



STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSION

DRAFT
MINUTES
STATE ELECTIONS ENFORCEMENT COMMISSION
REGULAR MEETING

5th Floor Conference Room
October 19, 2011
9:00 A.M.

I. Call to Order

Commissioner Cashman called the meeting to order at 9:13 A.M. Commissioners Castagno, Jenkins and Bozzuto were present. Agency staff was also present.

II. Approval of the Minutes

Approval of the Minutes of the Meeting of September 21, 2011 Meeting.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to Approve the Minutes of the September 21, 2011 Regular Meeting. So voted.

Commissioner Cashman moved that **Item VIII.** of the agenda be moved, following the approval of the minutes.

VIII. Executive Session per C.G.S. §§ 1-200(6)(A),(B) and (E), and 1-210(b)(2)
(discussion of personnel matters)

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 9:16 A.M. to proceed into Executive Session pursuant to C.G.S. §§ 1-200(6)(A),(B) and (E), and 1-210(b)(2) to discuss personnel matters with respect to pending claims and exempt records relating thereto, listed on the agenda. So voted. Commissioners Cashman, Jenkins, Bozzuto and Castagno were present.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 11:36 A.M. to return to public session. So voted.

Following the return to public session from Item VIII. of the agenda, Commissioner Castagno excused himself at 11:36 A.M. from the remainder of the meeting to attend to a teaching commitment.

III. Administrative Reports

Ms. Kief did not provide additional comments to the administrative report that was provided to the Commission.

Ms. Kief requested Public Session items 5 & 10 be continued.

Ms. Nicolescu did not provide additional comments to the administrative report that was provided to the Commission.

Mr. Hasen provided eCRIS statistics from last filing period.

IV. Legislation

Submitted to the Commission three legislative proposals regarding:

- Commission Terms and Appointments

Amends Public Act 11-48 to address concerns regarding Commission terms. Public Act 11-48 would impact terms and cause the Commission to have multiple vacancies during the same year impacting ability to approve grants during an election cycle. The proposal requests at least one reappointment and to change the appointment from July to April.

- CEP Fund
Restores funding to the Citizens' Election Fund.
- Mandatory Electronic Filing for Citizens' Election Program Candidates and Minor Revisions to Campaign Finance Laws.

The Commission accepted the legislative proposals and authorized final drafting.

V. Pending Complaints and Investigations

A. Public Session

1. In re: SEEC initiated "Perkins 2008," Hartford
File No. 2010-158
Proposed Consent Order & Agreement
Respondents: Duane Perkins and Benjamin Chianese
Attorney: James Talbert-Slagle
Lead Legal Investigator: Charlie Urso

Attorney James Talbert-Slagle summarized the above referenced complaint and proposed Consent Order & Agreement in File No. 2010-158. He recommended adoption of the proposed Consent Order & Agreement contingent upon receipt within ten days.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Consent Order & Agreement in File No. 2010-158 contingent upon receipt within ten days. So voted. The proposed Consent Order & Agreement will be available on our website under [Commission Decisions](#) upon receipt.

2. In the Matter of a Complaint by Preston Shultz, Woodstock
File No. 2009-053

Proposed Findings & Conclusions

Respondents:	John C. Leavitt and Rebecca Leavitt
Attorney:	James Talbert-Slagle
Lead Legal Investigator:	Gilberto Oyola

Attorney James Talbert-Slagle summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2009-053. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings & Conclusions in File No. 2009-053. So voted. The proposed Findings & Conclusions are available on our website under [Commission Decisions](#).

3. In re: "Martinez for State Rep. 2008," Hartford
File No. 2009-094

Proposed Consent Order & Agreement

Respondents:	Lydia Martinez and Carmen Vargas
Attorney:	James Talbert-Slagle
Lead Legal Investigator:	Charlie Urso

Attorney James Talbert-Slagle summarized the above referenced complaint and proposed Consent Order & Agreement in File No. 2009-094. He recommended adoption of the proposed Consent Order & Agreement.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Consent Order & Agreement in File No. 2009-094. So voted. The proposed Consent Order & Agreement are available on our website under [Commission Decisions](#).

4. In the Matter of a Complaint by John Kisluk, Plainville
File No. 2011-075

Proposed Findings & Conclusions

Respondents:	Lena Nichols
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Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

Attorney Kevin Ahern summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2011-075. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings & Conclusions in File No. 2011-075. So voted. The proposed Findings & Conclusions are available on our website under [Commission Decisions](#).

5. In the Matter of a Complaint by Beth Denton, West Haven
File No. 2009-087
Proposed Request to Release Impoundment Order
Respondents: Michelle Hufcut, Deborah Collins
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

The matter is continued.

6. In the Matter of a Complaint by Kenneth Gronbach, Haddam
File No. 2009-148
Proposed Request to Release Impoundment Order
Respondents: Marjorie DeBold, Patricia Hess and
Ann P. Huffstetler
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

Attorney Kevin Ahern summarized the proposed Request to Release Impoundment Order in File No. 2009-148.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Request to Release Impoundment Order in File No. 2009-148. So voted.

7. In the Matter of a Complaint by Patrick DeAngelis, Middlebury
File No. 2009-055
Proposed Findings & Conclusions
Respondents: John Kotchian
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney William B. Smith summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2009-055. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings & Conclusions in File No. 2009-055. So voted. The proposed Findings & Conclusions are available on our website under [Commission Decisions](#).

8. In the Matter of a Complaint by Christopher Healy, Wethersfield
File No. 2009-079

Proposed Findings & Conclusions

Respondents: John Boccuzzi
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney William B. Smith summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2009-079. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings & Conclusions in File No. 2009-079. So voted. The proposed Findings & Conclusions are available on our website under [Commission Decisions](#).

9. In the Matter of a Complaint by Mary Hansen, Old Saybrook
File No. 2010-151

Proposed Findings & Conclusions

Respondents: Grant Westerson and Michael Evangelisti
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney William B. Smith summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2010-151. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings & Conclusions in File No. 2010-151. So voted. The proposed Findings & Conclusions are available on our website under [Commission Decisions](#).

10. In the Matter of a Complaint by Carol D. Walter, Clinton
File No. 2011-106

Proposed Consent Order & Agreement

Respondents: Vincent A. Cimino, Clinton Town Clerk
Karen Marsden and Ray Apel
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

The matter is continued

11. In the Matter of a Complaint by Monika Thiel, New Fairfield
File No. 2011-006
Proposed Consent Order & Agreement
Respondents: Edward J. Sbordone
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney William B. Smith summarized the above referenced complaint and proposed Consent Order & Agreement in File No. 2011-006. He recommended adoption of the proposed Consent Order & Agreement.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Consent Order & Agreement in File No. 2011-006. So voted. The proposed Consent Order & Agreement are available on our website under [Commission Decisions](#).

12. In the Matter of a Complaint by Rosemary Wong, Stratford
File No. 2009-101
Proposed Consent Order & Agreement
Respondents: James Brown and Lydia Martinez
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney William B. Smith summarized the above referenced complaint and proposed Consent Order & Agreement in File No. 2009-101. He recommended adoption of the proposed Consent Order & Agreement with regard to respondent Brown.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Consent Order & Agreement in File No. 2009-101 contingent upon receipt within ten days. So voted. The proposed Consent Order & Agreement with regard to respondent Brown are available on our website under [Commission Decisions](#).

The matter concerning the agreement with respondent Martinez is continued.

13. In the Matter of a Complaint by Christopher Healy, Wethersfield
File No. 2010-133
Proposed Findings & Conclusions
Respondents: Connecticut Education Association and
Southington Educational Association
Attorney: Patrick J. Lamb
Lead Legal Investigator: Gilberto Oyola

Attorney Patrick J. Lamb summarized the above referenced complaint and proposed Findings & Conclusions in File No. 2010-133. He recommended adoption of the proposed Findings & Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings & Conclusions in File No. 2010-133. So voted. The proposed Findings & Conclusions are available on our website under [Commission Decisions](#).

14. Non-Filer Investigations and Prosecutions

- a. Pursuant to Section 9-7b-35 of the Regulations of Connecticut State Agencies, Proposed Findings of a Reason to Believe a Violation has been Committed Concerning Delinquent Filings, Violations Under Section 9-623(b) (2). Based Upon Referrals by the SEEC Campaign Disclosure and Audit Unit

- VI. A. *Executive Session per C.G.S. §§ 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 Bozzuto at 11:58 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) and General Statutes §9-7a, as amended by Public Act 11-48 §300 to discuss strategy and negotiations with respect to pending claims and exempt records relating thereto, listed as items 1 through 10 on the agenda. So voted. Commissioners Cashman, Jenkins and Bozzuto were present. Staff members present were Mr. Smith, Mr. Lamb, Mr. Cascudo, Mr. Urso, Mr. Talbert-Slagle, Mr. Oyola, Ms. Montgomery, Ms. Sadowski, Mr. Ahern, Ms. Adams, Mr. Foley, Mr. Neumon, Ms. Nicolescu, Mr. Hasen, Ms. Kief, Ms. Gratacos and Ms. Lagueux.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 12:18 P.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 Cynthia McCorkindale, Bethel
File No. 2011-079
Proposed Consent Order & Agreement
Respondents: Gary Chesley
Attorney: Patrick J. Lamb
Lead Legal Investigator: Gilberto Oyola

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Consent Order & Agreement in File No. 2011-079. So voted. The proposed Consent Order and Agreement are available on our website under [Commission Decisions](#).

2. In the Matter of a Complaint by Bryan Stephens, Darien
File No. 2009-008
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 John McNamara, New Britain
File No. 2009-111
Proposed Recommendation of Counsel
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

The matter is continued.

4. In the Matter of a Complaint by Christopher Healy, Wethersfield
File No. 2011-004
Proposed Findings & Conclusions
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings & Conclusions in File No. 2011-004. So voted. The proposed Findings & Conclusions are available on our website under [Commission Decisions](#).

5. In the Matter of a Complaint by Christopher C. Johnson, Canterbury
File No. 2011-112
Proposed Recommendation of Counsel
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

The matter is continued.

6. In the Matter of a Complaint by Jay Lewin, New Milford
File No. 2011-111
Proposed Recommendation of Counsel
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

The matter is continued.

7. In re: SEEC Initiated: "Airey Wilson for Senate," Hartford
File No. 2011-062
Proposed Recommendation of Counsel
Attorney: James Talbert-Slagle
Lead Legal Investigator: Charlie Urso

The matter is continued

8. In re: SEEC Initiated "Friends for Farah," Hartford
File No. 2010-122
Proposed Recommendation of Counsel
Attorney: James Talbert-Slagle
Lead Legal Investigator: Charlie Urso

The matter is continued.

9. In re: SEEC Initiated: "Russo for Senate," Hartford
File No. 2011-063
Proposed Recommendation of Counsel
Attorney: James Talbert-Slagle
Lead Legal Investigator: Charlie Urso

The matter is continued.

10. 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 Bozzuto to move to make a determination that it is necessary to investigate violations relating to seven complaints in File Nos.: 2011-113, 2011-114, 2011-115, 2011-119, 2011-120, 2011-121, 2011-122. So voted.

B. Executive Session per C.G.S. §§ 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 Bozzuto at 12:20 P.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) and General Statutes §9-7a, as amended by Public Act 11-48 §300 to discuss strategy and negotiations with respect to pending claims and exempt records relating thereto, listed as items 1 through 9 on the agenda. So voted. Commissioners Cashman, Jenkins and Bozzuto were present. Staff

members present were Mr. Urso, Mr. Talbert-Slagle, Mr. Oyola, Ms. Montgomery, Ms. Sadowski, Ms. Adams, Mr. Neumon, Ms. Nicolescu, Mr. Hasen, Ms. Kief, Ms. Gratacos and Ms. Lagueux.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 12:24 P.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 through 9 as Final Audit Reports. So voted.

Consideration of Draft Audit Report

1. "Committee to Elect Jim Crawford," Treasurer: Brian J. O'Connor
Examiner: Linda Waterman
2. "Greg for Simsbury," (Gregory Piecuch) Treasurer: Diane Madigan
Examiner: Linda Waterman
3. "Cassano 4 Senate," Treasurer: Richard Borden
Examiner: Martin Paxi
4. "Giacomi For 80," Treasurer: Michelle M. Giacomi
Examiner: Linda Waterman
5. "Friends of Roberta 2010," (Exploratory) Treasurer: Kenneth Edwards
Examiner: Linda Waterman
6. "Friends of Roberta 2010," (Roberta Willis) Treasurer: Kenneth Edwards
Examiner: Linda Waterman
7. "Re-Elect Genga 2010," Treasurer: William B. Horan
Examiner: Linda Waterman
8. "Perkins 2008," Treasurer: Benjamin Chianese
Examiner: Monique Tusinski (*See also* File No. 2010-158, at Agenda V. 1)
9. "Martinez for State Representative 2008," Treasurer: Carmen R. Vargas
Examiner: Paul Boutin (*See also* File No. 2009-094, at Agenda V. 3)

VII. *Executive Session per C.G.S. §§ 1-200(6)(B) and (E), and 1-210(b)(1),(3),(4),(10)*
(discussion of litigation matters)

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 12:25 P.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 relating thereto, listed on the agenda. So voted. Commissioners Cashman, Jenkins and Bozzuto were present. Staff members present were Ms. Kief.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 12:48 P.M. to return to public session. So voted.

IX. *Adjournment*

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins at 12:49 P.M. to adjourn the meeting. So voted. Unless otherwise indicated, all votes of the Commission were unanimous.

The next regular scheduled meeting is November 16, 2011 at 9:00 A.M. in the 5th Floor Conference room