



STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSION

**MINUTES OF THE
STATE ELECTIONS ENFORCEMENT COMMISSION
SPECIAL MEETING
5th Floor Conference Room
September 1, 2009
9:00 A.M.**

I. Call to Order

Chairman Cashman called the meeting to order at 9:08A.M. Commissioners Jenkins, Gerratana, Bozzuto and Stankevicius were present. Agency staff was also present.

II. Approval of the Minutes

Approval of the Minutes of the August 5, 2009 Regular Meeting

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to approve the Minutes of the August 5, 2009 Regular Meeting. So voted.

III. Pending Complaints and Investigations

A. Public Session

1. In the Matter of a Complaint by Ramon L. Arroyo, Hartford
File No. 2007-404
Proposed Findings and Conclusions
Investigator: Gilberto Oyola, Lead Legal Investigator
Managing Attorney: Joan M. Andrews

Attorney Andrews summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint. She recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Gerratana and seconded by Commissioner Jenkins to adopt the proposed Findings and Conclusions in File No. 2007-404. So voted. The complaint is dismissed for the reasons stated. A copy of the Findings and Conclusions is attached and incorporated herein as part of these minutes.

2. In the Matter of a Complaint by Jason Van Stone, Waterbury
File No. 2008-153
Proposed Findings and Conclusions
Investigators: Gilberto Oyola, Lead Legal Investigator
Attorney William B. Smith
Managing Attorney: Joan M. Andrews

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Attorney Andrews summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint. She recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings and Conclusions in File No. 2008-153. So voted. The complaint is dismissed for the reasons stated. A copy of the Findings and Conclusions is attached and incorporated herein as part of these minutes.

3. In the Matter of a Complaint by Robert S. Kissel, Hamden
File No. 2008-159
Proposed Consent Agreement and Order
Respondent: Peter H. Vining
Investigator: Attorney William B. Smith
Managing Attorney: Joan M. Andrews

Attorney Andrews summarized the above referenced complaint and the proposed Consent Agreement and Order. She recommended adoption of the proposed Consent Agreement and Order.

It was moved by Commissioner Gerratana and seconded by Commissioner Jenkins to adopt the proposed Consent Agreement and Order in File No. 2008-159. So voted. A copy of the Consent Agreement is attached and incorporated herein as part of these minutes.

4. In the Matter of a Complaint by Eileen Torrow, Milford
File No. 2009-005
Proposed Findings and Conclusions
Investigator: Attorney William B. Smith
Managing Attorney: Joan M. Andrews

Attorney Andrews summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint. She recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to adopt the proposed Findings and Conclusions in File No. 2009-005. So voted. The complaint is dismissed for the reasons stated. A copy of the Findings and Conclusions is attached and incorporated herein as part of these minutes.

5. In the Matter of a Complaint by Karen Strumskas, ROV, New Britain
File No. 2009-034
Proposed Finding and Conclusions
Investigator: Attorney Marc W. Crayton
Managing Attorney: Joan M. Andrews

Attorney Andrews summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint. She recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Gerratana to adopt the proposed Findings and Conclusions in File No. 2009-034. So voted. The complaint is dismissed for the reasons stated. A copy of the Findings and Conclusions is attached and incorporated herein as part of these minutes.

B. Executive Session per C.G.S. 1-200(6)(B) and (E), and 1-210(b)(3) and (4)

It was moved by Commissioner Gerratana and seconded by Commissioner Jenkins at 9:17 A.M. to proceed into Executive Session pursuant to C.G.S. §1-200(6)(B) and (E) and §9-210(b)(3) and (4) to discuss strategy and negotiations with respect to pending claims and exempt records relating thereto, listed as item six (6) on the agenda. So voted. Commissioner Cashman, Jenkins, Gerratana, Bozzuto and Stankevicius were present. Staff members present were Mr. Garfield, Mr. Lenge, Ms. Andrews, Mr. Smith, Mr. Crayton, Mr. Ahern, Ms. Bergquist, Mr. Oyola, Ms. Blackburn, Ms. Stratton, Ms. Nicolescu, Ms. Kief, Ms. Leibenhaut, Mr. Urso, Ms. Adams, Ms. Zaccagnino, Ms. Kulmacz, Ms. Waterman and Mr. Boutin.

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins at 9:21 A.M. to return to public session. So voted.

The Commission took the following action:

6. In the Matter of a Complaint by Gina Phillips, New Haven
File No. 2009-052
Investigator: Attorney Lindsey P. Leibenhaut
Managing Attorney: Joan M. Andrews

This matter is continued.

*IV. Executive Session per C.G.S. §§ 1-200(6)(B) and (E), and 1-210(b)(1),(3) and (4)
(Preliminary draft and agency consideration of enforcement action and exempt records relative thereto)*

It was moved by Commissioner Jenkins and seconded by Commissioner Gerratana at 9:21 A.M. to proceed into Executive Session Pursuant to C.G.S. §1-200(6)(B) and (E) and §9-210(b)(1) and (4) to discuss preliminary drafts of audit reports and agency consideration of enforcement action and exempt records relative thereto listed on the agenda as item IV. Consideration of Draft Audit reports. So voted. Commissioner Cashman, Jenkins, Gerratana, Bozzuto and Stankevicius were present. Staff members present were Mr. Garfield, Mr. Lenge, Ms. Andrews, Mr. Smith, Mr. Crayton, Mr. Ahern, Ms. Bergquist, Mr. Oyola, Ms. Blackburn, Ms. Stratton, Ms. Nicolescu, Ms. Kief, Ms. Leibenhaut, Mr. Urso, Ms. Adams, Ms. Zaccagnino, Ms. Kulmacz, Ms. Waterman Ms. Tusinski, Mr. Munir and Mr. Boutin.

It was moved by Commissioner Bozzuto and seconded by Commissioner Gerratana at 9:23A.M. to return to public session. So voted.

The Commission took the following action:

Consideration of Draft Audit Reports

(Final Audit Reports for Special Elections (October 2007, January 2008, March 2008))

1. "Hachey 2008," Joseph Hachey
Examiner: Monique Tusinski
2. "Orange 2008," Linda Orange
Examiner: Paul Boutin
3. "Michelle Cook for the 65th," Michelle Cook
Examiner: Salman Munir
4. "Ruwet for the 65th," Anne Ruwet
Examiner: Salman Munir
5. "Tim LeGeyt for the 17th," Timothy LeGeyt
Examiner: Shantelle Varrs
6. "Harrison 08," Thomas Harrison
Examiner: Shantelle Varrs
7. "Carlos Silva for State Rep," Carlos Silva
Examiner: Evelyn Cruz-Cabrera
8. "The Committee to Elect Cheryl Bochet," Cheryl Bochet
Examiner: Linda Waterman
9. "Reelect T. R. Rowe," T.R. Rowe
Examiner: Linda Waterman
10. "Bauer for Change," David Bauer
Examiner: Linda Waterman
11. "Friends of Gail 2008," Gail Hamm
Examiner: Linda Waterman
12. "Perillo for State Representative," Jason Perillo (October 2007 Special Election)
Examiner: Susan Pulaski

It was moved by Commissioner Jenkins and seconded by Commissioner Gerratana to approve the issuance of the aforementioned committee draft Audit Reports as Final Audit Reports. So voted.

V. *Pending Litigation - Executive Session per C.G.S. 1-200(6)(B) and (E), and 1-210(b)(3) and (4)*

It was moved by Commissioner Gerratana and seconded by Commissioner Jenkins at 9:39 A.M. to proceed into Executive Session Pursuant to C.G.S. §1-200(6)(B) and (E) and §9-210(b)(3) and (4) to discuss strategy and negotiations with respect to pending

litigation and exempt records relating thereto, listed as item V. on the agenda. So voted. Commissioner Cashman, Jenkins, Gerratana, Bozzuto and Stankevicius were present. Staff members present were Mr. Garfield, Mr. Lenge, Ms. Andrews, Mr. Smith, Mr. Crayton, Mr. Ahern, Ms. Bergquist, Mr. Oyola, Ms. Blackburn, Ms. Stratton, Ms. Nicolescu, Ms. Kief, Ms. Leibenhaut, Mr. Urso, Ms. Adams, Ms. Zaccagnino, Ms. Kulmacz, Ms. Waterman, Mr. Boutin. Mr. Zinn-Rowthorn and Ms. Murphy Osborne of the Attorney General's Office were also present.

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins at 11:14 A.M. to return to public session. So voted.

Green Party v. Garfield

No votes were taken.

VI. Administrative Reports

This matter was taken out of order and preceded item V.

Mr. Garfield updated the Commission on budget issues and the impact it will have on the agency and the Citizens' Election Program. Mr. Garfield also mentioned the Information Technology integration system that is currently being created and the purchase of new software to implement the integration of the units within the agency.

Mr. Garfield informed the Commission the deadline will be met for the follow-up that is requested based upon his testimony to the Congressional Committee on House Administration regarding the federal bill being considered for comprehensive campaign finance reform. The Citizens' Election Program's comprehensive reports for 2008 will be completed shortly.

Ms. Andrews was pleased to report that the law enforcement unit received very few non-filer referrals from Ms. Staniewicz for the July 10, 2009 filing date; only four.

Ms. Nicolescu introduced the new interns, Sean Sullivan, Gregg Dufault and Pooja Shah. The Commission welcomed them.

Ms. Kief informed the Commission that there are Opinions of Counsel that will be released shortly and that the Compliance team is also working on Citizens' Election Program guidebooks and legislation.

Mr. Lenge updated the Commission that the new forms are almost finished and that weekly meetings are being held to finalize the next release of forms for eCRIS.

VII. Adjournment

It was moved by Commissioner Gerratana and seconded by Commissioner Stankevicius at 11:14 P.M. to adjourn the meeting. So voted.

Unless otherwise indicated, all votes of the Commission were unanimous.

Respectfully submitted,

MaryAnn Stratton
Acting Clerk of the Commission

Adopted this 30th day of September, 2009 at Hartford, Connecticut.

A handwritten signature in black ink, appearing to read "Stephen F. Cashman". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Stephen F. Cashman, Chairman
By Order of the Commission

The next regular meeting will be held on Wednesday September 30, 2009 at 9:00 A.M., in the 5th Floor Conference Room.