MINUTES
STATE ELECTIONS ENFORCEMENT COMMISSION
REGULAR MEETING

5th Floor Conference Room
December 19, 2012
9:00 A.M.

I. Call to Order

Chairman Cashman was present and called the meeting to order at 9:06 A.M. Commissioners Anthony Castagno, Joan Jenkins and Patricia Stankevicius were present, agency staff was also present.

Attorney Ahern requested two items be added to the agenda, 1) a request to initiate investigation regarding Connecticut Department of Social Services and Commissioner Roderick L. Bremby and 2) a request to initiate investigation regarding Christina Ayala and Santa Ayala.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to add these items in executive session as items 9-a and 9-b on the agenda. So voted.

Commissioner Cashman requested an item be added to the end of the agenda, a vote for the appointment of a new chairman.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to add this item to the agenda as *VIII.* So voted.

II. Approval of the Minutes

Approval of the Minutes of the Meeting of November 14, 2012

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to approve the Minutes of the November 14, 2012 Regular Meeting. So voted.

III. Consideration of Hearing Officer's Reports

1. In the Matter of a Referral by a SEEC Elections Officer
   File No. 2012-115NF

Hearing Officer:	Attorney Michael J. Brandi
Respondent:	Michael N. Glidden
Prosecutor:	Patrick J. Lamb and Kevin M. Ahern

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to approve the Final Decision in File No. 2012-115NF as amended with a civil penalty amount of $900.00. So voted.

2. In the Matter of a Referral by a SEEC Elections Officer
File No. 2012-116NF

Hearing Officer:	Attorney Michael J. Brandi
Respondent:	Michael E. Dougherty
Prosecutor:	Patrick J. Lamb and Kevin M. Ahern

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to approve the Final Decision in File No. 2012-116NF as amended with a civil penalty amount of $1,625.00. So voted.

IV. Administrative Reports

At 9:30 am on Friday SEEC will be observing a moment of silence regarding the Newtown tragedy.

Mr. Brandi reported that there is a Special Session being held at the legislature today regarding budget. Mr. Brandi anticipates that SEEC will suffer additional operating cuts as a result of today's session. SEEC has already agreed to a voluntary one percent rescission, but does anticipate additional cuts.

Mr. Brandi advised the Commission that SEEC still has 4 vacancies to fill. The Director of Campaign Disclosure and Audit position has been tested and closed. SEEC is now awaiting the score results from DAS. The Legal Investigator position was tested on December 12, 2012 and we are awaiting those results. SEEC also has the Associate Accounts Examiner and Accounts Examiner position to fill.

Mr. Brandi reported that SEEC audit staff is already getting ready for the season to begin candidate committee audits. Letters have been issued to those who have been selected for audit as well as those who have not been selected for audit.

Mr. Brandi advised the Commission that SEEC has received notification of RBA to start this session. Staff is preparing those documents and updates now to be presented to the legislature for hearings.

Mr. Brandi updated the Commission on construction plans, regarding a meeting that was held with SEEC, DPW and OGA. A recommendation is being made that all construction efforts be halted until DPW can analyze the possibility of moving all agencies out of this building to allow for the demolition and rebuild of the building.

Mr. Brandi reported that SEEC's legislative concepts have been prepared for its' agenda this year. Regarding legislation, this is a budget season and SEEC is ready to

fight for its' agency budget as well as the CEP. SEEC is hoping that the CEP will be preserved with the funding that is presently in place.

V. Pending Complaints and Investigations

A. Public Session

1. In the Matter of a Complaint by Patricia A. Plourde, Middletown
   File Nos. 2012-006
   Consent Order & Agreement

Respondents:	Janice A. Gionfriddo and Sandra L. Faraci
Attorney:	Kevin Ahern
Lead Legal Investigator:	Gilberto Oyola

   Attorney Ahern summarized the above referenced complaint and proposed Consent Order & Agreement in File No. 2012-006. He recommended adoption of the proposed Consent Order & Agreement.

   It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt as amended the proposed Consent Order & Agreement in File No. 2012-006. So voted. The proposed Consent Order & Agreement are available on our website under Commission Decisions.

2. In the Matter of a Complaint by Judith B. Rajala, East Windsor
   File No. 2012-096
   Proposed Findings & Conclusions

Respondent:	Denise Menard
Attorney:	Kevin Ahern
Lead Legal Investigator:	Gilberto Oyola

   Attorney Ahern summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2012-096. He recommended adoption of the proposed Findings & Conclusions.

   It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt as amended the proposed Findings & Conclusions in File No. 2012-096. So voted. The proposed Findings & Conclusions are available on our website under Commission Decisions.

3. In the Matter of a Complaint by Mitchell S. Bolinsky, Newtown
   File No. 2012-139
   Proposed Findings & Conclusions

Respondent:	Independent Party of Newtown
Attorney:	Kevin Ahern
Lead Legal Investigator:	Charlie Urso

Attorney Ahern summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2012-139. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt as amended the proposed Findings & Conclusions in File No. 2012-139. So voted. The proposed Findings & Conclusions are available on our website under Commission Decisions.

4. In Re: SEEC Initiated "Brenda 2010," Hartford
File No. 2012-010
Proposed Consent Order & Agreement

Respondent:	Michael E. Hahn
Attorney:	James Talbert Slagle
Lead Legal Investigator:	Charlie Urso

Attorney Talbert Slagle summarized the above referenced complaint and proposed Consent Order & Agreement in File No. 2012-010. He recommended adoption of the proposed Consent Order & Agreement.

It was moved by Commissioner Stankevicius and seconded by Commissioner Castagno to adopt the proposed Consent Order & Agreement in File No. 2012-010. So voted. The proposed Consent Order & Agreement is available on our website under Commission Decisions.

5. In the Matter of a Complaint by Fekyn F. Pasan, Waterbury
File No. 2012-092
Proposed Findings & Conclusions

Respondents:	Justino Plaza and Carmen Rodriguez
Attorney:	William B. Smith
Lead Legal Investigator:	Gilberto Oyola

Attorney Smith summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2012-092. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt as amended the proposed Findings & Conclusions in File No. 2012-092. So voted. The proposed Findings & Conclusions are available on our website under Commission Decisions.

6. In the Matter of a Complaint by Nancy Rossi, West Haven
File no. 2012-046
Proposed Findings & Conclusions

Respondents:	Brandon Fanelli, et al
Attorney:	William B. Smith
Lead Legal Investigator:	Gilberto Oyola

Attorney Smith summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2012-046. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt as amended the proposed Findings & Conclusions in File No. 2012-046. So voted. The proposed Findings & Conclusions are available on our website under Commission Decisions.

VI. Executive Session per General Statutes §§ 1-200(6)(B) and (E), and 1-210(b)(1),(3),(4),(10) and General Statutes §9-7a, as amended by Public Act 11-48 §300

(Preliminary draft and agency consideration of enforcement action and exempt records relative thereto)

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius at 9:44 A.M. to proceed into Executive Session pursuant to C.G.S.§§ 1-200(6)(B) and (E), and 1-210(b)(1),(3),(4) and (10) to discuss strategy and negotiations with respect to pending claims and exempt records. So voted.

Commissioners Cashman, Castagno and Stankevicius were present. Staff members present were Gilberto Oyola, Lindsey Leung, James Talbert-Slagle, Paige Adams, Charlie Urso, Matthew Pribula, Kevin Ahern, William B. Smith, Mann Hasen, Shannon Kief, Michael Brandi, Evelyn Gratacos and Sheri-Lyn Lagueux.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius at 10:34 A.M. to return to public session. So voted.

Returning to Public Session, the Commission took the following action:

1. In the Matter of a Complaint by Allen J. Friedrich, Glastonbury
   File No. 2012-117
   Proposed Recommendation of Counsel
   Attorney: William B. Smith
   Lead Legal Investigator: Gilberto Oyola

   The matter is continued.

2. In the Matter of a Complaint by Karen Post, Coventry
   File No. 2012-074
   Proposed Recommendation of Counsel
   Attorney: William B. Smith
   Lead Legal Investigator: Gilberto Oyola

   The matter is continued.

3. In the Matter of a Complaint by Richard Hupprich, Jr., Waterbury
File No. 2012-145
Proposed Recommendation of Counsel
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

The matter is continued.

4. In the Matter of a Complaint by Robert Berman, Bloomfield
File No. 2012-164
Proposed Recommendation of Counsel
Attorney: Kevin Ahern

The matter is continued.

5. In the Matter of a Complaint by Joseph Wactowski, Bloomfield
File No. 2012-193
Proposed Recommendation of Counsel
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

The matter is continued.

6. In the Matter of a Complaint by Matthew Sorokin, Hartford
File No. 2010-114
Proposed Recommendation of Counsel
Attorney: James M. Talbert-Slagle
Lead Legal Investigator: Charlie Urso

The matter is continued.

7. In Re: SEEC Initiated "Guglielmo for State Senate, " Hartford
File No. 2012-035
Proposed Recommendation of Counsel
Attorney: James M. Talbert-Slagle
Lead Legal Investigator: Charlie Urso

The matter is continued.

8. In the Matter of a Complaint by Nancy DiNardo, Hartford
File No. 2012-159
Proposed Findings & Conclusions
Attorney: Patrick J. Lamb
Lead Legal Investigator: Charlie Urso

Attorney Ahern summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2012-159. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt as amended the proposed Findings & Conclusions in File No. 2012-159. So voted. The proposed Findings & Conclusions are available on our website under Commission Decisions.

9. In Re: SEEC Initiated "Campaign McCrory 2010, " Hartford
File No. 2012-027
Proposed Motion by Commission
Attorney: Patrick J. Lamb
Lead Legal Investigator: Charlie Urso

Attorney Ahern summarized the above referenced complaint and proposed an Authorization to Refer to the Chief State Attorney's Office in File No. 2012-027. He recommended adoption of the proposed Motion to Request Authorization to Refer to the Chief State Attorney's Office.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt as amended the proposed Authorization to Refer to the Chief State Attorney's Office in File No. 2012-027. So voted.

9a. In Re: SEEC Initiated, Connecticut Department of Social Services and Commissioner Roderick L. Bremby

Attorney Ahern requested the Commission approve the initiation of an investigation.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt Pursuant to its authority under General Statutes § 9-7b, "the State Elections Enforcement Commission ("the Commission") hereby authorizes agency staff to investigate the discovery of numerous boxes of unprocessed agency paperwork at the Hartford regional office of the Connecticut Department of Social Services in or about November 2012. Specifically, the Commission authorizes an investigation into whether the Department of Social Services and/or its Commissioner Roderick L. Bremby, may have failed to meet the statutory obligations of "elections agencies" under General Statutes §§ 9-19h, and 9-23j through 9-23o, inclusive". So voted.

9b. In Re: SEEC Initiated, Christina Ayala and Santa Ayala

Attorney Ahern requested the Commission approve the initiation of an investigation.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt Pursuant to its authority under General Statutes § 9-7b, "the State Elections Enforcement Commission ("the Commission") hereby authorizes agency staff to investigate whether Christina Ayala was a bona fide resident at 604 Noble Ave. in the City of Bridgeport when she registered to vote there on or about October 5, 2011 and did vote there November 8, 2011, August 14, 2012, September 4, 2012 and November 6, 2012 and whether Christina Ayala improperly voted on the above dates by virtue of not being legally qualified to vote in such elections or primaries".

"Additionally, the Commission hereby authorizes agency staff to investigate whether Santa Ayala, the Democratic Registrar of Voters of the City of Bridgeport, failed to perform her duties under General Statues §§ 9-35 and 9-38 concerning the registration of her daughter Christina Ayala at 604 Noble Avenue in the City of Bridgeport from October 5, 2011 to the present". So voted.

10. Non-Filer Investigations and Prosecutions

a. Pursuant to Section 9-7b-35 of the Regulations of Connecticut State Agencies, Proposed Findings for a Reason to Believe a Violation has been Committed Concerning Delinquent Filings, Violations Under Section 9-608(a) (1). Based upon referrals by the SEEC Campaign Disclosure and Audit Unit.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius that the Commission find reason to believe that respondents violated Connecticut General Statute 9-908(a) and that a hearing officer be designated for File Nos. 2012-176NF, 2012-177NF, 2012-179NF, 2012-180NF, 2012-181NF, 2012-182NF, 2012-183NF, 2012184NF, 2012-185NF and 2012-186NF. So voted.

11. Recommendation of Counsel: Necessary to Investigate Determination pursuant to General Statutes §9-7a, as amended by Public Act 11-48 §300

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to move to make a determination that it is necessary to investigate violations relating to 26 complaints in File Nos.: 2012-154, 2012-157, 2012-158, 2012-159, 2012-160, 2012-161, 2012-162, 2012-163, 2012-164, 2012-165, 2012-166, 2012-167, 2012-168, 2012-169, 2012-170, 2012-171, 2012-172, 2012-174, 2012-175, 2012-187, 2012-188, 2012-189, 2012-190, 2012-191, 2012-192 and 2012-193. So voted.

12. Recommendation by the Commission to Designate a Chairperson to Replace Stephen F. Cashman, who resigned as Chairperson at the November meeting.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to move to designate Anthony Castagno as Chairman of the State Elections Enforcement Commission. So voted.

VII. Adjournment

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius at 10:45 A.M. to adjourn the meeting. So voted. Unless otherwise indicated, all votes of the Commission were unanimous.

Respectfully submitted,

Sheri-Lyn Lagueux
Clerk of the Commission

Adopted this 17 day of January, 2013 at Hartford, Connecticut.

Anthony J. Castagno
By Order of the Commission

The next regular scheduled meeting is January 16, 2013 at 9:00 A.M. in the 5th Floor Conference room.