GOVERNMENT OF THE DISTRICT OF COLUMBIA

BOARD OF ELECTIONS

REGULAR BOARD MEETING

WEDNESDAY,
OCTOBER 7, 2015

The District of Columbia Board of Elections convened a Regular Board Meeting in Room 280 North, 441 4th Street, N.W., Washington, D.C., 20001, pursuant to notice at 10:30 a.m., Stephen I. Danzansky, Acting Chairman, presiding.

BOARD OF ELECTIONS MEMBERS PRESENT:

STEPHEN I. DANZANSKY, Acting Chairman

BOARD OF ELECTIONS STAFF PRESENT:

CLIFFORD D. TATUM, Executive Director
KENNETH MCGHIE, ESQ., General Counsel

OFFICE OF CAMPAIGN FINANCE STAFF PRESENT:

CECILY COLLIER-MONTGOMERY, Director
WILLIAM SANFORD, ESQ., General Counsel
## TABLE OF CONTENTS

<table>
<thead>
<tr>
<th>Agenda Item</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meeting Called to Order</td>
<td>3</td>
</tr>
<tr>
<td>Adoption of Agenda (postponed)</td>
<td>4</td>
</tr>
<tr>
<td>Adoption of Minutes (postponed)</td>
<td>4</td>
</tr>
<tr>
<td>September 2, 2015 Regular Board Meeting</td>
<td>4</td>
</tr>
<tr>
<td>Executive Director's Report</td>
<td>5</td>
</tr>
<tr>
<td>Clifford D. Tatum</td>
<td></td>
</tr>
<tr>
<td>General Counsel's Report</td>
<td>8</td>
</tr>
<tr>
<td>Kenneth McGhie, ESQ.</td>
<td></td>
</tr>
<tr>
<td>Campaign Finance Report</td>
<td>10</td>
</tr>
<tr>
<td>Cecily Collier-Montgomery</td>
<td></td>
</tr>
<tr>
<td>Office of General Counsel Report</td>
<td>13</td>
</tr>
<tr>
<td>William Sanford, ESQ.</td>
<td></td>
</tr>
<tr>
<td>Adjournment</td>
<td>15</td>
</tr>
</tbody>
</table>
P-R-O-C-E-E-D-I-N-G-S

(10:40 a.m.)

ACTING CHAIR DANZANSKY: Good morning.

My name is Stephen Danzansky, and I will be serving today as the Acting Chairman of the Board of Elections.

My colleague, our Chairman, Deborah Nichols, could not be here today, and in the absence of a quorum, therefore, there will be no official business conducted at this meeting. So today’s meeting will only be for the receipt of reports by Board senior staff, and of course, to record any public matters that might be raised today.

Let me now introduce our senior staff, to my left is our Executive Director Clifford Tatum, to my immediate right is our General Counsel Kenneth J. McGhie, and to my far right is our Director of Campaign Finance, Cecily Collier-Montgomery.

MS. COLLIER-MONTGOMERY: Good morning.

ACTING CHAIR DANZANSKY: Today’s date
is Wednesday, October 7, 2015, and the time is 10:41. We move to the first item on the agenda.

We have published a public agenda, and even though this is an unofficial meeting, the public certainly may use this as a guide to the reports that will be submitted today.

So there will be no official adoption of an agenda this morning and the same with minutes, which is the second item, because there is no quorum, and this is -- no official business can be done, there will be no adoption of the Board's minutes.

That will take place at the November 4 meeting of the Board, when the minutes of September 2, which was the prior meeting, will be officially adopted. So that will happen on the 4th.

The third item on the agenda is Board matters, and I have -- as the sole surviving Board Member, have no particular business to raise at this time. So we'll turn now to the Executive Director's Report. Mr. Tatum.
MR. TATUM: Thank you, sir. On my report for today, I have general matters, and there are a number of items I'd like to put on the record and bring to the Board's attention.

The Board of Elections participated in National Voter Registration Day, which was September the 22nd, 2015. Our office conducted voter registration drives at six locations throughout the city, and those locations were the Duke Ellington School of the Arts, Gallaudet University.

We participated with the League of Women Voters at the Safeway at the Alabama Avenue in Southeast D.C. We conducted a drive here at One Judiciary Square. We also conducted a drive at the National Collegiate Prep High School and at the University of D.C. Community College on North Capitol Avenue.

We participated in the activities for the -- over the course of the full day. We collected 221 voter registration applications and 31 poll worker applications. So all in all, it
was a successful day.

    WHUR provided on-air coverage at the
University of D.C. Community College from 12:00
to 1:00, and that was good. We had an
opportunity to say a couple -- share a couple
words with the public on air. And of course we
partnered with the League of Women Voters, that’s
always a good thing for us. So that concludes
the matter on the National Voter Registration.

    We wanted to give the Board an update
on our canvass activities. As of September 30,
2015, the Board has taken -- staff has updated
46,897 records as a result of the 2015 canvass.
Which means we have either changed addresses,
made voters inactive, or removed voters from the
roll as a result of being deceased or moved out
of state, as a result of the canvas. Those cards
are continuously coming in, so there’s continuous
activity on the canvass throughout the year --
throughout the remainder of the calendar year.

    We’d like to bring to the Board’s
attention that the Fiscal Year 2016 officially
began on October the 1st, so all expenditures moving forward will be cached against the 2016 budget.

We were appropriated $7,390,254 from the Mayor and the Council and of that $7 million, $2,846,600 is allotted for the June 2016 primary elections. So all expenditures that are being made now are coming from the 2016 allocated budget -- appropriated budget, and we are moving fast in to expenditures for the 2016 primary election.

ACTING CHAIR DANZANSKY: Okay.

MR. TATUM: Last but not least, we have finalized our online signature exchange program, which means voters can now register online and not have to print the form and mail the form to us. If they have a DMV-issued identification report, we'll pull the signature over from DMV and finalize the process.

We're updating our website and anticipate that website page being available on this Friday, October the 9th.
ACTING CHAIR DANZANSKY: Great.

MR. TATUM: And all voters with a DMV-issued ID will finalize their application by simply completing the data online.

Folks with the last four digits of their Social Security number will still have to print the form and mail it into us, but we’ve made that clear on the website as well and we’ll do some publications associated to this -- to the new online process.

ACTING CHAIR DANZANSKY: Great.

MR. TATUM: That’s all I have.

ACTING CHAIR DANZANSKY: Great. Okay.

Thank you. Thank you, Mr. Tatum. Mr. McGhie.

MR. MCGHIE: Okay. The only thing I have on my agenda is a litigation status update. We have only one matter pending in court right now, and that is Harry Wingo versus the D.C. Board of Elections.

As I mentioned at the last Board meeting, this was a matter brought by Mr. Wingo to challenge the formulation of the short title
and summary statement of the initiative dealing with the minimum wage, and the Board filed a consent motion to expedite the proceedings, which was granted on September 2nd.

So now under that expedited procedure, the Board will be filing its motion for summary judgment on this Friday, October 9th, and the Plaintiffs -- let's see, opposition and cross-motion by the Plaintiffs is due on October 26, and a reply by the Board of Elections and the Intervenors is due on November 9th. The final reply is November 16th, and then the hearing is set for November 19th.

ACTING CHAIR DANZANSKY: November 19th.

MR. MCGHIE: Yes.

ACTING CHAIR DANZANSKY: Okay. Do we have a judge?

MR. MCGHIE: The judge is Maurice A. Ross.

ACTING CHAIR DANZANSKY: Ross.

MR. MCGHIE: Ross.

ACTING CHAIR DANZANSKY: Okay. Thank
you.

MR. MCGHIE: And that would conclude my litigation status update.

ACTING CHAIR DANZANSKY: Thank you, Mr. McGhie. Campaign Finance?

MS. COLLIER-MONTGOMERY: Yes. During the month of September, the first thing I would report was that there were no statutory filing dates. We did have new candidates and committees who registered to participate in the 2016 election cycle.


We conduct entrance conferences in September. We conducted the conferences on September the 3rd, 2015. The participants were David Oberting, candidate treasurer,
Oberting2016. Erika Wadlington, treasurer, Committee for Fair Employment Laws.

Also on September the 25th, 2015, entrance conferences were conducted and the participants were Yvette Alexander, candidate, Re-Elect Yvette Alexander 2016; Michael J. Fortunato, treasurer, Grosso At-Large 2016; David Grosso, candidate, Grosso At-Large 2016.

In our Audit Branch -- during the month of September, the Audit Branch conducted 80 desk reviews of reports that had been filed with the agency of political action committees, as well as of principal campaign committees, and of one initiative committee.

The Audit Branch referred four cases to the Office of the General Counsel where there were requests for additional information addressed to the various filers, which were either not responded to, or for which the information provided did not comply with the auditors' requests. The Audit Branch also participated in four of the entrance conferences.
and the in-house training.

With respect to ongoing audits, our full field audits are as follows, of the investigative audits, we have Gray For Mayor. With the inaugural committees 2015, we have D.C. Proud inaugural committee. With respect to our newly-elected officials for 2014 and 2015, we have LaRuby May 2015, Brandon Todd for Ward 4, Brianne for D.C., Charles Allen for Ward 6.

With respect to our periodic random audits, the ongoing audits are: one, the candidates registered for the 2015 election cycle, and that is of the January 31st, 2015 filing, Barry for Council. With our continuing committees -- and this is with the January 31st, 2015 filing -- Morgan for D.C.

With respect to political action committees and continuing committees, the July 31st, 2015 filing: Eric Jones 2014, Fresh PAC, and the Libertarian Party of D.C.

We also issued an audit report during the month of September and that Holness for D.C.,
which was issued on September the 21st, 2015, and
that audit report is available at our website for
members of the public to review.

And now I would ask the General
Counsel to provide the report for the Office of
the General Counsel.

ACTING CHAIR DANZANSKY: Good morning,
Mr. Sanford.

MR. SANFORD: Good morning,
distinguished Board Member Danzansky. I’m
William Sanford, General Counsel for the Office
of Campaign Finance.

During the month of September 2015,
the Office of the General Counsel received four
referrals from the Reports Analysis and Audit
Division.

The Office of the General Counsel
completed nine informal hearings and issued 15
orders, which included the following: six orders
were issued for failure to timely file reports
and fines were imposed that totaled $7,750; seven
orders were issued for failure to timely file
reports in which no fines were imposed; and two orders were issued that have vacated -- to vacate previous orders based upon the payment performance.

The Office of the General Counsel imposed fines against the following respondents: D.C. Latino Caucus PAC, $300; Gertrude Stein Democratic PAC, $1,400; Youth Action PAC, $1,400; Bell for Ward 8 Council, $1,550; Whitaker for Ward 4, $1,550; Trayon White for Ward 8 2015, $1,550.

The Office of the General Counsel collected a total of $325 in fines from the following respondents: $100 from D.C. Working Families; $100 from Campaign Committee for Working Families; and $125 from Ward 6 Democrats.

During the month of September, the Office of the General Counsel maintained a total of seven open investigations from prior months and no new investigations were opened.

During the month of September 2015, there were no requests for interpretive opinions
and no show cause proceedings were conducted, and
that should complete my report.

ACTING CHAIR DANZANSKY: All right.

Thank you very much, Mr. Sanford.

All right. Now we turn to the next
item on the agenda, which is public matters. Does
any member of the public wish to come forward and
state for the record a public matter? As I said,
this is not an official meeting, but your
concerns will be recorded.

(No audible response.)

ACTING CHAIR DANZANSKY: Hearing none,
this unofficial meeting of the Board of Elections
is hereby concluded. Thank you.

(Whereupon, the above-entitled meeting
was adjourned at 10:53 a.m.)
CERTIFICATE

This is to certify that the foregoing transcript

In the matter of: Regular Board Meeting

Before: District of Columbia Board of Elections

Date: 10-07-15

Place: Washington, DC

was duly recorded and accurately transcribed under my direction; further, that said transcript is a true and accurate record of the proceedings.

[Signature]
Court Reporter

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS
1323 RHODE ISLAND AVE., N.W.
WASHINGTON, D.C. 20005-3701
(202) 234-4433
www.nealgross.com