



STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSION

**MINUTES OF THE
STATE ELECTIONS ENFORCEMENT COMMISSION
REGULAR MEETING**

5th Floor Conference Room

July 27, 2011

9:00 A.M.

I. Call to Order

Chairman Cashman called the meeting to order at 9:03 A.M. Commissioners Jenkins, Bozzuto, Stankivicius and Castagno were present. Agency staff were also present. Director Lenge requested a matter be added to the end of the agenda during executive session in order to discuss personnel matters relating to labor concessions. It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to add the item. So voted.

II. Approval of the Minutes

Approval of the Minutes of the July 1, 2011 Special Meeting

It was moved by Commissioner Jenkins and seconded by Commissioner Castagno to approve the Minutes of the July 1, 2011 Special Meeting. So voted.

III. Administrative Reports

Mr. Lenge discussed and summarized Commission statistics for various units within the agency.

Mr. Neumon summarized and discussed the Random Audit Lottery and the results.

IV. Pending Complaints and Investigations

A. Public Session

1. In Re: SEEC Initiated "Friends of Jacqui Denski"

File No. 2010-154

Proposed Consent Agreement and Order

Respondents: Allen Marko and Jacqui Denski

Attorney: James Talbert-Slagle

Lead Legal Investigator: Charles Urso

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 Stankivicius to adopt the proposed Consent Agreement and Order in File No. 2010-154. So voted. The Consent Agreement and Order are available on our website under [Commission Decisions](#).

2. In Re: SEEC Initiated "Knox 2008"
File No. 2011-007

Proposed Consent Agreement and Order

Respondent: Jay Sarzen

Attorney: William B. Smith

Lead Legal Investigator: Charlie Urso

Attorney Smith summarized the above referenced complaint and the proposed Consent Agreement and Order in File No. 2011-007. He recommended adoption of the proposed Consent Agreement and Order.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Consent Agreement and Order in File No. 2011-007. So voted. The proposed Consent Agreement and Order are available on our website under [Commission Decisions](#).

3. In Re: SEEC initiated "Jose "Chico" Rivera for State Rep. 130th District"
File No. 2010-159

Proposed Consent Agreement and Order

Respondent: David N. Feliu

Attorney: James Talbert-Slagle

Lead Legal Investigator: Charlie Urso

Attorney Smith and Investigator Urso summarized the above referenced complaint and the proposed Consent Agreement and Order in File No. 2010-159. Attorney Smith recommended adoption of the proposed Consent Agreement and Order.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Consent Agreement and Order in File No. 2010-159. So voted. The proposed Consent Agreement and Order is available on our website under [Commission Decisions](#).

4. In the Matter of a Complaint by Scott Veley, Berlin
File No. 2011-011

Proposed Consent Agreement and Order

Attorney: Kevin Ahern

Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Consent Agreement and Order in File No. 2011-011. He recommended adoption of the proposed Consent Agreement and Order contingent upon receipt within ten days.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Consent Agreement and Order in File No. 2011-011 contingent upon receipt within ten days. So voted. The Consent Agreement and Order is available on our website under Commission Decisions, upon receipt.

5. In the Matter of a Complaint by Timothy Morrissey, Vernon
File No. 2010-035

Proposed Findings and Conclusions

Respondents: Risley Realty, LLC, Robert B. Hurd
and Harold R. Cummings

Attorney: Kevin Ahern

Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Findings and Conclusions in File No. 2010-035. He recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Findings and Conclusions in File No. 2010-035. So voted. The proposed Findings and Conclusions is available on our website under Commission Decisions.

6. In the Matter of a Complaint by Wesley Lube, Wallingford
File No. 2009-103

Proposed Findings and Conclusions

Respondent: Michael Glidden

Attorney: Kevin Ahern

Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Findings and Conclusions in File No. 2009-103. He recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Findings and Conclusions in File No. 2009-103. So voted. The proposed Findings and Conclusions is available on our website under Commission Decisions.

7. In the Matter of a Complaint by Bijan Bahramian, Meriden
File No. 2011-073

Proposed Findings and Conclusions

Respondents: James Belote and Daniel Brunet
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Findings and Conclusions in File No. 2011-073. He recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Findings and Conclusions in File No. 2011-073. So voted. The proposed Findings and Conclusions is available on our website under [Commission Decisions](#).

8. In the Matter of a Complaint by Patricia Nere, Guilford
File No. 2011-054

Proposed Findings and Conclusions

Respondents: Martin B. Rubin and Nick Economopoulos
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney Smith summarized the above referenced complaint and the proposed Findings and Conclusions in File No. 2011-054. He recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Findings and Conclusions in File No. 2011-054. So voted. The proposed Findings and Conclusions is available on our website under [Commission Decisions](#).

9. In the Matter of a Complaint by Windham Rt. 6 Partners, LLC (Michael Taylor),
Storrs
File No. 2011-059

Proposed Consent Agreement and Order

Respondents: Michael M. Taylor and Ilze K. Taylor
Attorney: William B. Smith
Lead Legal Investigator: Charlie Urso

Attorney Smith summarized the above referenced complaint and the proposed Consent Agreement and Order in File No. 2011-0579. He recommended adoption of the proposed Consent Agreement and Order.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Consent Agreement and Order in File No. 2011-057. So voted. The proposed Consent Agreement and Order are available on our website under [Commission Decisions](#).

10. In the Matter of a Referral by Commission Elections Officer, Hartford

File No. 2011-014NF

Proposed Findings and Conclusions

Respondent: Walter Fulton
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney Smith summarized the above referenced complaint and the proposed Findings and Conclusions in File No. 2011-014NF. He recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Findings and Conclusions in File No. 2011-014NF. So voted. The proposed Findings and Conclusions is available on our website under [Commission Decisions](#).

11. In the Matter of a Complaint by Norman Gauthier, Preston

File No. 2011-060

Proposed Findings and Conclusions

Respondent: Sandra Ewing
Attorney: Patrick J. Lamb
Lead Legal Investigator: Gilberto Oyola

Attorney Lamb summarized the above referenced complaint and the proposed Findings and Conclusions in File No. 2011-060. He recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Findings and Conclusions in File No. 2011-060. So voted. The Findings and Conclusions is available on our website under [Commission Decisions](#).

12. In the Matter of a Complaint by Sean Arena, Hartford

File No. 2010-032

Proposed Findings and Conclusions

Respondent: Jorge L. Cabrera
Attorney: Patrick J. Lamb
Lead Legal Investigator: Gilberto Oyola

Attorney Lamb summarized the above referenced complaint and the proposed Findings and Conclusions in File No. 2010-032. He recommended adoption of the proposed Findings and Conclusions.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt the proposed Findings and Conclusions in File No. 2010-032. So voted. The proposed Findings and Conclusions is available on our website under Commission Decisions.

13. Non-Filer Investigations and Prosecutions

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

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to find reason to believe violations have been committed in File Nos.: 2011-041NF and 2011-044NF. So voted.

B. Executive Session per C.G.S. 1-200 (6) (B) and (E), and 1-210(b) (3) (4) and (10)

It was moved by Commissioner Jenkins and seconded by Commissioner Castagno at 9:45 A.M. to proceed into Executive Session pursuant to C.G.S. §1-200 (6) (B) and (E) and §1-210 (b) (3) (4) and (10) to discuss strategy and negotiations with respect to pending claims and exempt records relating thereto, listed as items 14 through 25 on Section IV of the agenda. So voted. Chairman Cashman and Commissioners Jenkins, Bozzuto, Stankivicius and Castagno were present. Staff members present were Mr. Lenge, Ms. Kief, Mr. Smith, Mr. Lamb, Mr. Ahern, Ms. Lagueux, Ms. Gratacos, Ms. Adams, Ms. Staniewicz, Mr. Urso, Ms. Zaccagnino, Ms. Sadowski, and Mr. Neumon. Also present were interns.

It was moved by Commissioner Jenkins and seconded by Commissioner Castagno at 10:50 A.M. to return to public session. So voted. Returning to public session, the Commission took the following action:

14. In the Matter of a Complaint by Kenneth Gronbach, Haddam
File No. 2009-148

Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

The matter is continued.

15. In the Matter of a Complaint by Beth Denton, West Haven
File No. 2009-087

Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

The matter is continued

16. In the Matter of a Complaint by Rosemary Wong, Stratford

File No. 2009-101

Attorney: William B. Smith

Lead Legal Investigator: Gilberto Oyola

The matter is continued

17. In the Matter of a Complaint by Donald A. Brown, Thompson

File No. 2011-080

Attorney: William B. Smith (with Amy Baral, Intern)

The matter is continued

18. In the Matter of a Complaint by Sarah Hemmingway, Sandy Hook

File No. 2010-093

In the Matter of a Complaint by Sarah Hemmingway, Sandy Hook

File No. 2010-104

Attorney: James Talbert-Slagle

Lead Legal Investigator: Charlie Urso

The matter is continued.

19. In re: SEEC initiated "Committee to Elect Charles Blango"

File No. 2010-160

Attorney: James Talbert-Slagle

Lead Legal Investigator: Charlie Urso

The matter is continued.

20. In re: SEEC Initiated "Committee to Re-Elect State Senator Eric D. Coleman"

File No. 2010-071

Attorney: James Talbert-Slagle

Lead Legal Investigator: Charlie Urso

The matter is continued.

21. In re: SEEC Initiated "Kirkley-Bey 2008"

File No. 2011-003

Attorney: James Talbert-Slagle

Lead Legal Investigator: Charlie Urso

The matter is continued.

22. In re: SEEC Initiated "Elect Mae Flexer"

File No. 2011-002

Attorney: James Talbert-Slagle
Lead Legal Investigator: Charlie Urso

The matter is continued.

23. In re: SEEC Initiated "Martinez for State Rep. 2008"

File No. 2009-094

Attorney: James Talbert-Slagle
Lead Legal Investigator: Charlie Urso

The matter is continued.

24. Recommendation of Counsel: Standard Authorization to Investigate Late Filers and Failure to Appoint Treasurer

Pursuant to Section 9-7b-35 of the Regulations of Connecticut State Agencies, The Commission provides such standing determination that it is necessary to investigate when based upon the standards and practices approved by the officers of the Commission. For violations governed by General Statutes § 9-623 (b) (2), when the Commission is the filing repository, such standards shall require the applicable committee registration or record of candidacy and a review of Commission records by staff indicating the failure to file the required report in a timely manner. In the instance of filings for which a town clerk is the depository, a referral from such clerk pursuant to § 9-623 (b) (3) shall be a sufficient basis for an investigation if the referral reflects the town clerk's compliance with the subsection. If the town clerk has not complied by providing the warning prescribed in § 9-623 (b) (3), the town clerk shall be advised that such procedure is the necessary basis for any delinquent filer referral. Such standing determination is limited to the investigation of the issue of delinquency of filings or registrations and not other potentially related offenses.

The Commission provides such standing determination when based upon the standards and practices approved by the officers of the Commission. For alleged violations of General Statutes § 9-602 (c), governing the timely appointment of treasurers by chairpersons, such standards shall require the applicable committee registration, the record of the resignation of the previous treasurer or deputy treasurer, when applicable, and a review of Commission records by staff indicating a new appointment was not made in a timely manner after repeated efforts by staff to gain compliance through cooperation. Such standing

determination is limited to the investigation of the issue of the failure to timely appoint a treasurer and not other potentially related offenses.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius to adopt such standing determination. So voted.

25. 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 Bozzuto and seconded by Commissioner Jenkins to move to make a determination that it is necessary to investigate violations relating to three complaints. So voted.

V. Executive Session per C.G.S. §§ 1-200(6)(B) and (E), and 1-210(b)(1)(3)(4) and (10)

It was moved by Commissioner Jenkins and seconded by Commissioner Castagno at 11:53 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 with respect to drafts, pending claims and exempt records relating thereto, listed as items related to campaign reviews performed by the Disclosure and Audit Unit, 1 through 2 on Section V of the agenda. So voted. Chairman Cashman and Commissioners Jenkins, Bozzuto, Stankivicius and Castagno were present. Staff members present were Mr. Lenge, Ms. Kief, Mr. Smith, Mr. Lamb, Mr. Ahern, Ms. Lagueux, Ms. Gratacos, Ms. Adams, Ms. Staniewicz, Mr. Urso, Ms. Zaccagnino, and Mr. Neumon. Interns were also present.

It was moved by Commissioner Jenkins and seconded by Commissioner Stankivicius at 11:58 A.M. to return to public session. So voted.

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

Consideration of Draft Audit Reports

1. “Winfield 2008”, Treasurer: Sandra McKinnie
Examiner: Martin Paxi

It was moved by Commissioner Bozzuto and seconded by Commissioner Stankivicius to refer “Winfield 2008” to Enforcement as it is necessary to investigate a violation pursuant to Section 300 of Public Act 11-48. So voted.

2. “Andrew White for State Treasurer 2010”, Treasurer: Laurence Ditkoff

Examiner: Monique Coates

It was moved by Commissioner Bozzuto and seconded by Commissioner Stankivicius to adopt as Final Audit Report “Andrew White for State Treasurer 2010”. So voted.

VI. Executive Session per C.G.S. §§ 1-200(6)(B) and (E), and 1-210(b)(1)(3)(4) and (10)

Litigation Update

It was moved by Commissioner Jenkins and seconded by Commissioner Castagno at 12:00 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 with respect to drafts, pending claims and exempt records relating thereto, listed as items related to pending litigation on Section VI of the agenda. So voted. Chairman Cashman and Commissioners Jenkins, Bozzuto, Stankivicius and Castagno were present. Staff members present were Mr. Lenge, Ms. Kief, Mr. Smith, Mr. Lamb, Mr. Ahern, Ms. Lagueux, Ms. Gratacos, Ms. Adams, Ms. Staniewicz, Mr. Urso, Ms. Zaccagnino, and Mr. Neumon. Interns were also present.

1. Gonzalez v. SEEC (HHB-CV10-6003185-S)

VII. Adjournment

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 1:21 P.M. to adjourn the meeting. So voted. Unless otherwise indicated, all votes of the Commission were unanimous.

Respectfully submitted,



Sheri-Lyn Laguer
Acting Clerk of the Commission

Adopted this 24th day of August, 2011 at Hartford, Connecticut.



Stephen F. Cashman
By Order of the Commission

The next regular scheduled meeting is August 24, 2011 at 9:00 A.M. in the 5th Floor Conference room.