



Summary of Final Board Determination

Melissa Mark-Viverito

Candidate, 2013, Council District 8

Program participant: \$158,502 in public funds received

1. Accepting a contribution from an unregistered political committee \$100

Campaigns may not accept a contribution from a political committee unless the political committee is registered with the CFB or registers with the CFB within 10 days of receipt of the contribution (participants and limited participants only). *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 \$50 contribution from Educational Justice PAC on April 27, 2011. The Campaign refunded the contribution after notification from the CFB, but the refund was not prompt.

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

2. Making impermissible post-election expenditures \$750

After an election and before repaying leftover campaign funds to the Board, participants may spend campaign funds only to pay campaign-related expenses incurred in the preceding election and for “routine activities involving nominal cost associated with winding up a campaign and responding to the post-election audit.” *See* Admin. Code §§ 3-702(21)(a)(8), 3-703(1)(d), (g), (6), (11), 3-710(2)(c); Board Rules 1-03(a), 1-08(b), 5-03(e)(2).

The Campaign reported a \$3,000 expenditure to Brendan S. Kelly (“Kelly”) on November 16, 2013, with the purpose code “consulting,” and has failed to demonstrate that this was a permissible post-election expenditure.

The Board assessed a penalty of \$750 for this violation.