



STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSION

**MINUTES OF THE
STATE ELECTIONS ENFORCEMENT COMMISSION
REGULAR MEETING
5th Floor Conference Room
November 17, 2010
9:00 A.M.**

I. Call to Order

Chairman Cashman called the meeting to order at 9:22 A.M. Commissioner's Jenkins, Bozzuto, Stankevicius and Castagno were present. Agency staff was also present.

Director Shannon Kief requested the Complaint of Robert Kissel, File No. 2010-142 be added to the agenda. It was moved by Commissioner Bozzuto and seconded by Commissioner Stankevicius to add File No. 2010-142 to the agenda as item 9A.

II. Approval of the Minutes

Approval of the Minutes of the October 14, 2010 Regular Meeting

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to approve the Minutes of the October 14, 2010 Regular Meeting. So voted.

III. Pending Complaints and Investigations

A. Public Session

1. In the Matter of a Complaint by Carolyn Z. Soltis, Cheshire
File No. 2008-142
Proposed Consent Agreement and Order
Respondent: Sarah Kopman-Fried
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Consent Agreement and Order. He 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. 2008-142. So voted. The Consent Agreement and Order is available on our website under Commission Decisions.

2. In the Matter of a Complaint by Jackson Chin, New York
File No. 2009-059
Proposed Findings and Conclusions
Attorney: Kevin Ahern for Marc W. Crayton
Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint. He 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. 2009-059. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under Commission Decisions.

3. In the Matter of a Complaint by Thomas O. Barnes, Jr., Bristol
File No. 2009-157
Proposed Findings and Conclusions
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint. He 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. 2009-157. 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 Tessa Marquis, Milford
File No. 2010-001
Proposed Findings and Conclusions
Attorney: Kevin Ahern for Marc Crayton
Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint. He 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. 2010-001. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under Commission Decisions.

5. In the Matter of a Complaint by Christopher Watts, Windsor
File No. 2010-100
Proposed Consent Agreement and Order
Respondent: Rosemary Hogan and Brendan J. Sayers
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Consent Agreement and Order. He 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. 2010-100. So voted. The Consent Agreement and Order is available on our website under Commission Decisions.

At this time, Chairman Cashman requested Mr. Lenge introduce a new staff member, Attorney Patrick Lamb, who swapped his position from the Office of State Ethics with Attorney Marc Crayton, formerly with the State Elections Enforcement Commission.

6. In the Matter of a Complaint by Mel Thompson, Derby
File No. 2009-060
Proposed Consent Agreement and Order
Respondent: Anita Dugatto
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney Smith summarized the above referenced complaint and the proposed Consent Agreement and Order. He recommended adoption of the proposed Consent Agreement and Order.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to adopt the proposed Consent Agreement and Order in File

No. 2009-060. So voted. The Consent Agreement and Order is available on our website under Commission Decisions.

7. In the Matter of a Referral by SEEC Elections Officer
File No. 2010-064NF
Proposed Findings and Conclusions
Naddeen A. McKenzie, Treas. Robert Gonzalez for Senate Campaign
Attorney: William B. Smith
Investigator: MaryAnn Stratton, Paralegal Specialist

Attorney Smith summarized the above referenced complaint and the proposed Findings and Conclusions. He recommended adoption of the proposed Findings and Conclusions. Hearing Officer Lenge was also in agreement with 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. 2010-064NF. So voted. The Findings and Conclusions is available on our website under Commission Decisions.

8. In the Matter of a Complaint by Carla Squatrito, Manchester
File No. 2010-112
Proposed Consent Agreement and Order
Respondents: Carla Squatrito, Sergio Squatrito and Tracy Squatrito
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney Smith summarized the above referenced complaint and the proposed Consent Agreement and Order. He 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. 2010-112. So voted. The Consent Agreement and Order is available on our website under Commission Decisions.

9. In the Matter of a Complaint by Nancy Schwartz, Newtown
File No. 2010-075
Proposed Findings and Conclusions
Attorney: Shannon R. T. Bergquist for Marc W. Crayton
Lead Legal Investigator: Gilberto Oyola

Attorney Bergquist summarized the above referenced complaint and the proposed Findings and Conclusions. He 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. 2010-075. So voted. The Findings and Conclusions is available on our website under Commission Decisions.

- 9A. In the Matter of a Complaint by Robert Kissel, Hamden
File No. 2010-142
Ratification of Impoundment Order
Attorney: Shannon R. T. Bergquist
Lead Legal Investigator: Gilberto Oyola

Attorney Bergquist summarized the Ratification of Impoundment Order.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the Ratification of Impoundment Order. So voted.

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 Jenkins and seconded by Commissioner Stankevicius at 9:40 A.M. to proceed into Executive Session pursuant to C.G.S. §1-200(6)(B) and (E) and §1-210(b)(3) and (4) to discuss strategy and negotiations with respect to pending claims and exempt records relating thereto, listed as items 10 through 24 on Section III of the agenda. So voted. Chairman Cashman and Commissioners Jenkins, Bozzuto, Castagno and Stankevicius were present. Staff members present were Mr. Lenge, Ms. Kief, Mr. Smith, Mr. Lamb, Ms. Bergquist, Mr. Oyola, Mr. Talbert-Slagle, Mr. Ahern, Ms. Blackburn, Ms. Stratton, Ms. Rotman, Ms. Leibenhaut, Ms. Adams, Mr. Urso, Ms. Zaccagnino, Ms. Montgomery, Mr. Foley and Ms. Nicolescu.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 10:50 A.M. to return to public session. So voted.

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

10. In The Matter of a Complaint by Arthur J. Scialabba, Norwalk
File No. 2009-030
Attorney: Joshua Foley
Lead Legal Investigator: Gilberto Oyola
11. In the Matter of a Complaint by Gail Wall, Stratford
File No. 2009-121
Attorney: Joshua Foley
Lead Legal Investigator: Gilberto Oyola

12. In the Matter of a Complaint by Carole Dmytryshak, Salisbury
File No. 2009-133

Attorney: Joshua Foley
Lead Legal Investigator: Gilberto Oyola

Attorney Foley summarized proposed Findings and Conclusions for items 10 through 12. He recommended adoption of the proposed Findings and Conclusions.

The Commission agreed to adopt items 10 through 12. It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings and Conclusions in File No's. 2009-030, 2009-121 and 2009-133. So voted. The Findings and Conclusions are available on our website under [Commission Decisions](#).

13. In Re: Referral by Susan Bysiewicz, Secretary of the State, Hartford
File No. 2008-049

Attorney: Kevin Ahern for Marc W. Crayton
Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized proposed Findings and Conclusions. He 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. 2008-049. So voted. The Findings and Conclusions are available on our website under [Commission Decisions](#).

14. In the Matter of a Complaint by Christopher C. Healy, Wethersfield
File No. 2008-123

Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

This matter is continued.

15. In the Matter of a Complaint by Valerie Friedman, Washington
File No. 2008-033

Proposed Findings and Conclusions
Attorney: Shannon R. T. Bergquist
Lead Legal Investigator: Gilberto Oyola

Attorney Bergquist summarized the above referenced complaint and the proposed Findings and Conclusions. 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. 2008-033. So voted. The Findings and Conclusions are available on our website under Commission Decisions.

16. In Re: Russo, Referral by Audit & Disclosure Unit
File No. 2009-066
Attorney: Shannon R. T. Bergquist
Lead Legal Investigator: Charles Urso

This matter is continued.

17. In the Matter of a Complaint by Jonathan Best, Stratford
File No. 2009-081
Attorney: Shannon R. T. Bergquist
Lead Legal Investigator: Gilberto Oyola

This matter is continued.

18. In the Matter of a Complaint by Ellen Camhi, Stamford
File No. 2009-110
Proposed Findings and Conclusions
Attorney: Shannon R. T. Bergquist
Paralegal Specialist: MaryAnn Stratton
Lead Legal Investigator: John Neumon

Attorney Bergquist summarized the above referenced complaint and the proposed Findings and Conclusions. She recommended adoption of the proposed Findings and Conclusions without prejudice.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings and Conclusions without prejudice in File No. 2009-110. So voted. The Findings and Conclusions are available on our website under Commission Decisions.

19. In the Matter of a Complaint by Amy Harris, Wilton
File No. 2009-144
Proposed Findings and Conclusions
Attorney: Shannon R. T. Bergquist

Attorney Bergquist summarized the above referenced complaint and the proposed Findings and Conclusions. 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.

2009-144. So voted. The Findings and Conclusions are available on our website under Commission Decisions.

20. In the Matter of a Complaint by Elizabeth-Ann Edgerton, Monroe
File No. 2009-084
Proposed Findings and Conclusions
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney Smith summarized the above referenced complaint and the proposed Findings and Conclusions. He 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. 2009-084. So voted. The Findings and Conclusions are available on our website under Commission Decisions.

21. In the Matter of a Complaint by Michael Brown, Milford
File No. 2009-140
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

This matter is continued.

22. In the Matter of a Complaint by Victoria S. Harlow, Haddam
File No. 2010-113
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

This matter is continued.

23. In the Matter of a Complaint by Christopher Healy, Wethersfield
File No. 2010-127
Attorney: Patrick J. Lamb
Lead Legal Investigator: Gilberto Oyola

This matter is continued. It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius to expand the investigation, authorization is granted. So voted.

24. In Re: Request for Initiation of an Investigation and Recommendation of Counsel regarding the Lamont, Foley, and Hauser campaigns' failure to file excess expenditure reports timely.
Director of CEP: Beth Rotman
Attorney: Lindsey Leibenhaut

This item is continued with no further action.

VI. Consideration of Draft Declaratory Rulings

1. Draft Declaratory Ruling 2010-01:
Candidate Committees and Joint Communications

This matter is continued.

2. Draft Declaratory Ruling 2010-02:
Communications on Behalf of Candidates by Party Committees, Legislative Leadership Committees, and Legislative Caucus Committees

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to open the Draft Declaratory Ruling for public discussion and to renumber “Communications on Behalf of Candidates by Party Committees, Legislative Leadership Committees, and Legislative Caucus Committees” to 2010-01. So voted.

Commissioner Castagno excused himself at 11:30 A.M. from the remainder of the meeting to attend to a teaching commitment.

VII. Administrative Reports

Mr. Lenge informed the Commission that the SEEC attended the public meeting in Bridgeport that was arranged by Mayor Finch regarding election day issues.

Mr. Lenge informed the Commission that staff was reviewing a technology application that would allow for the electronic submission of back up documentation with disclosure statements.

Mr. Lenge announced that the 32nd Annual COGEL Conference will be held December 5 – December 8th and that conference summaries will be prepared for Commissioners which will include an in-house knowledge transfer meeting.

The draft Commission Meeting for Calendar Year 2011 was distributed for review and approval.

Mr. Lenge also provided the Commission with a litigation update, and he provided members a copy of the Results Based Accountability Report Card that was submitted to Appropriations.

Ms. Rotman provided the Commission statistics for the Citizens' Election Program.

VIII. Adjournment

It was moved by Commissioner Jenkins and seconded by Commissioner Stankevicius at 11:46 A.M. to adjourn the meeting. So voted. Unless otherwise indicated, all votes of the Commission were unanimous.

The next regular scheduled meeting is December 15, 2010 at 9:00 A.M. in the 5th Floor Conference room.

Respectfully submitted,


MaryAnn Stratton
Acting Clerk of the Commission

Adopted this 15th day of December, 2010 at Hartford, Connecticut.


Stephen F. Cashman
By Order of the Commission