



STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSION

MINUTES OF THE
STATE ELECTIONS ENFORCEMENT COMMISSION
REGULAR MEETING
5th Floor Conference Room
March 24, 2010
9:00 A.M.

I. Call to Order

Chairman Cashman called the meeting to order at 9:10 A.M. Commissioners Jenkins, Bozzuto and Stankevicius were present. Agency staff was also present.

Attorney Andrews requested the following items be added to the agenda, File Nos. 2010-039 and 2010-040. It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to add this item as number 6A.on the agenda. So voted.

II. Approval of the Minutes

A. Approval of the Minutes of the February 17, 2010 Regular Meeting

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the Minutes of the February 17, 2010 Regular Meeting,

III. Pending Complaints and Investigations

A. Public Session

1. In the Matter of a Complaint by Steve Elworthy, Fairfield
File No. 2007-354
Proposed Consent Agreement and Order
Respondent: Jean Sturges
Investigators: Attorney Shannon Bergquist
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 Bozzuto and seconded by Commissioner Stankevicius to adopt the proposed Consent Agreement and Order in File No. 2007-354. So voted. The Consent Agreement and Order is available on our website under Commission Decisions.

2. In the Matter of a Complaint by Santa Mendoza, New London
File No. 2007-416
Proposed Findings and Conclusions
Investigator: John Neumon, Lead Legal Investigator
Managing Attorney: Joan M. Andrews

3. In the Matter of a Complaint by Hattie Wucik, Preston
File No. 2008-008
Proposed Findings and Conclusions
Investigator: John Neumon, Lead Legal Investigator
Managing Attorney: Joan M. Andrews

Attorney Andrews summarized the above referenced complaints and explained that items 2 and 3 on the agenda are disposed in the same document. She further described the proposed Findings and Conclusions recommending dismissal of the complaints. 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. 2007-416 and 2008-008. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under [Commission Decisions](#).

4. In the Matter of a Complaint by Marianne M. Allard, Taftville
File No. 2008-225
Request for Investigatory Subpoena
Proposed Reason to Believe Finding and Designation of Hearing Officer
Respondents: Nancy DePietro and Gerald Korfelt
Investigator: Attorney William Smith
Managing Attorney: Joan M. Andrews

Attorney Andrews requested the Commission authorize a request for an Investigatory Subpoena.

It was moved by Commission Bozzuto and seconded by Commissioner Jenkins to authorize the issuance of an investigatory subpoena. So voted.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto that the Commission finds reason to believe that Respondents Nancy DePietro and Gerald Korfelt violated Connecticut General Statutes §§ 9-175, 9-265 and 9-309 and 9-355, through Regulations of Connecticut State Agencies § 9-242a-23 and that a Hearing Officer be designated for this matter. So voted. Chairman Cashman designated Attorney Jenkins as Hearing Officer for File No. 2008-225.

5. File Nos. 2009-071NF, 2009-149NF and 2010-019NF
Proposed Consent Agreement and Order
Respondent: China Byrd, Treasurer, AFSCME Local 478
Investigator: Attorney William Smith

This matter was withdrawn from the agenda.

6. In the Matter of a Complaint by Lisa Carver, New Britain
File No. 2008-032
Proposed Consent Agreement and Order
Respondent: Victor M. Basile
Investigator: Attorney Marc Crayton
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 Bozzuto and seconded by Commissioner Stankevicius to adopt the proposed Consent Agreement and Order in File No. 2008-032. So voted. The Consent Agreement and Order is available on our website under [Commission Decisions](#).

- 6A. In the Matter of a Complaint by Deborah Evangelista and Charles Marino, West Haven

File Nos. 2010-039 and 2010-040
Request for Investigatory Subpoenas
Respondent: Michelle Hufcut
Investigator: Attorney Shannon Bergquist
Managing Attorney: Joan M. Andrews

Attorney Andrews requested the Commission authorize a request for Investigatory Subpoenas.

It was moved by Commission Jenkins and seconded by Commissioner Bozzuto to authorize the issuance of investigatory subpoenas in File No. 2010-039 and 2010-040. So voted.

It was moved by Commissioner Bozzuto and seconded by Commissioner Stankevicius at 9:32 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 items 7 through 13 on the agenda. So voted. Chairman Cashman and Commissioners Jenkins, Bozzuto and Stankevicius were present. Staff members present were Mr. Lenge, Ms. Andrews, Mr. Smith, Mr. Crayton, Ms. Bergquist, Mr. Oyola, Ms. Blackburn, Ms. Stratton, Ms. Kulmacz, Ms. Nicolescu, Ms. Kief, Ms. Sadowski, Mr. Talbert-Slagle, Ms. Montgomery, Ms. Rotman, Ms. Liebenhaut, Mr. Urso, Ms. Zaccagnino, Ms. Kulmacz and Mr. Neumon.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius at 10:47 A.M. to return to public session. So voted.

Returning to public session, the Commission took the following action:

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

7. In the Matter of a Complaint by Caroline Atwood, Durham
File No. 2008-091
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 Bozzuto and seconded by Commissioner Jenkins to adopt the proposed Findings and Conclusions in File No. 2008-091. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under Commission Decisions.

8. In the Matter of a Complaint by Matthew Knickerbocker, Bethel
File No. 2008-132
Proposed Findings and Conclusions

Investigators: Attorney Kevin Ahern and Charlie Urso, 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 Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings and Conclusions in File No. 2008-132. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under Commission Decisions.

9. In the Matter of a Complaint by Anthony M. DiPace, Enfield
File No. 2008-136
Proposed Findings and Conclusions

Investigator: Attorney Kevin Ahern and Charlie Urso, 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 Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings and Conclusions in File No. 2008-136. So voted. The

complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under Commission Decisions.

10. In the Matter of a Complaint by Edward Raff, Jr. and R.B. James, Madison
File No. 2008-141
Proposed Findings and Conclusions
Investigators: Attorney Shannon Bergquist
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 Bozzuto to adopt the proposed Findings and Conclusions in File No. 2008-141. Commissioners Bozzuto, Jenkins and Stankevicius voted in favor and Chairman Cashman voted against by a vote of 3 to 1. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under Commission Decisions.

11. In the Matter of a Complaint by Michael E. Pohl, Manchester
File No. 2008-160
Investigator: Attorney Marc Crayton
Managing Attorney: Joan M. Andrews

This matter is continued.

12. In the Matter of a Complaint by Christopher Healy, Wethersfield
File No. 2009-040
Proposed Findings and Conclusions
Investigator: Attorney Kevin Ahern and Charlie Urso, 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 Jenkins and seconded by Commissioner Stankevicius to adopt the proposed Findings and Conclusions in File No. 2009-040. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under Commission Decisions.

13. In re: SEEC Initiated, D. Scribner, Hartford
File No. 2010-018
Proposed Consent Agreement and Order
Respondent: David Scribner
Investigators: Charlie Urso, Lead Legal Investigator
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 Bozzuto and seconded by Commissioner Jenkins to adopt the proposed Consent Agreement and Order in File No. 2010-018. So voted. The Consent Agreement and Order is available on our website under Commission Decisions.

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 Bozzuto and seconded by Commissioner Jenkins at 11:00 A.M. to proceed into Executive Session Pursuant to C.G.S. §1-200(6)(B) and (E) and §1-210(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. Chairman Cashman and Commissioners Jenkins, Bozzuto and Stankevicius were present. Staff members present were Mr. Lenge, Ms. Andrews, Mr. Smith, Mr. Crayton, Ms. Bergquist, Mr. Oyola, Ms. Blackburn, Ms. Stratton, Ms. Kulmacz, Ms. Nicolescu, Ms. Kief, Ms. Sadowski, Mr. Talbert-Slagle, Ms. Montgomery, Ms. Rotman, Ms. Liebenhaut, Mr. Urso, Ms. Zaccagnino, Ms. Kulmacz and Mr. Neumon.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 11:24 A.M. to return to public session. So voted.

Returning to public session, the Commission took the following action:

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the issuance of the aforementioned committee draft Audit Reports 1-21 and 23-46 as Final Audit Reports. Item 22 is continued. So voted.

Consideration of Draft Audit Reports

1. "Fitzgerald 08," Jill Fitzgerald
Examiner: Martin Paxi
2. "Tom Bozek for Senate," Tom Bozek
Examiner: Monique Tusinski
3. "Elizabeth Esty '08," Elizabeth Esty
Examiner: Martin Paxi
4. "Parks for the 133rd," Amanda Parks
Examiner: Paul Boutin
5. "Joseph Moller for the 84th," Joseph Moller
Examiner: Shantelle Varrs

6. "Friends of Steve 2008," Steve Mikutel
Examiner: Paul Boutin
7. "Friends of Christopher Wright," Christopher Wright
Examiner: Martin Paxi
8. "Frantz for State Senate," Scott Frantz
Examiner: Salman Munir
9. "Re-Elect Ryan," Kevin Ryan
Examiner: Paul Boutin
10. "Stephanie Williams for State Representative," Stephanie Williams
Examiner: Linda Waterman
11. "McCluskey for State Representative," David McCluskey
Examiner: Monique Tusinski
12. "Chapin 2008," Clark Chapin
Examiner: Salman Munir
13. "Catherine Johnson 2008," Catherine Johnson
Examiner: Salman Munir
14. "Davis for State Rep. 2008," Charles Davis
Examiner: Martin Paxi
15. "Ruhe for Change," Barbara Ruhe
Examiner: Paul Boutin
16. "Larson for State '08," Tim Larson
Examiner: Paul Boutin
17. "Papadacos for Senate," Steve Papadacos
Examiner: Susan Pulaski
18. "Friends of Melissa Olson," Melissa Olson
Examiner: Evelyn Cruz-Cabrera
19. "Committee to Re-Elect Lile Gibbons," Lile Gibbons
Examiner: Salman Munir
20. "Friends of Altobello," Emil Altobello
Examiner: Paul Boutin
21. "Vote Musto," Anthony Musto
Examiner: Monique Tusinski

22. "Guglielmo for State Senate," Tony Guglielmo
Examiner: Shantelle Varrs

This matter is continued.
23. "118th for Lambert," Barbara Lambert
Examiner: Salman Munir
24. "Re-Elect Jack Thompson," John Thompson
Examiner: Martin Paxi
25. "Friends of Brendan '08," Brendan Sharkey
Examiner: Martin Paxi
26. "Walker 2008," Toni Walker
Examiner: Shantelle Varrs
27. "TK 08," Themis Klarides
Examiner: Susan Pulaski
28. "Say "Yes" to Nitzy," Nitzy Cohen
Examiner: Shantelle Varrs
29. "Friends of Steve Fontana," Stephen Fontana
Examiner" Paul Boutin
30. "Santiago 2008," Ezequiel Santiago
Examiner: Martin Paxi
31. "Gomes for State Senate 2008," Edwin Gomes
Examiner: Linda Waterman
32. "Re-Elect Piscopo," John Piscopo
Examiner: Evelyn Cruz-Cabrera
33. "Friends of Fawcett 2008," Kim Fawcett
Examiner: Paul Boutin
34. "Roger A. Palanzo for State Representative," Roger Palanzo
Examiner: Shantelle Varrs
35. "Stay with Ray," Raymond Kalinowski
Examiner: Monique Tusinski
36. "Re-Elect Sayers," Peggy Sayers
Examiner: Monique Tusinski
37. "Re-Elect Tom Drew 2008," Tom Drew
Examiner: Susan Pulaski

38. "Witkos 408," Kevin Witkos
Examiner: Paul Boutin
39. "Vote for Carlo Leone," Carlo Leone
Examiner: Paul Boutin
40. "Donovan '08," Christopher Donovan
Examiner: Shantelle Varrs
41. "Esposito 08," Louis Esposito
Examiner: Monique Tusinski
42. "David Scribner 2008," David Scribner
Examiner: Monique Tusinski
43. "Committee to Re-Elect Pat Widlitz," Patricia Widlitz
Examiner: Paul Boutin
44. "Rossi for Senate," Tamath Rossi
Examiner: Shantelle Varrs
45. "Roldan 2008," Kelvin Roldan
Examiner: Paul Boutin
46. "Fonfara 08," John Fonfara
Examiner: Paul Boutin

V. Consideration of Agency Ethics Policy

Mr. Lenge discussed the proposed Agency Ethics Policy with the Commission.

VI. Legislative Update

Mr. Lenge updated the Commission about pending legislative matters.

VII. Litigation Update

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

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius at 10:47 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 VII. on the agenda. So voted. Chairman Cashman and Commissioners Jenkins, Bozzuto and Stankevicius were present. Staff members present were Mr. Lenge, Ms. Andrews, Mr. Smith, Mr. Crayton, Ms. Bergquist, Mr. Oyola, Ms. Blackburn, Ms. Stratton, Ms. Kulmacz, Ms. Nicolescu, Ms. Kief, Ms. Sadowski, Mr. Talbert-Slagle, Ms. Montgomery, Ms. Rotman, Ms. Liebenhaut, Mr. Urso, Ms. Zaccagnino, Ms. Kulmacz and Mr. Neumon.

A. Green Party v. Garfield

B. Gonzalez v. SEEC

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius at 11:47 A.M. to return to public session. So voted.

No votes were taken.

VIII. Administrative Reports

Mr. Lenge announced the resignation of Commissioner Gerratana due to conflicting personal commitments.

Mr. Lenge updated the Commission on the number of pending complaints, audit reports completed and training sessions for eCRIS and the Citizens' Election Program.

Ms. Andrews informed the Commission on the outcome of the election contest case for the Hartford Democratic Town Committee Primary in the 5th District.

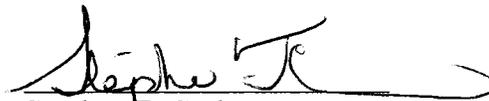
IX. Adjournment

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius at 11:57 A.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 21st day of April, 2010 at Hartford, Connecticut.


Stephen F. Cashman
By Order of the Commission

The next regular meeting will be held on Wednesday April 21, 2010 at 9:00 A.M., in the 5th Floor Conference Room.