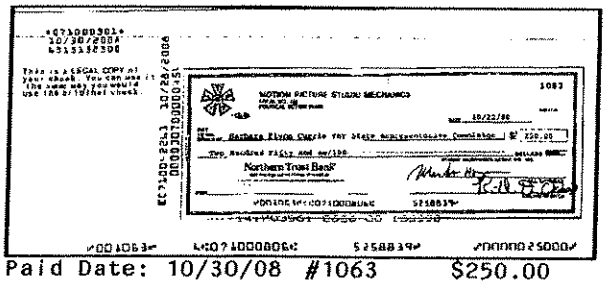
OCT. 08

Statement of Account

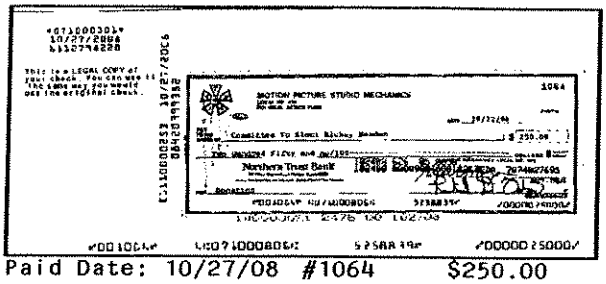
 B-3

MOTION PICTURE UNION

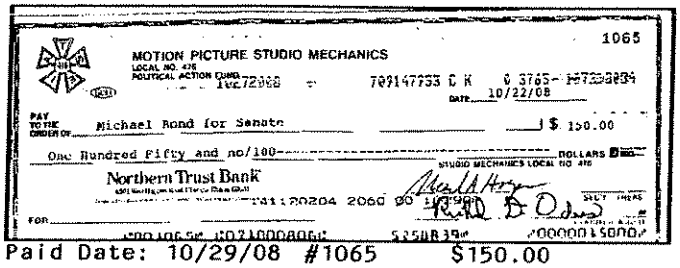
Interest Checking **Account Number** ----



Paid Date: 10/30/08 #1063 $250.00



Paid Date: 10/27/08 #1064 $250.00

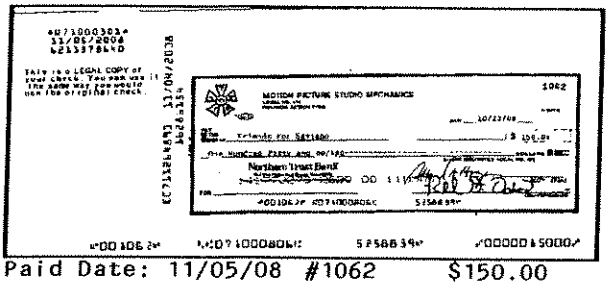


Paid Date: 10/29/08 #1065 $150.00

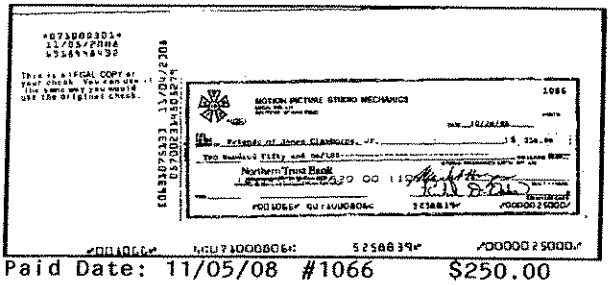
B-4

MOTION PICTURE UNION

Interest Checking **Account Number:**



Paid Date: 11/05/08 #1062 $150.00



Paid Date: 11/05/08 #1066 $250.00

Illinois State Board of Elections v.
Motion Picture Local 476 Political Action Fund
Board File No. 09 MA 006

EXHIBIT C

ENTERTAINMENT PARTNERS

2835 N. NAOMI STREET - SUITE 200
BURBANK, CALIFORNIA 91504-2024
(818) 955-6000

64-1278
611 GA

C-1 297376

VENDOR NO.	CHECK DATE	CHECK NUMBER	PAY EXACTLY
000000003224	12/01/08	297376	******553.07

DRAWN ON
BANK OF AMERICA, N.A.
ATLANTA, DEKALB COUNTY, GEORGIA

VOID AFTER 180 DAYS

PAY exactly FIVE HUNDRED FIFTY THREE DOLLARS AND 07 CENTS

PAY to the order of

LOCAL 476 DUES
POST OFFICE BOX 31490
CHICAGO, IL 60631-0490

THE BACK OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK

⑈297376⑈ ⑆061112788⑆ 329 911 4241⑈

THIS CHECK IS VOID WITHOUT A COLORED BACKGROUND AND AN ARTIFICIAL FINGERPRINT & CERTIFICATION SEAL WATERMARK ON THE BACK - HOLD AT ANGLE TO VIEW SEAL

TEAM

Team Alternatives
2950 N. HOLLYWOOD WAY, SUITE 210
BURBANK, CA. 91505-1024
(818) 558-3261

CITY NATIONAL BANK
HEAD OFFICE
BEVERLY HILLS, CALIFORNIA 90210
16-1606-1220

NUMBER 010407
DATE 12/03/08
AMOUNT $*******563.76

PAY *FIVE HUNDRED SIXTY THREE AND 76/100* **********DOLLARS

TO THE ORDER OF

IATSE STUDIO MECHANICS LOCAL 476
6309 N Northwest Highway
Chicago IL 60631

TWO SIGNATURES REQUIRED FOR AMOUNTS OVER $5000.00

SIGNATURE HAS A COLORED BACKGROUND - BORDER CONTAINS MICROPRINTING

⑈010407⑈ ⑆122016066⑆ 112⑈118314⑈

SEE ENDORSEMENT AREA ON BACK FOR U.S. PATENT 5538290;5575506;5641183

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT.

⑆071000006⑆ 5258839⑈ 54

DEPOSIT TICKET
FOR CLEAR COPY, PRESS FIRMLY WITH BALL POINT PEN.

Northern Trust Bank
8501 West Higgins Road, Chicago, Illinois 60631
Northern Trust Bank/O'Hare is a wholly owned subsidiary of Northern Trust Corporation

DATE 12.9.08

	DOLLARS	CENTS
CURRENCY		
COIN		
LIST EACH CHECK 1 ETP	553	07
2 Team	563	76
3		
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18		
19		
20		
PLEASE ENTER TOTAL	1116	83

MOTION PICTURE
LOCAL NO. 476
POLITICAL ACTION FUND

TOTAL ITEMS 2

PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED.

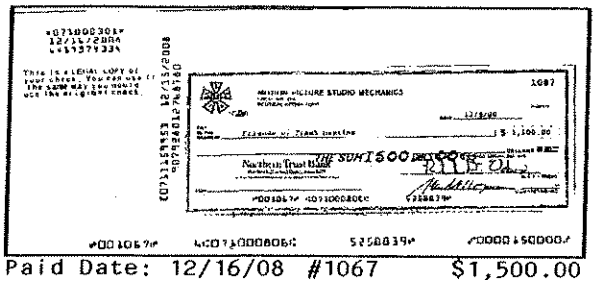
TOTAL DEPOSIT 1116 83

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.

2-80/710

MOTION PICTURE UNION

Interest Checking	Account Number



Paid Date: 12/16/08 #1067 $1,500.00

DEPOSIT TICKET
FOR CLEAR COPY, PRESS FIRMLY WITH BALL POINT PEN

Northern Trust Bank
8501 West Higgins Road, Chicago, Illinois 60631
Northern Trust Bank/Office is a wholly owned subsidiary of Northern Trust Corporation

DATE 3.12.08 19

	DOLLARS	CENTS
CURRENCY		
COIN		
LIST EACH CHECK 1	612	85
2	625	69
3	114	70
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
	1353	24

2-80/710

TOTAL ITEMS 3

PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED.

PLEASE ENTER TOTAL 1353 24

TOTAL DEPOSIT

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.

MOTION PICTURE
LOCAL NO. 476
POLITICAL ACTION FUND

⑆071000806⑆ 5258839⑈ 54

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT.

H&K

LaSalle Bank N.A.
135 South LaSalle Street
Chicago, IL 60603

2-50/710

00025365

H&K Financial Services, Inc.
P.O. Box 13436
Chicago, IL 60613-3436

DATE	AMOUNT
03/07/2008	$$$$$$$114.70

Pay ONE HUNDRED FOURTEEN and 70/100 DOLLARS

To The Order Of:
Studio Mechanics #476 Work Dues
6309 N. Northwest Highway
Chicago, IL 60631

Barbara A Kiely
Void After 180 Days

⑈025365⑈ ⑆071000505⑆ 5800437088⑈

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 S. Spring Street
PO Box 4187
Springfield, Illinois 62708-4187
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 W. Randolph Street, Ste 14-100
Chicago Illinois 60601-3232
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

February 27, 2009

Motion Picture Union Local 476 Political Action Fund
Richard Oakes, Mark Hogan
6309 N Northwest Highway
Chicago, IL 60631

S9843

Dear Motion Picture Union Local 476 Political Action Fund;

This letter is to inform you that this committee failed to file its' D-1 Statement of Organization during the requisite 10-day filing period.

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-3 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on January 5, 2008, 273 day(s) late. As such, this committee has been assessed a fine of $5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Pre-Election Report of Campaign Contributions
Report Period:	July 1, 2008 through October 5, 2008
Filing Period:	October 6, 2008 through October 20, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on January 5, 2009, 11 day(s) late. As such, this committee has been assessed a fine of $1100.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2007 through December 31, 1007
Filing Period:	January 2, 2008 through January 22, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on January 5, 2009, 237 day(s) late. As such, this committee has been assessed a fine of $5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	January 1, 2008 through June 30, 2008
Filing Period:	July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on January 5, 2009, 112 day(s) late. As such, this committee has been assessed a fine of $5000.00.

Enclosed please find Section 10 ILCS 5/9-3 of the Election Code and the forms with which you may appeal the assessed fines if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal packet

STATE OF ILLINOIS }
} SS
COUNTY OF COOK }

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF:	)	
	)	
ILLINOIS STATE BOARD OF ELECTIONS,	)	
	)	
Complainant	)	
	)	No. 09 MA 006
vs.	)	
	)	
MOTION PICTURE UNION LOCAL 476 POLITICAL ACTION FUND,	)	
	)	
Respondent	)	

APPEAL AFFIDAVIT OF MARK HOGAN

Mark Hogan, the Business Manager and Secretary-Treasurer of the Motion Picture Studio Mechanics Local 476, on behalf of the named Respondent Motion Picture Union Local 476 Political Action Fund (the "Respondent"), being first duly sworn and under oath, deposes and states that he represents that the said Respondent can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

1. I am over 18 years of age, a citizen of the United States, and am qualified to testify to the matters contained herein.

2. I have personal knowledge of the facts set forth in this Affidavit.

3. I am the Business Manager and Secretary-Treasurer of Motion Picture Studio Mechanics Local 476 (the "Union"), and have held this position since January 8, 2007. Prior to that time I was President of the Union.

4. The Union contributed to political candidates through a checking account it designated Motion Picture Union Local 476 Political Action Fund (the "Fund"). The Fund was not and is not a legal entity separate from the Union.

5. All contributions to candidates from the Fund were from the general treasury of the Union.

6. The Union did not solicit funds to support or oppose a candidate or question of public policy, and, accordingly, the Fund did not include any such solicited funds.

7. I, as Business Manager and Secretary-Treasurer of the Union, filed a Form D-1, Statement of Organization with the State Board of Elections (the "Board") on behalf of the Fund, dated December 30, 2008, and filed January 5, 2009. Based on advice from an accountant, the Union was under the mistaken impression that such registration was required by the Illinois Election Code. Based on that same advice, I subsequently filed multiple Forms D-2 covering the periods encompassing July 1, 2008 through and including February 5, 2009.

8. The Union was subsequently advised by legal counsel that unions are not required to register with the Board under the Illinois Election Code if contributions by such unions to political candidates came solely from the general treasury of such union. A copy of relevant pages from the Board's publication "A Guide to Campaign Disclosure" is attached to this Appeal Affidavit as Exhibit A and incorporated herein.

9. Since all contributions by the Union through the Fund came solely from the general treasury of the Union, the Union thereafter filed a Form D-2 Final Report on February 27, 2009.

FURTHER AFFIANT SAYETH NOT.

Mark A Hogan

Mark Hogan

Subscribed and sworn to before me this 19 day of March, 2009.

Jasmin R Datil

Notary Public

JASMIN R. DATIL
OFFICIAL SEAL
Notary Public, State of Illinois
My Commission Expires
March 22, 2011

EXHIBIT
A-1

A GUIDE
TO
CAMPAIGN DISCLOSURE

STATE BOARD OF ELECTIONS

STATE OF ILLINOIS

EXHIBIT
A-2

I INTRODUCTION

Review all sections of this instructional guide. It is important that you familiarize yourself with the information before you complete any required statements or reports described in this guide.

Although Illinois Campaign Disclosure law does not place amount limits on political contributions, there are many requirements for reporting these contributions. This guide explains the obligations of political committees under the Illinois Campaign Disclosure Act (*PA 78-1183, effective September 3, 1974*). Political action committees, candidates holding or seeking elective office, as well as groups supporting or opposing candidates or referenda will find this guide a useful reference tool.

If you have any questions that are left unanswered by this guide, do not hesitate to seek assistance from the State Board of Elections Campaign Disclosure Division at either our principal office located at 1020 South Spring Street, Springfield, IL 62704, (217) 782-4141, or our branch office located at 100 West Randolph, Suite 14-100, Chicago, IL 60601, (312) 814-6440. You may also refer to the State Board of Elections website at www.elections.il.gov. Problems can be avoided with early advice and use of the instructional materials available to you. All calls are strictly confidential.

Candidates for federal offices and committees active on the federal level should contact the Federal Election Commission at 1-800-424-9530 or write to the FEC at 999 E Street, NW, Washington, DC, 20463. You may also refer to the Federal Election Commission web site at www.fec.gov.

II WHO IS COVERED BY THE ACT?

The Illinois Campaign Disclosure Act applies to candidates, individuals, groups of persons or any organizations, political or otherwise, who: have accepted contributions or made expenditures in excess of $3,000 within a 12-month period, in support of or in opposition to (1) a candidate or candidates for public office or election as ward or township committeeman in Cook County, or (2) any question of public policy to be submitted to voters; or who have received or made expenditures in excess of $3,000 within a 12-month period for electioneering communication – defined essentially as any form of communication or advertising that refers to a clearly identified candidate, political party, or question of public policy made within the 60 days before a general or consolidated election or 30 days before a primary election. (This applies regardless of whether the candidate, committee or party in question has knowledge of or has consented to the electioneering communication. However, it does not apply to communications exclusively between a labor union or a Section 501(c)(6) organization and its members). Once the threshold has been reached, the Act requires that the committee file campaign disclosure documents with the State Board of Elections and, if applicable, the County Clerk.

Some nonprofit organizations are also required to submit financial reports to the State Board of Elections. A nonprofit organization (except for a labor union) is required to submit similar disclosure reports using similar forms on the same reporting schedule as any political committee if it accepts contributions or makes expenditures in excess of $5,000 within a 12-month period (1) on behalf of or in opposition to public officials, candidates or questions of public policy or (2) for electioneering communication.

EXHIBIT
A-3

Records of financial transactions must be maintained from the beginni[illegible] order to determine when the filing threshold has been reached. A contribution is cash, loans or anything of value received in connection with an election or for political purposes. Goods or services provided to the campaign or purchased on behalf of the campaign must be reported as in-kind contributions. Procedures for disclosing such contributions will be discussed later in this booklet.

A candidate's personal contributions or loans to his campaign must also be disclosed and considered when determining if or when the threshold has been reached.

Who is Not Covered by the Act?

Individuals running for federal office.

Individuals running for party office, except for candidates for ward or township committeeman in Cook County.

Corporations, associations, labor unions, or individuals who make political donations strictly from corporate profits, union treasury, or personal income. If an individual, corporation or labor union solicits funds to support or oppose a candidate or question of public policy, they are covered by the Act.

Notice of Obligation

At the time of filing, a candidate who files nomination papers in person will receive a notice of obligation to file campaign disclosure reports under the Campaign Finance Act. If the candidate files petitions by mail or if someone files the papers on behalf of the candidate, the notice of obligation will be sent to the candidate within two business days.

Where Will I File My Reports?

All candidates for public office are required to file a Statement of Economic Interest with either the Secretary of State or the County Clerk. A candidate filing a Statement of Economic Interest with the Secretary of State, and any group(s) supporting or opposing such a candidate, will file all required disclosure documents with the Illinois State Board of Elections (State Political Committee). A candidate filing a Statement of Economic Interest with the office of the County Clerk, and any group(s) supporting or opposing such a candidate, will file all original documents with the Illinois State Board of Elections and a duplicate copy with the County Clerk (Local Political Committee). A candidate for ward or township committeeman in Cook County and any group supporting or opposing such a candidate will file all original documents with the State Board of Elections and a duplicate copy with the County Clerk (Local Political Committee).

An individual or group supporting or opposing a question of public policy to be submitted to the voters in more than one county will file all required documents with the Illinois State Board of Elections (State Political Committee). A question of public policy submitted to the voters in just one county would require that all original documents be filed with the State Board of Elections and a duplicate copy with the office of the County Clerk (Local Political Committee).

If a committee qualifies as a political committee in Illinois and is also required to file reports with the Federal Election Commission (Federal Political Committee), it may exercise what is called the "federal filing option". A committee exercising this option is only required to file a Statement of

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v. Case No. **09 MA 002**

Glenbard Education Association PAC L14936
Respondent

REPORT OF HEARING EXAMINER

The political committee on December 23rd, 2008, filed the following disclosure reports late with the State Board of Elections (herein referred to as SBE), (1) A Statement of Organization, Form D-1, indicating a creation date of September 1st, 2005, 807 days late ($5,000); (2) A Pre-Election Report, for the March, 2005 Primary Election, 10days late ($2,000); (3) A Pre-Election for the November, 2006 General Election, 10 days late ($4,000); (4) A December 2005 Semi-Annual Report, 717 days late ($5,000); (5) A June 2006 Semi-Annual Report, 593 days late ($5,000); (6) A December 2006 Semi-Annual Report, 470 days late ($5,000), and, (7) A June 2007 Semi-Annual Report, 346 days late ($5,000. As such, the political committee has been assessed a total fine of $41,000.00.

Mr. Thomas Tully, Chairman/Treasurer, filed a Request for Hearing and Appeal Affidavit, on March 5th, 2009, indicating "New Treasurer, extenuating circumstances" as good reason or defense to the assessment of the civil penalty.

Hearing in this matter was set for Tuesday, April 21st, 2009, to be conducted at the Chicago Board office, 100 W. Randolph, 14-100, at 10:30 a.m.

Mr. Thomas Tully, Chairman/Treasurer (via teleconference call), and Mr. James Nally, Counsel, personally appeared on behalf of the political committee. The Respondent indicated that Mr. Tully accepted the position of Chairman/Treasurer shortly before the filing of the political committees Statement of Organization on December 23rd, 2008. Mr. Tully stated his review of the financial records reflected a balance in excess of $3,000.00, which would require the organization to file documents establishing a political committee on its behalf. Mr. Tully indicated all statements and reports required to be filed beginning from such point records existed or could be acquired were filed on December 23rd, 2008. The Respondent(s) stated all subsequent reports have been filed in a timely manner.

Based upon a review of statements/documents presented in this matter, it is the recommendation of the Hearing Examiner that the appeals be denied, and the assessed civil penalty of $41,000.00 be imposed, but STAYED as a first violation.

Such recommendation is consistent with similar rulings in SBE v. Chicagoland Apartment Association PAC (06 MA 001), and SBE v. Black Illinois Legislative Lobby (06 MA 002).

Tony Morgando Jr. – Hearing Examiner
April 26th, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 S. Spring Street
PO Box 4187
Springfield, Illinois 62708-4187
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 W. Randolph Street, Ste 14-100
Chicago Illinois 60601-3232
312/814-6440
Fax: 312/814-6485

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Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White

February 27, 2009

Glenbard Education Association Political Action Committee L14936
Thomas Tully
1555 Bond Street
Naperville, IL 60563

Dear Glenbard Education Association Political Action Committee;

This letter is to inform you that this committee failed to file its' D-1 Statement of Organization during the requisite 10-day filing period.

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-3 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on December 23, 2008, 807 day(s) late. As such, this committee has been assessed a fine of $5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Pre-Election Report of Campaign Contributions
Report Period:	January 1, 2006 through February 19, 2006
Filing Period:	February 21, 2006 through March 7, 2006

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on December 23, 2008, 10 day(s) late. As such, this committee has been assessed a fine of $2000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Pre-Election Report of Campaign Contributions
Report Period:	July 1, 2006 through October 8, 2006
Filing Period:	October 10, 2006 through October 23, 2006

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on December 23, 2008, 10 day(s) late. As such, this committee has been assessed a fine of $4000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2005 through December 31, 2005
Filing Period:	January 3, 2006 through January 31, 2006

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on December 23, 2009, 717 day(s) late. As such, this committee has been assessed a fine of $5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	January 1, 2006 through June 30, 2006
Filing Period:	July 3, 2006 through July 31, 2006

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on December 23, 2009, 593 day(s) late. As such, this committee has been assessed a fine of $5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2006 through December 31, 2006
Filing Period:	January 2, 2007 through January 31, 2007

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on December 23, 2009, 470 day(s) late. As such, this committee has been assessed a fine of $5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	January 1, 2007 through June 30, 2007
Filing Period:	July 2, 2007 through July 20, 2007

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on December 23, 2009, 346 day(s) late. As such, this committee has been assessed a fine of $5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2007 through December 31, 2007
Filing Period:	January 2, 2008 through January 22, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on December 23, 2009, 229 day(s) late. As such, this committee has been assessed a fine of $5000.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	January 1, 2008 through June 30, 2008
Filing Period:	July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on December 23, 2009, 105 day(s) late. As such, this committee has been assessed a fine of $5000.00.

Enclosed please find Section 10 ILCS 5/9-3 of the Election Code and the forms with which you may appeal the assessed fines if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal packet

State of Illinois)
)
County of Dupage)

CHICAGO

2009 MAR -5 PM 1:26

STATE
BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No. 09MA002
)
GEA Political Action Committee)
Respondent(s).)

APPEAL AFFIDAVIT

I, Thomas Tully (Name), the Chairman (Chairman/Treasurer) of the Glenbard Education Association Political Action Committee (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:

New Treasurer, extenuating circumstances

Signed and Sworn to by:
Karen Sage
before me this 3rd Day of
march, ~~2008~~ 2009

Tom Tully
(Signature of Chairman/Treasurer)

Notary Public

OFFICIAL SEAL
KAREN SAGE
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 4-4-2013

State of Illinois)
)
County of Dupage)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

CHICAGO
2012 MAR -5 PM 1:26
STATE
BOARD OF ELECTIONS

IN THE MATTER OF;	)	
	)	
ILLINOIS STATE BOARD OF ELECTIONS,	)	
	)	
Complainant	)	
	)	
Vs.	)	Case No._____
	)	
GEA Political Action Committee	)	
	)	
Respondent(s).	)	

REQUEST FOR HEARING

I, Thomas Tully (Name), the Chairman (Chairman/Treasurer)

Glenbard Education Association Political Action Committee
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee requests a public hearing at which it will appear to offer reasons and defenses why the proposed assessment should not be imposed.

Thomas Tully
(Signature of Chairman/Treasurer)

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v. **09 DS 128**

Kankakee County Democratic Central Comm
S 713

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment
For Delinquently Filing the 2008 December Semi-Annual Report

The Report was received on January 23, 2009, 3 days late, resulting in a civil penalty assessment of $150. This Committee had previously been assessed for delinquently filing the pre-election report for the 2006 General Election; the appeal was granted since the Committee presented an electronic filing defense.

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

On the Affidavit, Mr. Sieling stated that he called the Board on January 16, 2009, for help creating the semi-annual report. He called the Board later for help in validating and uploading the report. He was told he had mistakenly uploaded the wrong report. He called again and Board staff walked him through uploading the report correctly. He was told the report was received. On Wednesday, January 21st, he was contacted by Don StGermaine, the party Chairman, telling him he had an e-mail from the Board stating that the report had not been received. He contacted campaign disclosure specialist, John Levin, who assisted him. After a great deal of frustration, he generated a complete new report and was successful in uploading the new report on the 23rd.

On January 16, 2009 Mr. Sieling mistakenly filed a nonparticipation report for the 2008 General Election, an amended 2007 December Semi-Annual Report, and an amended 2008 June Semi-Annual Report. With assistance, the correct report was filed on January 23, 2009. This Committee has been filing electronically since 2003. Mr. Sieling has been the person doing the filing since at least October of 2006, when the pre-election report for the 2006 General Election was filed delinquently, and the appeal for that violation was granted based upon his use of an electronic filing defense. Since this Committee has previously received the benefit of the use of an electronic filing issue as a defense, and since the Committee has been filing electronically for more than five years, I recommend that the appeal be denied for lack of an adequate defense. The hearing officer who heard the appeal for the previous delinquency, had advised in his recommendation that the Committee address future electronic filing issues prior to their use as a possible defense. As a first violation, the penalty is stayed.

Sharon Steward – Hearing Examiner
April 17, 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

February 27, 2009

Kankakee County Democratic Central Committee S713
Don St Germaine Jr.
4714A N 12000 West Road
Bonfield, IL 60913

Dear Kankakee County Democratic Central Committee;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contributions and Expenditures
Report Period:	July 1, 2008 through December 31, 2008
Filing Period:	January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on January 23, 2009, 3 day(s) late. As such, this committee has been assessed a fine of $150.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be ***stayed***. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

State of Illinois)
)
County of Kankakee)

CHICAGO

2009 MAR 31 AM 8:13

STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.) Case No._____
)
Kankakee County Democratic Central Committee
Respondent(s).)

APPEAL AFFIDAVIT

I, Ron Sieling, the Treasurer of the
(Name) (Chairman/Treasurer)
Kankakee County Democratic Committee
(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:

See attached page.

Signed and Sworn to by:

before me this 27 Day of March, 2009

Juel L. Bey
Notary Public

Ron Sieling
(Signature of Chairman/Treasurer)

"OFFICIAL SEAL"
JUEL L. BEY
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 07/25/09

2/10/09

Rupert Borgsmiller

Director of Campaign Disclosure

On January 16th 2009 I called the IL. State Elections Board for help creating the year end semi-annual report. A very helpful young man got me started. I did the report, when I was finished I called again to validate and upload the report. I was told I had mistakenly uploaded the wrong report. I called again and the man walked me thru uploading the report correctly.. I was told the report was received.

Wednesday evening, January 21st, I was contacted by Don StGermaine, the party Chairman, telling me he had received an e-mail saying the Election Board had not received our report. I contacted John Levin Thursday morning and told him I had sent the report on the 16th and had a validation report. He asked me to Fax it to him which I did. Friday morning he called me back and stated he had received the Fax but the validation report did not mean that the semi-annual repot had been received. John then walked me thru resending the semi-annual report. Three times I keep getting an error message that said wrong password. John even tried changing the password and that didn't work. John then asked me to send the report in document form by e-mail. I could not do that. By then I was very frustrated, so I walked away from the computer for a while. I come back later and generated a complete new report and I was successful in uploading the new report.

I still have no idea why the first did not go thru on January 16th, I truly believed that it had.

Thank you for reviewing this

Ron Sieling, Treasurer

Ron Sieling

Kankakee County Democratic

Central Committee

"OFFICIAL SEAL"
JUEL L. BEY
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 07/25/09

March 27, 2009

Juel L. Bey

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v. **08 GE 042**

Illinois Academy of Physicians Assistants PAC S 6880
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment
For Delinquently Filing the Pre-Election Report for the 2008 General Election

The Report was received on October 29, 2008, 7 days late, resulting in a civil penalty assessment of $1400. In addition, this Committee was assessed $225 (not appealed, paid) for delinquently filing the 2005 December Semi-Annual Report; $100 (not appealed, paid) for delinquently filing the pre-election report for the 2006 General Election; and $100 (not appealed, paid) for delinquently filing the 2007 June Semi-Annual Report. The total outstanding amount is $1400.

Mary Ann Browning, the Chairperson of the Committee, filed a Request for Hearing and submitted on the Appeal Affidavit the following:

On the Affidavit, Ms. Browning stated that the pre-election report was delayed due to mail service. The report was completed and sent to the chairperson on October 6, 2008. The chairperson received the report, signed, dated, and forwarded the report on October 20, 2008. The IAPA PAC reports have been sent by regular mail for the past ten years. The IAPA has never experienced delays such as this filing period. The IAPA PAC is requesting that the penalty be dismissed.

The hearing was held on February 19, 2009, at 10:30 AM at the Board of Elections office at 1020 South Spring Street, Springfield IL. Representing the committee were Kari Catton, the Executive Director and Kim McDonald, the bookkeeper. They basically restated what was on the affidavit adding that the Chairperson lived in Carterville, and that's where the report was sent for signature. She didn't get it until the 20th, mailed it immediately, and it arrived in the Springfield office of the Board on the 29th. At the conclusion of the hearing, the committee representatives were set up to file its reports electronically, so that the postal service need no longer be an issue.

I recommend that the appeal be denied for lack of an adequate defense. Unless the report was postmarked and mailed to the Board more than 72 hours prior to the filing deadline, the report must be in this office by the close of business at the filing deadline. If this recommendation is accepted by the Board, the civil penalty of $1400 will be due and owing.

Sharon Steward – Hearing Examiner
February 19, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street
Springfield, Illinois 62704
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

December 16, 2008

Illinois Academy of Physicians Assistants PAC S6880
225 E Cook
Springfield, IL 62704

Dear Illinois Academy of Physicians Assistants PAC:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Pre-Election Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2008 through October 5, 2008
Filing Period:	October 6, 2008 through October 20, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on October 29, 2008, 7 day(s) late. As such, this committee has been assessed a fine of $1400.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation it will be required to be paid by the committee within 30 days of the issuance of a Final Board Order:

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

State of Illinois)
)
County of _____)

STATE BOARD OF ELECTIONS
09 JAN 12 PM 12:40

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.)
Illinoia Academy of Physician)
Assistants PAC)
)
Respondent(s).)

Case No. 08GE042

APPEAL AFFIDAVIT

I, Mary Ann Browning, the Chairperson of the
(Name) (Chairman/Treasurer)

Illinios Academy of Physician Assistants PAC Committee
(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 Pre-Election report of Campaign Contribution and Expenditures was delayed due to mail service. The report was completed and sent to the chairperson on October 6, 2008. The chairperson received the report, signed, dated, and forwarded the report the same day. The date was October 20, 2008. The IAPA PAC reports have been sent by regular mail for the past ten years. The IAPA PAC has never experienced delays such as this filing period. The IAPA PAC is requesting that the penalty be dismissed.

Signed and Sworn to by:

Ann Browning
(Signature of Chairman/Treasurer)

before me this 10th Day of
JANUARY, 2009 (2009)

Randall J. Witter
Notary Public

OFFICIAL SEAL
RANDALL J. WITTER
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 12-2-2009

BEFORE THE STATE BOARD OF ELECTIONS

STATE OF ILLINOIS

In the matter of	)	
Illinois State Board of Elections,	)	
Complainant	)	
-v-	)	No. 08 CD 36
Friends of Alderman Madeline	)	
Haithcock,	)	
Respondent	)	

REPORT OF HEARING EXAMINER

OF CLOSING PRELIMINARY HEARING

On May 26, 2008, a complaint was filed by the Illinois State Board of Elections ("Board") against Friends of Alderman Madeline Haithcock ("committee"). A hearing was scheduled on December 6, 2008 and was continued to December 16, 2008. At the hearing on December 16, 2008, the Board requested subpoenas and said request was granted. The hearing was then continued to January 22, 2009 and the hearing was held on January 22, 2009 in the Chicago office of the State Board of Elections. Appearing on behalf of the Board were Tony Morgando and Andy Nauman. Appearing on behalf of the committee were attorney Robert Anderson and the committee's Treasurer, Spellman Jones.

The complaint alleged numerous violations involving the committee's June 2007 Semi-Annual Report. As indicated in the exhibit attached to the complaint, the complaint alleged that: 1) the report was missing a substantial number of contributions, 2) the report failed to include contributions made by another political committee to this committee, 3) certain contributions reflected on the committee's Schedule A-1 were not reflected on the committee's June 2007 Semi-Annual Report, 4) the semi-annual report contained duplicative entries which inflated its receipts, 5) there were serious inaccuracies in the non-itemized contributions and, 6) the report lacked clarity and completeness in that it failed to reflect the occupation of contributors who made contributions in excess of $500.

At the hearing, the Board presented evidence marked as Group Exhibit 2A in support of the allegation that there were numerous contributions missing from the 2007 semi-annual report. For each of the missing contributions, cancelled checks and correspondence was presented evidencing the receipt of the contributions by the committee. The missing contributions totaled $83,590.00. No evidence was offered by the committee in rebuttal. A list of the missing contributions for which evidence was submitted is contained in the Board's Exhibit 9, attached hereto and made a part of this Decision.

With respect to the remaining allegations, the Board offered Exhibit 9 which contained the list of other contributions at issue in this matter. Despite having had time to investigate the items and the accuracy of the allegations regarding these other contributions, no evidence was offered by the committee in rebuttal. Therefore, without any evidence to the contrary, the items and issues set forth in Board's Exhibit 9 were deemed true.

Accordingly, it is my opinion that the complaint was filed on justifiable grounds. The evidence submitted by the Board clearly and unequivocally establishes that the committee's June 2007 Semi-Annual report contained numerous inaccuracies and inconsistencies. As requested by the Board, it is my recommendation that the committee engage the services of a professional to assist in the review and correction of the report at issue here and that said corrected report be completed within ninety (90) days from the date of the Board order.

Respectfully submitted,

Barbara Goodman

Barbara Goodman 4/16/09

Complaint ex. 1 as amendment to attachment

The political committee's June 2007 Semi-Annual Report, Complainant(s) Exhibit #1, filed on August 2nd, 2007, [1] Does not disclose receipt of contributions identified on the Illinois State Board of Elections Disclosure website by the following entities, Complainant(s) Group Exhibit #2;

Citizens to Elect Latasha R. Thomas	3/31/07	$1,000.00
AT&T Illinois Employee PAC	2/13/07	250.00
Building Owners & Managers Assoc PAC	2/20/07	1,000.00
	3/31/07	1,000.00
Iron Workers Local 63 Pol Action League	2/26/07	5,000.00
First C.D. Victory PAC	3/20/07	20,000.00
	3/31/07	11,922.00
	4/2/07	10,000.00
	4/6/07	3,918.00
	4/11/07	29,000.00
Chicago Assn of Realtors PAC	2/9/07	500.00
		($83,590.00)

[2] The State Board of Elections Disclosure website does not reflect contributions being made by the following political committee's to the Friends of Alderman Madeline Haithcock, as reported on the June 2007 Semi-Annual, Complainant(s) Group Exhibit #3;

First C.D. Victory PAC	4/5/07	5,000.00
Chicagoland Chamber of Commerce PAC	3/5/07	2,500.00
	4/5/07	10,000.00
		($17,500.00)

[3] The following contributions reported by the Friends of Alderman Adeline Haithcock on filed Schedule A-1's, failed to appear on the political committee's June 2007 Semi-Annual Report, Complainant(s) Group Exhibit #4;

Japan Food Express Co	4/13/07	1,500.00
Aztec Supply Co	4/12/07	1,000.00
		($2,500.00)

[4] The following contributions appear to be duplicate entries on the Friends of Alderman Adeline Haithcock's June 2007 Semi-Annual Report, which significantly inflate receipts reported by the political committee. Complainant(s) Group Exhibit #5;

AMS Mechanical Systems Inc	3/19/07	$500.00

	3/19/07	500.00
Daley & George Ltd	2/10/07	1,500.00
	2/10/07	1,500.00
Development Corp	4/5/07	1,500.00
	4/5/07	1,500.00
First C.D. Victory PAC	2/20/07	22,000.00
	2/20/07	22,000.00
	4/5/07	5,000.00
	4/5/07	5,000.00
	2/12/07	28,000.00
	2/12/07	28,000.00
Kroll's South Loop	4/5/07	1,000.00
	4/5/07	1,000.00
Mansion View	4/5/07	1,500.00
	4/5/07	1,500.00
Morris & Sons Co	2/10/07	1,000.00
	2/12/07	1,000.00
Phillip Freemen Denny Peppercorn Capital	2/12/07	2,000.00
	2/10/07	2,000.00
Reggio's Pizza Express II	4/9/07	500.00
	4/9/07	500.00
Shoreline Marine Company	4/5/07	1,000.00
	4/5/07	1,000.00
W.R. Weis Company	4/5/07	1,500.00
	4/5/07	1,500.00
Wabash KPX Inc	4/5/07	1,000.00
	4/5/07	1,000.00
Walmart Stores Inc	4/5/07	1,500.00
	4/5/07	1,500.00
White Palace Grill	1/9/07	1,500.00
	1/9/07	1,500.00
Chicago Chamber of Commerce	3/26/07	10,000.00

4/5/07	10,000.00
4/5/07	10,000.00
	($91,000.00)

(5) The Complainant(s) alleges serious concern over the accuracy of non-itemized contributions and expenditures reported on the political committee's June 2007 Semi-Annual Report. The political committee reported receiving $33,600.00 in non-itemized contributions on it Pre-Election Report, for the April 17th, 2007 Consolidated Election, covering a period, January 1st, 2007 through March 18th, 2007, Complainant(s) Exhibit #6. On the June 2007 Semi-Annual Report, the political committee reported receiving $198,097.18 in non-itemized contribution, during the period January 1st, 2007 through June 30th, 2007. The Complainant(s) find it difficult to believe the Respondent received $164,497.18 in non-itemized contribution from the close of the Pre-Election Report (3/18/07), through the close of the June 2007 Semi-Annual Report (6/30/07). This sum would require the political committee to have accepted at least 1,320 contributions of less than $150.00 during a three (3) month period?

The Complainant(s) also raise similar concern over the accuracy of non-itemized expenditures in the amount of $380,283.17 reported on the political committee's June 2007 Semi-Annual Report. This total represents 54% of the $707,853.83 in total expenditures reported by the political committee. This sum would require the political committee to have made more than 2,535 expenditures of less than $150.00?

And (6) The Complainant(s) raise concern over the completeness of required disclosure of the employer and occupation of individuals that have contributed in excess of $500 to the Friends of Madeline Haithcock. Of the twenty (20) such contributors listed on the political committee's June 2007 Semi-Annual, seventeen (17) indicate "good faith effort", Complaintant(s) Group Exhibit #7. As an example, the Complainant(s) find it difficult to believe that the political committee is unable to provide the employer and occupation of Mr. David G. Herro, who contributed $13,000.00, to the Friends of Madeline Haithcock. Such contribution represents the largest individual donations to the political committee.

Attached to this complaint, marked as Complainant(s) Group Exhibit #8, is numerous correspondence originating from the State Board of Elections, Disclosure Division, expressing serious concern over the June 2007 Semi-Annual Report submitted by the Friends of Madeline Haithcock.

The Complainant(s) in this matter seek an Order of the Board, requiring a full professional review of the finances of the political committee according to established accounting practices, with emphasis on resolving issues identified in this complaint. The Complainant also request that such Board Order seek compliance within ninety (90) days of the date of issuance of the order.

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

In the Matter Of:	)	
State Board of Elections,	)	
Complainant(s),	)	
Vs.	)	08 CD 036
	)	
Friends of Alderman Madeline	)	
Haithcock,	)	
Respondent(s).	)	

ORDER

TO: Friends of Alderman Madeline Haithcock L5723
2639 S Michigan Ave.
Chicago, IL 60616

This matter coming to be heard this 20th day of October, 2008, following a Closed Preliminary Hearing of a Complaint filed pursuant to "An Act to Regulate Campaign Financing" (Illinois Compiled Statutes, 10 ILCS 5/9-1 *et seq.*, herein referred to as the "Act"), alleging that the respondent(s) violated 10 ILCS 5/9-10, 5/9-13 & 5/9-14 in that the respondent committee failed to disclose receipts of approximately $267,000.00 in contributions; failed to confirm actual receipt of approximately $24,760.00 in contributions; failed to include on the Semi-annual Report $2,500.00 in contributions that were reported on Schedule A-1's; failed to correct duplicate entries, which inflates the total receipts by approximately $91,000.00; 5) failed to substantiate non-itemized contributions totaling $198,097.18 and expenditures totaling $380,283.17; and failed to properly secure the employer & occupation of contributors whose donations exceeded $500.00 as required by law; and the State Board of Elections having read the report of the Hearing Officer and reading the recommendation of the General Counsel and now being fully advised in the premises,

THE BOARD FINDS:

1. That the complaint was filed on justifiable grounds; and
2. A representative of the Respondent committee appeared at the Closed Preliminary Hearing, but was unable to clarify the issues raised in the complaint.

IT IS HEREBY ORDERED:

1. That a public hearing be conducted in this matter; and
2. The effective date of this Order is October 21, 2008, and
3. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 10/21/2008

Albert S. Porter, Chairman

FORM D-4	COMPLAINT FOR VIOLATION OF THE CAMPAIGN DISCLOSURE ACT

COMPLAINANT NAME, ADDRESS, AND TELEPHONE NUMBER:

State Board of Elections
1020 S. Spring Street
Springfield, IL 62704
(217) 782-4141

Vs. No. 08 CD 036

NAME AND ADDRESS OF RESPONDENT:
L5723
Friends of Alderman Madeline Haithcock
2639 S Michigan Ave.
Chicago, IL 60616

Gordon Haithcock/Madeline Haithcock
2639 S Michigan Ave.
Chicago, IL 60616

Spellman Jones
7421 S Euclid Parkway
Chicago, IL 60649

SECTION 1. HAS RESPONDENT FILED A STATEMENT OF ORGANIZATION AS A POLITICAL COMMITTEE WITH THE ☒ STATE BOARD OF ELECTIONS, ☒ COUNTY CLERK, OR ☐ NONE. IF FILED WITH THE COUNTY CLERK IDENTIFY COUNTY;

SECTION 2. STATUTORY PROVISIONS: STATE THE PORTIONS OF THE CAMPAIGN DISCLOSURE ACT (ARTICLE 9, ELECTION CODE) THAT HAVE BEEN VIOLATED. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

10 ILCS 5/9-10, 5/9-13 & 5/9-14

SECTION 3. STATE THE NATURE OF THE OFFENSE(s) OR VIOLATION(s), IF APPLICABLE. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

The committee's June 2007 semi-annual report 1) failed to disclose receipts of approximately $267,000.00 in contributions; 2) failed to confirm actual receipt of approximately $24,760.00 in contributions; 3) failed to carry forward $2,500.00 in contributions reported on Schedule A-1's; 4) failed to correct duplicate entries, which inflates the total receipts by approximately $91,000.00; 5) failed to substantiate non-itemized contributions totaling $198,097.18 and expenditures totaling $380,283.17; and 6) failed to properly secure the employer & occupation of contributors whose donations exceeded $500.00 as required by law (see attachments).

SECTION 4. ATTACH ALL STATEMENTS, SCHEDULES, OR OTHER DOCUMENTS REFERRING TO THIS COMPLAINT.

VERIFICATION

I DECLARE THAT THIS COMPLAINT (INCLUDING ANY ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE AND CORRECT COMPLAINT AS REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT THE PENALTY FOR WILLFULLY FILING A FALSE COMPLAINT SHALL BE A FINE NOT TO EXCEED $500 OR IMPRISONMENT IN A PENAL INSTITUTION OTHER THAN THE PENITENTIARY NOT TO EXCEED 6 MONTHS, OR BOTH FINE AND IMPRISONMENT

June 6, 2008
DATE

SIGNATURE OF COMPLAINANT

(IF COMPLAINANT IS A CORPORATION THEN VERIFICATION MUST BE SIGNED BY AN AUTHORIZED OFFICER AND ATTESTED TO BY THE SECRETARY)

PROOF OF SERVICE

I, Tony Morgando HEREBY SWEAR OR AFFIRM THAT I SERVED A COPY OF THE FOREGOING COMPLAINT UPON THE FOLLOWING:

a) BY PERSONALLY DELIVERING THE SAME ON THE ___ DAY OF _____, 2008 AT _____ O'CLOCK ___ M.

b) BY PLACING A COPY THEREOF IN THE UNITED STATES POSTAL SERVICES, PROPER POSTAGE PREPAID, TO THE ABOVE INDICATED ADDRESSES, ON THE **6th** DAY OF JUNE, 2008 AT THE MAIL BOX OR POSTAL STATION LOCATED AT: **2105 E. COOK STREET, SPRINGFIELD IL 62703**.

SIGNATURE OF COMPLAINANT OR AGENT

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 6th DAY OF JUNE, 2008

NOTARY PUBLIC

NOTARY PUBLIC OFFICIAL SEAL STATE OF ILLINOIS
CHERYL KAY WALKER
MY COMMISSION EXPIRES
MARCH 4, 2010

INSTRUCTIONS

1. THIS FORM IS USED TO FILE COMPLAINTS FOR VIOLATIONS ARISING OUT OF AN ACT TO REGULATE CAMPAIGN FINANCING (ILLINOIS REVISED STATUTES, CHAPTER 46, ART. 9-1 ET SEQ.). SEE RULES AND REGULATIONS OF THE STATE BOARD OF ELECTIONS FOR THE FILING AND HEARING OF COMPLAINTS.

2. THE FILING AND HEARING OF COMPLAINTS ARE GOVERNED BY RULES AND REGULATIONS ADOPTED BY THE BOARD. IF A COMPLAINT IS FILED WITHIN 60 DAYS PRIOR TO THE DATE OF AN ELECTION IN REFERENCE TO WHICH THE COMPLAINT IS FILED, THE COMPLAINANT MUST SERVE A COPY OF THE COMPLAINT UPON ALL RESPONDENTS PRIOR TO THE TIME OF FILING. COPIES OF THE RULES AND REGULATIONS ARE AVAILABLE UPON REQUEST.

3. COMPLAINTS MUST BE FILED BY MAIL OR IN PERSON AT EITHER OF THE FOLLOWING LOCATIONS:

STATE BOARD OF ELECTIONS
1020 SOUTH SPRING STREET
SPRINGFIELD, ILLINOIS 62704

STATE BOARD OF ELECTIONS
100 WEST RANDOLPH, SUITE 14-100
CHICAGO, ILLINOIS 60601

The Stephenson County Democratic Party

P.O. Box 105 • Freeport, Illinois 61032

May 1, 2009

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure
State Board of Elections
1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708

RE: State Board of Elections vs. Democratic Central Committee of Stephenson Co.
08 GE 023

S272

Dear Mr. Borgsmiller:

The Democratic Central Committee of Stephenson County is prepared to accept the civil penalty assessed by the State Board of Elections related to the above referenced matter. However, the Committee does not have $2,700 on hand to pay the civil penalty in thirty days. In order to pay the civil penalty, we offer the following payment plan:

1) A good faith payment of $250 (check enclosed); and

2) 12 monthly payments of $204.17.

Thank you for your time and consideration.

Sincerely,

Dennis Kelleher
Treasurer

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

In the Matter Of:	)	
Illinois State Board of Elections	)	
Complainant(s),	)	
Vs.	)	08 GE 023
	)	
Democratic Central Committee of	)	
Stephenson County	)	
Respondent(s).	)	

FINAL ORDER

TO: Democratic Central Committee of Stephenson County S272
PO Box 105
Freeport, IL 61032

This matter coming to be heard this 20th day of April, 2009, as an appeal of the imposition of a civil penalty under Article 9 of the Illinois Election Code (10 ILCS 5/9-1 *et. seq.*), and the State Board of Elections having read the report of the Hearing Officer and reading the recommendation of the General Counsel and now being fully advised in the premises,

THE BOARD FINDS:

1. In case number 08 GE 023, a $2200.00 civil penalty was initially assessed against the Respondent for the delinquent filing of the November 2008 Pre-election report; appeal was taken from this assessment, and
2. The committee was previously assessed a penalty of $500.00, which was stayed as a first violation, for the delinquent filing of the November 2006 Pre-election report (06 GE 029). This assessment was not appealed, and
3. The recommendation of the Hearing Officer, in which the General Counsel concurs, is that the appeal be denied for lack of an adequate defense.

IT IS ORDERED:

1. The recommendation of the Hearing Officer and the General Counsel is adopted and the appeal is DENIED; and
2. A civil penalty in the amount of $2200.00 is imposed and the stay is lifted on the previously assessed penalty of $500.00. The total amount of $2700.00 is now due and owing within 30 days of the effective date of this Order, and
3. The effective date of this Order is April 22, 2009, and
4. This is a Final Order subject to review under the Administrative Review Law and Section 9-22 of the Election Code.

DATED: 4/22/2009

Albert S. Porter, Chairman

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

Rupert T. Borgsmiller **Director, Campaign Disclosure**

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

Re: Payment of Civil Penalties - Informational

Date: 5/6/2009

The following committees have made payment of outstanding civil penalties for the period of 4/10/2009 – 5/6/2009:

- Illinois Cable PAC (Comcast Cable) - $500.00
- Rock Island County Democratic Womens Club - $525.00
- Friends of Dorothy Brown - $4250.00
- Citizens to Re-elect John Pope - $500.00
- Matt Wilzbach for State's Attorney - $100.00
- Democratic Central Cmte of Stephenson County - $250.00
- Citizens for Hofeld - $700.00

Total Amount Paid for this Period- $6375.00

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

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

MEMORANDUM

TO: Chairman Albert Porter
Vice Chairman Bryan Schneider
Members of the Board
Executive Director Dan White

From: Steve Sandvoss, General Counsel

Re: Standing Order of the State Board of Elections

Date: April 22, 2009

On the following page, please find a proposed Standing Order that would authorize the staff, if necessary, to include in any Board order a statement that reports filed as a result of a complaint filed under the Campaign Disclosure Act will be referred to campaign disclosure staff for review to determine whether civil penalties need be assessed.

Steven S. Sandvoss
General Counsel

STANDING ORDER OF THE STATE BOARD OF ELECTIONS

The State Board of Elections ("the Board") hereby directs staff to include in the preparation of any Order of the Board disposing of a complaint filed pursuant to Section 9-20 of the Election Code, a statement that any campaign disclosure reports filed as a result of the complaint will be referred to campaign disclosure staff for the assessment of appropriate civil penalties, whether or not such referral is specifically recommended by the assigned hearing examiner. This Order is effective immediately upon passage by at least five (5) Members of the Board of a Motion to Adopt said Order and shall remain effective until rescinded by the vote of at least five (5) Members of the Board.

STATE BOARD OF ELECTIONS

From the desk of.... Steve Sandvoss, General Counsel
Phone: 217-557-9939
Email: ssandvoss@elections.il.gov

To: Members of the Board
Re: Temporary Employees, Prohibited Political Activity
Date: May 6, 2009

On the following page, please find portions of the current Master Contract between Alice Campbell and CMS, which has been utilized by the State Board of Elections to hire temporary clerical type employees. The relevant language should address the concerns of the Board regarding the application of the restrictions contained in 10 ILCS 5/1A-13, as they pertain to political activity by SBE employees.

STATE BOARD OF ELECTIONS

From the desk of.... Steve Sandvoss, General Counsel
Phone: 217-557-9939
Email: ssandvoss@elections.il.gov

To: Members of the Board
Re: Proposed Rulemaking
Date: May 6, 2009

On the following pages, please find a revised Proposed Rulemaking that would implement the provisions of P.A.95-971, (Pay to Play). Changes were made in response to issues raised by Member Keith, as well as additional input from staff. Copies of this Rulemaking have been distributed to the state agencies that are impacted by Pay to Play as well as interested persons and organizations. These agencies and persons have been invited to appear at the Board meeting to offer comment.

Section 100.180 Business Entity Registration Procedures

The State Board of Elections (SBE) adopts the following rulemaking to comply with Public Act 95-971. Any business entity whose existing State contracts, whose bids and proposals on State contracts or whose bids and proposals on State contracts combined with the business entity's existing State contracts in aggregate annually total more than $50,000, shall register with the State Board of Elections in accordance with Section 9-35 of the Campaign Disclosure Act (the Act). For those business entities who wish to submit a bid or proposal on a State contract, they must register with the SBE prior to submitting their bid or proposal. The SBE will provide a certificate of registration upon successful completion of the registration process.

a) For purposes of this Section, the terms "business entity", "contract", "State contract", "contract with a State agency", "State agency", "affiliated entity" ~~and~~ "affiliated person", and executive employee shall have the meanings ascribed to those terms in Section 50-37 of the Illinois Procurement Code ["the Code" 30 ILCS 500/50-37].

b) The term "annually" as used in Section 20-160 of the Code, referring to the aggregation of state contracts shall mean the calendar year in which such contracts are bid on or awarded.

c) Unless otherwise indicated, any time frame involving a certain number of days provided for in these rules shall refer to business days. Business days shall be those days in which the office of the SBE is open to the public for a minimum of 7 hours.

d) The term "Political committee" used in these rules shall mean any political committee required to file as such under the provisions of the Campaign Disclosure Act, [10 ILCS 5/9-1 et seq.] regardless of whether the committee has filed a Statement of Organization pursuant to Section 5/9-3 of the Act.

e) Upon the establishment of a fully functional and statutorily compliant electronic registration system, business entities will be required to submit their registrations electronically consistent with Section 9-35 of the Act. Within 60 days after the establishment of this electronic system, all business entities that have submitted their registrations via e-mail attachment or on paper shall re-submit their registration electronically. The SBE shall send notice to all such entities informing them that the electronic system has been established, and setting a date on which the 60 day period referenced above is to begin. This re-registration requirement shall also include any business entity which had previously registered with the SBE, but which is no longer required to be registered. At the time of re-submission, the SBE shall provide an electronic certificate of registration to the business entity.

f) Business entities shall register on a secure website provided by the SBE by first creating an on-line account. The SBE shall verify the authenticity of that account at the time of registration.

g) Registration procedures:

1) The following information must be supplied at the time of registration:

A) The name and address of the business entity. The address shall be that ~~of~~ office designated by such entity as ~~the~~ its principal office or its headquarters. ~~of the business entity.~~

B) The name and address of ~~any~~ each affiliated entity of the business entity, including a description of the affiliation. The address shall be that of the principal office or headquarters designated as such by ~~of~~ the affiliated entity.

C) The name and address of ~~any~~ each affiliated person of the business entity, including a description of the affiliation. At least one affiliated person is required to be listed on the registration. The name and address of any minor children who must be disclosed on the business entity's registration by virtue of the fact that those persons fall under the definition of "affiliated person" under the Act, shall not be posted on the SBE website.

D) The Federal Tax Identification Number, if the business has obtained ~~an FEIN~~. such number. If the business does not have ~~an FEIN~~ such number, an Illinois Business Tax Number (IBT) must be provided. If the business has neither of these numbers, ~~they~~ it must provide an identifying number unique to that business that is capable of verification by the SBE. A sole proprietorship may use a social security number as a unique identifier if they do not have a Federal Tax Identification Number or an IBT. ~~provided that the business is a sole proprietorship.~~

2) Registration shall be accomplished in one of the two following methods:

A) A web-based program whereby information may be entered, saved and transmitted upon completion. Changes may be made by accessing such program, making the changes, and submitting those changes to the SBE via such program contained on the SBE's website.

B) A format provided by the Board, designed specifically for large business entities, whereby data may be submitted in lieu of completion of the web-based option. Though this method is geared toward larger business entities, any business entity regardless of size, may choose to use this method.

h) The Board shall provide a certificate of registration to the business entity upon registration and upon any change of information submitted by such entity. The

certificate shall be electronic and accessible to the business entity through the SBE's website and shall be password protected.

1) Any business entity required to register under Section 20-160 of the Illinois Procurement Code shall provide a copy of the registration certificate, by first class mail, e-mail or hand delivery within 10 days after registration, to each affiliated entity ~~or~~ and each affiliated person whose identify is required to be disclosed.

2) Any business entity required to register under Section 20-160 of the Illinois Procurement Code shall provide a copy of the registration certificate, by first class mail, e-mail or hand delivery within 10 days after the addition of any affiliated entity or affiliated person whose identify is required to be disclosed, to that affiliated person or entity. The delivery of the registration certificate to a minor child who is an affiliated person shall be accomplished by providing it by any of the means described in the first sentence of this paragraph to either parent (one of whom must be, by operation of Section 50-37 of the Procurement Code, an affiliated person) or the legal guardian of such minor child. The business entity shall document in writing the date of submission of the certificate of registration to the appropriate entities and persons.

3) Any business entity required to register under Section 20-160 of the Procurement Code shall notify ~~any~~ each political committee to which it makes a contribution, in writing at the time of the contribution, that the business entity is registered with the SBE under Section 20-160 of the Illinois Procurement Code. The business entity shall document in writing the date of submission of the certificate of registration to the appropriate political committee.

4) Any affiliated entity or affiliated person of a business entity required to register under Section 20-160 of the Illinois Procurement Code shall notify ~~any~~ each political committee to which it makes a contribution that it is affiliated with a business entity registered with the SBE under Section 20-160 of the Illinois Procurement Code and which business entity it is affiliated with. Such notification shall occur at the time the contribution is made to the committee, in writing. The affiliated entities or persons shall document in writing the date of submission of the certificate of registration to the appropriate political committee.

i) Each bid submitted to and every contract executed by the State on or after January 1, 2009, shall contain:

1) A certification by the bidder or contractor that either

2) the bidder or contractor is not required to register as a business entity with the SBE pursuant to this Section, or

3) the bidder or contractor has registered as a business entity with the SBE and acknowledges a continuing duty to update the registration, and

4) A statement that the contract is voidable under Section 50-60 as a result of the bidder's or contractor's failure to comply with Section 20-160.

j) A business entity whose aggregate bids and proposals on State contracts annually total more than $50,000, or whose aggregate bids and proposals on State contracts combined with the business entity's aggregate annual total value of State contracts exceed $50,000 has a continuing duty to ensure that the registration is accurate during the period beginning on the date of registration and ending on the day after the contract is awarded. Any change of information, including but not limited to changes in affiliated entities or affiliated persons, must be reported to the SBE within 2 business days following such change (See 100.185(a)a.).

k) A business entity whose contracts with State agencies, in the aggregate, annually total more than $50,000 has a continuing duty to ensure that the registration is accurate for the duration of the term of office of the incumbent officeholder awarding the contract or for a period of 2 years following the expiration or termination of the contract, whichever is longer.

1) Any change in information, including but not limited to changes in affiliated entities or affiliated persons, shall be reported to the SBE within 10 days following such change (See 100.185(a)a.);

2) If a business entity required to register under 30 ILCS 500/20-160(d) has a pending bid or proposal on a State contract, then any change in information shall be reported to the SBE within 2 business days (See 100.185(a)a.).

l) A copy of the business entity's certificate of registration must accompany any bid or proposal for a contract with a State agency by a business entity required to register pursuant to Public Act 95-971. The chief procurement officer of the State agency shall not accept a bid or proposal unless:

1) the certificate of registration is submitted to the agency with the bid or proposal, or

2) the statement that the bidder or contractor is not required to register as a business entity with the State Board of Elections is submitted to the agency with the bid or proposal.

m) A registration, and any changes to a registration, must include the business entity's verification of accuracy.

n) Public Act 95-971 applies regardless of the method of source selection used in awarding the contract.

~~o) The Board will retain the stored registration submissions of business entities submitted prior to the establishment of an electronic registration system for a period of at least 6 months following the establishment of the electronic registration system.~~

p) The SBE shall keep and maintain the paper registrations filed in accordance with P.A. 95-1038 and the emergency rules enacted by the SBE on January 1, 2009, in its principal office in Springfield for a period of six months following the creation of the electronic registration system. The public may view these paper registration submissions of business entities at the SBE's principal office in Springfield during normal business hours. Copies of registrations of business entities submitted to the SBE shall also be available for public inspection at the SBE's principal office in Springfield. The searchable database provided for in Section 9-35 of the Act, shall be accessible to the public at all times following its creation.

Section 100.185 Assessment of Civil Penalties

a) The provisions of Section 9-20 through 9-24 of the Campaign Disclosure Act [10 ILCS 5/9-20 through 5/9-24] relating to complaints for violations of that Article shall apply to complaints for violations of Section 9-35(d) (failure to notify affiliated persons and entities of a business entity that such entity is registered with the Board) and ~~that part of~~ 9-35(e) (~~pertaining to~~ the intentional, willful or material failure to disclose required registration information <u>and failure to update a registration</u>), except that the complaint shall be directed to the registered agent of the business entity, or its chief executive officer. In addition, the provision of Section 9-21 pertaining to the 60 day period prior to an election shall not apply to complaints filed under this Subpart. The willful or intentional failure to disclose material information on a business entity's registration shall subject such entity to a civil penalty assessed by the Board not to exceed $5,000 per occurrence. <u>If the Board determines that a business entity has intentionally, willfully or materially failed to disclose required information on its registration, it shall refer such determination to the procurement officer of the agency that accepted the bid or entered into the contract with that business. Failure to provide notice under Section 9-35(d) is a business offense, the penalty for such not to exceed $1,001. In assessing the amount of such penalty the Board shall consider the number of days such persons and entities went un-notified.</u>

b) The provisions of Part 125, Subparts A, B and C of the Rules and Regulations of the State Board of Elections shall apply to complaints filed against business entities.

c) Failure to update a registration pursuant to 30 ILCS 500/20-160 (d) and (e); such subsections requiring that any change in information must be reported to the SBE within 2 business days of such change, will result in a $1,000 per day penalty for each day the information remains unreported.

d) Each business entity registered with the SBE pursuant to 20-160 of the Illinois Procurement Code (the Code) shall designate an individual or individuals who shall be responsible for the receipt of information that is required to be updated and the timely notification of any change of such information to the SBE. Any change in the required information shall be reported to the designated individual within 10 business days of such change, or on demand of the designated individual, whichever occurs earlier. For purposes of this subpart, information required to be updated shall be the information required of a business entity registration under Section 9-35 (b) (1): name and address of the business entity and (2): the name and address of any affiliated person or entity as those terms are defined in Section 50-37 of the Code.

~~a.~~ If the SBE determines ~~upon review of the update of registration information~~ that an update of information was not timely received, the SBE shall assess a $1,000 per day penalty for each day the information went un-submitted. ~~The business entity may appeal such assessment or pay the same within 30 days of the mailing date of the assessment. For purposes of this subsection, the date on the assessment notification is deemed to be the date of its mailing. If the business entity is assessed a civil penalty under the provisions of this paragraph, it shall respond in one of the following ways:~~

~~1) Submit, within 30 calendar days after the mailing of the assessment notice, a waiver of appearance and appeal affidavit in the form provided by the Board stating the reasons for the late filing and to show why a civil penalty should not be assessed. This appeal affidavit shall be in writing made under oath and upon penalty of perjury sworn to before a notary public or any person authorized to administer oaths; or~~

~~2) Submit, within 30 calendar days after the mailing of the assessment notice, a request for hearing and appeal affidavit in the form provided by the Board stating the reasons for the late filing and to show why a civil penalty should not be assessed. This appeal affidavit shall be in writing made under oath and upon penalty of perjury sworn to before a notary public or any person authorized to administer oaths; or~~

~~3) Pay, within 30 days after the mailing of the assessment notice, the civil penalty assessed. If an appeal affidavit is filed, with or without waiver of~~

~~appearance, the civil penalty shall not be due until the appeal is determined by the Board.~~

~~b. For purposes of subparagraphs 1), 2) and 3) the 30 day period in which to act shall commence on the date of the mailing of the letter, which shall be the date contained on the letter itself. For purposes of subparagraphs 1) and 2) the person signing the affidavit shall be an executive employee of the business entity and in addition to such executive employee's signature, shall be a printing of the employee's name as well his/her title or position, business address and business e-mail.~~

4. Other business.

5. Comments from the Chairman and Vice Chairman.

6. Comments from the general public.

7. Next Board meeting Monday, June 15, 2009 at 10:30 a.m. in Chicago.

8. Executive Session.