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## Summary of Final Board Determination#

### **Victor Jordan**

**Candidate, 2017, City Council District #41**

**Program Participant**

**Cheryl LaRose, Treasurer of Committee to Elect Jordan**

**The Board determined that the Campaign has failed to comply with the Campaign Finance Act and Board rules, and assessed violations and penalties as detailed below.**

#### **1. Failing to provide bank statements \$96**

Campaigns are required to provide copies of bank, credit card, and merchant account statements for all accounts used for each election. *See* Admin. Code §§ 3-703(1)(d), (g), (11); Board Rule 3-03(f), 4-01(f)(1).

The Campaign did not provide any statements for its TD Bank account from July 2017 to the present.

The Board assessed total penalties of \$96 for these violations.

#### **2. Failing to demonstrate compliance with cash receipts reporting and documentation requirements \$61**

Campaigns are required to report all cash receipts, deposit them into the bank account listed on the candidate's filer registration and/or certification within ten business days of receipt, and provide the deposit slips for the account to the Board. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (10), (11), (12); Board Rules 1-04(a), (b), 2-06(a), 3-03(c), 4-01(a), (b)(1), (3), (f).

The Campaign reported \$1,022 in cash receipts, but did not provide any deposit slips, resulting in a variance of 100% between the cash receipts reported and documented by the Campaign.

The Board assessed total penalties of \$61 for these violations.

#### **3. Failing to demonstrate compliance with reporting requirements for receipts \$180**

Campaigns are required to demonstrate compliance with reporting requirements and are required to provide bank records, including bank statements and deposit slips. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (11), (12); Board Rules 1-09, 3-03(c), (d), (e), 4-01.

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The Campaign reported \$11,957 in receipts, but its bank statements only account for \$3,415 in receipts, a difference of \$8,542. This constitutes a variance of 71.43% between the receipts reported and documented by the Campaign.

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

#### **4. Failing to file a disclosure statement \$180**

Campaigns are required to file complete and timely disclosure statements on scheduled dates. *See* N.Y.C. Charter § 1052(a)(8); Admin. Code §§ 3-703(6), (12), 3-708(8); Board Rules 1-09, 3-02.

The Campaign did not file Disclosure Statement 16, which was due on January 16, 2018.

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

#### **5. Accepting contributions from unregistered political committees \$1,261**

Campaigns may not accept a contribution (monetary or in-kind) 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. *See* Admin. Code §§ 3-702(11), 3-703(1)(k), 3-707; Board Rules 1-04(c)(1), (d), (g), 1-05.

On June 19, 2017, the Campaign accepted a \$1,000 contribution from O'Hara for Judge, a political committee not registered with the CFB. The Campaign failed to refund the contribution and the committee did not register with the CFB.

On September 9, 2017, the Campaign accepted a \$2,500 contribution from Friends of Patrick Hayes, PAC, a political committee not registered with the CFB. The Campaign failed to refund the contribution and the committee did not register with the CFB.

The Board assessed total penalties of \$1,261 for these violations.

#### **6. Failing to respond to the Draft Audit Report \$500**

Campaigns are required to maintain records, such as copies of checks, invoices, and bank records, to verify financial transactions reported in disclosure statements, and campaigns are required to provide such records to the Board upon request and to respond to specific questions regarding compliance with the Act and Board rules. *See* Admin. Code §§ 3-703 (1)(d), (g), (6), (11), (12), 3-708(5), 3-710(1); Board Rules 1-09(a), 4-01, 4-05(a).

The Campaign's response to the Draft Audit Report was due on June 18, 2018. The Campaign did not respond to the Draft Audit Report.

The Board assessed penalties of \$500 for these violations.

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