



## Summary of Final Board Determination

### Daniel Squadron

Candidate, 2013, Public Advocate

Program participant: \$2,558,599 in public funds received

**1. Failing to report two transactions \$83**

Campaigns are required to properly report all financial transactions to the Board. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (11), (12); Board Rules 1-09, 3-03(c), (d), (e), 4-01. The Campaign did not report two transactions that appear on its bank statements: a \$200 withdrawal from a Citibank account and a \$3,963.71 payment to ADP.

The Board assessed a penalty of \$83 for these violations.

**2. Failing to file/late filing of daily pre-election disclosure statements \$300**

Aggregate contributions and loans from a single source in excess of \$1,000, and aggregate expenditures in excess of \$20,000, received or made within 14 days of an election, must be disclosed to the Board within 24 hours. *See* Admin. Code §§ 3-703(6), (12), 3-708(8); Board Rules 1-09, 3-02(e). The Campaign failed to file the required daily pre-election disclosure statements to report ten contributions and untimely filed statements to report five expenditures.

The Board assessed a penalty of \$300 for these violations.

**3. Accepting over-the-limit contributions \$384**

Campaigns are prohibited from accepting contributions in excess of the applicable contribution limit. *See* Admin. Code §§ 3-702(8), 3-703(1)(f), (11); Board Rules 1-04(c)(1), (h), 1-07(c). Prior to the election, the Campaign accepted four contributions in excess of the contribution limit. After notification from the Board, the Campaign refunded the amounts in excess of the contribution limit.

The Board assessed a penalty of \$384 for these violations.



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### **4. Accepting contributions from corporations and limited liability companies \$100**

Campaigns may not accept, either directly or by transfer, a campaign contribution or loan, or guarantee or other security for such loan, from any corporation, limited liability company (LLC), or partnership. *See* N.Y.C. Charter § 1052(a)(13); Admin. Code §§ 3-702(8), 3-703(1)(l); Board Rules 1-04(c)(1), (e), (g), 1-05.

Prior to the election, the Campaign reported that it had accepted a \$100 contribution from Joel Cohen, an entity listed on the New York State Department of State's website as a corporation. After notification from the Board, the Campaign timely refunded the Cohen contribution. The Campaign also accepted and refunded contributions from the business accounts of Thomas Magnani (\$1,000) and Carmen V. Musumeci (\$100).

The Board assessed a penalty of \$100 for this violation.

### **5. Accepting contributions from unregistered political committees \$508**

Campaigns may not accept a contribution from a political committee unless the committee is registered with the CFB or registers with the CFB within 10 days of receipt of the contribution. *See* Admin. Code §§ 3-702(11), 3-703(1)(k), 3-707; Board Rules 1-04(c)(1), (d), (g), 1-05.

The Campaign accepted a \$500 contribution from Friends of Morgenthau, an unregistered political committee. After notification from the Board, the Campaign refunded the contribution. In addition, the Campaign accepted an in-kind contribution from Northern Manhattan Democrats for Change in the form of unpaid sales tax on the purchase of a palm card.

The Board assessed a penalty of \$508 for these violations.



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**6. Failing to document transactions \$300**

Campaigns are required to document all financial transactions, including loans, in-kind contributions, and joint expenditures. *See* Admin. Code §§ 3-703(1)(d), (g), (11), (12), 3-715; Board Rules 1-09, 4-01(a), (c), (g), (k), 4-03.

The Campaign reported a \$2,254.92 in-kind contribution from Niki Russ Federman for an event held at Russ & Daughters, but failed to adequately document the transaction and prove that the contribution was made by Federman personally and not Russ & Daughters. The Campaign also reported three transactions for shared petition printing costs. It did not provide adequate documentation to demonstrate the total cost of each expenditure or how the Campaign's share was determined, and thus did not properly document these joint expenditures.

The Board assessed a penalty of \$300 for these violations.

**7. Failing to demonstrate compliance with intermediary reporting and documentation requirements \$300**

Campaigns are required to report the intermediary for each contribution that was delivered or solicited by an intermediary. In addition, campaigns are required to provide a signed intermediary affirmation statement for each intermediated contribution. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (11); Board Rules 3-03(c)(7), 4-01(b)(5). The Campaign did not submit intermediary affirmation statements for three reported intermediaries.

The Board assessed a penalty of \$300 for this violation.