



Summary of Final Board Determination

Carlton Curry

Candidate, 2016A, City Council District 17, Bronx

Program participant: \$0 public funds received

Material misrepresentation or fraud

\$10,000

“The intentional or knowing furnishing of any false or fictitious evidence, books or information to the board...or the inclusion in any evidence, books, or information so furnished of a misrepresentation of a material fact, or the falsifying or concealment of any evidence, books, or information relevant to any audit by the board or the intentional or knowing violation of any other provision of [the Act]...” shall subject the Campaign to penalties and the recovery of any public funds obtained. *See* Admin. Code § 3-711(3).

The following are considered to constitute a “fundamental breach of the obligations affirmed and accepted by the participant or limited participant in the certification”:

“(a) submission of a disclosure statement which the participant knew or should have known includes substantial fraudulent matchable contribution claims; [and]

(e) submission of substantial information which the participant or limited participant knew or should have known was false, or the submission of substantial documentation which the participant or limited participant knew or should have known was fabricated or falsified, which would avoid a finding of violation or public funds repayment determination.”

Board Rule 2-02.

The Campaign reported an unusually high number of cash contributions in the same amounts totaling \$3,370, and submitted matching claims totaling \$3,298 for those contributions. CFB staff succeeded in contacting fifteen of the purported contributors, ten of whom denied making the reported contributions. Only two of those who denied making a contribution had any contact with the Campaign, and the statements of those two suggest that the Campaign created false contribution records based on these interactions. Of the five contributors who confirmed making a contribution, two stated that they gave amounts other than those reported by the Campaign, and one could not remember the amount of his contribution.

A review of all contribution backup documentation submitted by the Campaign also suggests that the Campaign falsified contribution cards. At least 46 contribution cards share handwriting or signatures or contain handwriting or signatures substantially similar to those found on the contribution cards associated with individuals who denied contributing to the Campaign. In addition, 33 contribution cards listed non-existent addresses, and CFB staff was unable to locate the reported contributors at surrounding addresses.



New York City Campaign Finance Board
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The Board assessed a penalty of \$10,000 for this violation.